

STATE OF IOWA
1947

JOURNAL OF THE SENATE

OF THE

FIFTY-SECOND GENERAL ASSEMBLY

Convened January 13, 1947

Adjourned April 25, 1947

ROBERT D. BLUE, Governor
KENNETH A. EVANS, President of the Senate
G. T. KUESTER, Speaker of the House

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Des Moines

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FIFTY-SECOND GENERAL ASSEMBLY

OFFICERS OF THE SENATE

LIEUTENANT GOVERNOR K. A. EVANS, President.....	Emerson
RICHARD V. LEO, President Pro Tempore.....	Dysart
W. J. SCARBOROUGH, Secretary.....	Des Moines
HENRY F. REED, Assistant Secretary.....	Cresco
EDNA GILLESPIE, Journal Clerk.....	Des Moines
LEONA STORY, Assistant Journal Clerk.....	Des Moines
MARIE SPENCER, Engrossing Clerk.....	West Des Moines
DOROTHY JOHNSON, Enrolling Clerk.....	Des Moines
MARETTA BLANCHARD, Enrolled Bills Clerk.....	Des Moines
IRENE JACOBS, Secretary's Stenographer.....	Des Moines
ELEANOR HEYWOOD, Secretary's Clerk.....	Des Moines
ELEANOR LUNDBERG, Lieutenant Governor's Clerk.....	Des Moines
NORA LITTLEWOOD, Special Clerk.....	West Point
RUTH WILSON PATTY, Special Clerk.....	Shenandoah
RITA MOYLAN, Special Clerk.....	Bayard
HAZEL CARMEAN, General Clerk.....	EXCHANGE Leon
FRANK SACCO, Supply Clerk.....	Des Moines
FRANK BUCK, Sergeant-at-Arms.....	Ames
BEN BECK, Assistant Sergeant-at-Arms.....	Marcus
ED KOPP, Assistant Sergeant-at-Arms.....	Cedar Rapids
CHARLES DICKSON, Chief Doorkeeper.....	Des Moines
RICHARD L. MILLER, Assistant Chief Doorkeeper.....	Coon Rapids
ELSIE KENT, Postmistress.....	Des Moines
LINNIE M. FIERO, Postmistress.....	Des Moines
W. F. GRINER, File Clerk.....	Clinton
DOUGLAS I. PITCHFORTH, Assistant File Clerk.....	Des Moines
BERNARD BLACK, Bill Clerk.....	Ottumwa

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ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

NAME	TITLE	RESIDENCE	POLITICS
Robert D. Blue.....	Governor.....	Eagle Grove..	Republican
Kenneth A. Evans.....	Lieutenant Governor.....	Emerson.....	Republican
Rollo H. Bergeson.....	Secretary of State.....	Sioux City....	Republican
Chet B. Akers.....	Auditor of State.....	Ottumwa.....	Republican
J. M. Grimes.....	Treasurer of State.....	Osceola.....	Republican
Harry D. Linn.....	Secretary of Agriculture.....	Des Moines....	Republican
John M. Rankin.....	Attorney General.....	Keokuk.....	Republican
David B. Long.....	Commerce Commissioner.....	Des Moines....	Republican
Carl W. Reed.....	Commerce Commissioner.....	Cresco.....	Republican
B. M. Richardson.....	Commerce Commissioner.....	Cedar Rapids..	Republican
Jessie M. Parker.....	Superintendent of Public Instruction.....	Lake Mills... ..	Republican
Wm. L. Bliss.....	Judge of the Supreme Court.....	Mason City ..	Republican
T. G. Garfield.....	Judge of the Supreme Court.....	Ames.....	Republican
Oscar Hale.....	Judge of the Supreme Court.....	Wapello.....	Republican
Norman R. Hays.....	Judge of the Supreme Court.....	Knoxville.....	Republican
H. J. Mantz.....	Judge of the Supreme Court.....	Audubon.....	Republican
John E. Mulroney.....	Judge of the Supreme Court.....	Fort Dodge....	Republican
Ralph A. Oliver.....	Judge of the Supreme Court.....	Sioux City....	Republican
W. A. Smith.....	Judge of the Supreme Court.....	Dubuque.....	Republican
C. F. Wennerstrum.....	Judge of the Supreme Court.....	Chariton.....	Republican
Norman R. Hays.....	Judge of the Supreme Court.....	Knoxville.....	Republican
	(To fill vacancy)		

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SENATORS—FIFTY-SECOND GENERAL ASSEMBLY

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Service
*Augustine, A. E. (Earl)	Oskaloosa	56	Farmer, Broker	Dem.	14	Mahaska	46X 47 48 49 50 50X 51
Barkley, J. R.	Moulton	77	Attorney	Rep.	3	Appanoose, Davis	51
Bateson, R. R.	Eldora	49	Attorney	Rep.	37	Hamilton, Hardin, Wright	
Bekman, E. K.	Ottumwa	46	Attorney	Rep.	13	Wapello	48 49 50 50X 51
Benson, Ralph E.	Jefferson	39	Implements, Farming	Rep.	48	Carroll, Greene, Sac	48 49 50 50X 51
Berg, John P.	Cedar Falls	53	Retail Merchant	Rep.	38	Black Hawk, Grundy	46 46X 47 48 49 50 50X 51
*Byers, Frank C.	Cedar Rapids	68	Attorney	Rep.	26	Linn	43 44 45 45X 46 46X 47 48 49 50 50X 51
*Clem, A. D.	Sioux City	49	Attorney	Rep.	32	Woodbury	50 50X 51
Colburn, Jay C.	Harlan	53	Farmer	Rep.	18	Cass, Shelby	49 50 50X 51
*Dewel, Duane E.	Algona	45	Newspaperman	Rep.	49	Emmet, Kosuth, Palo Alto	51
*Doud, Alden L.	Douds	49	Attorney	Rep.	2	Jefferson, Van Buren	50 50X 51
*Dykhouse, J. T.	Rock Rapids	57	Real Estate & Insurance	Rep.	24	Lyon, Osceola, Sioux	47 48 49 50 50X 51
*Elthon, Leo	Fertile	48	Contractor & Farming	Rep.	41	Mitchell, Winnebago, Worth	45 45X 46 46X 47 48 49 50 50X 51
Paul, George	Des Moines	48	Attorney	Rep.	30	Polk	48 49 50 50X 51
*Findlay, C. V.	Fort Dodge	80	Former Mayor	Rep.	27	Calhoun, Webster	37 38 38X 49 50 50X 51
Fishbaugh, Jr., Earl C.	Shenandoah	37	Attorney	Rep.	7	Fremont, Page	46 46X 47 48 49 50 50X 51
Foster, Harlan C.	Mount Pleasant	60	Farmer	Rep.	10	Henry, Washington	47 48 49 50 50X 51
Hart, Stanley L.	Keokuk	50	Cooperage Manufacturer	Rep.	1	Lee	47 48 49 50 50X 51
*Hawkins, R. B.	Leon	61	Attorney	Rep.	5	Decatur, Ringgold, Union	48 49 50 50X 51
Henningsen, O. H.	Clinton	63	Realtor and Insurance	Rep.	22	Clinton	48 49 50 50X 51
*Hultman, O. N.	Stanton	59	Lumberman	Rep.	8	Mills, Montgomery	45 45X 46 46X 47 48 51
*Jacobson, Arthur H.	Waukon	36	Attorney	Rep.	40	Allamakee, Fayette	
*Jones, Floyd	Osceola	47	Cafe Owner and Farmer	Rep.	11	Clarke, Warren	49 50 50X 51
*Keir, Robert	Spencer	41	Farmer	Rep.	47	Clay Dickinson, O'Brien	49 50 50X 51
Kirketeg, Kathryn M.	Bedford	43	Teacher	Rep.	6	Adams, Taylor	
*Klein, Tunia H.	Pella	58	Attorney	Dem.	15	Marion, Monroe	51
*Kudson, Herman M.	Mason City	59	Printing and Bookbinding	Rep.	43	Cerro Gordo, Franklin, Hancock	46 46X 48 49 50 50X 51
Leo, Richard V.	Dysart	58	Farmer & Grain Dealer	Rep.	45	Benton, Tama	45X 48 49 50 50X 51
Lianevoel, William	Decorah	69	Farmer and Insurance	Rep.	42	Howard, Winnebago	
*Long, Irving D.	Manchester	51	Attorney	Rep.	33	Buchanan, Delaware	49 50 50X 51
Lord, Herman B.	Muscatine	53	Manufacturer	Rep.	20	Louisa, Muscatine	
*Lucas, J. G.	Madrid	67	Publisher	Rep.	31	Boone, Story	51
*Lynes, J. Kendall	Plainfield	43	Farmer	Rep.	39	Bremer, Butler	49 50 50X 51
Martin, Frank D.	Davenport	62	Former Sheriff	Rep.	21	Scott	48 49 50 50X 51
Maytag, Fred	Newton	35	Manufacturer	Rep.	29	Jasper	
*Mercer, Leroy S.	Iowa City	57	Printing & Publishing	Dem.	25	Iowa, Johnson	45 45X 46 46X 47 49 50 50X 51
*Miller, Al	Gray	61	Farmer	Rep.	17	Audubon, Dallas, Guthrie	49 50 50X 51

SENATORS—FIFTY-SECOND GENERAL ASSEMBLY—Continued

NAME	Address	Age	Occupation	Politics	District	Counties Composing District	Former Legislative Service
Miller, J. F.	Humboldt	60	Grain Dealer and Farm Operator	Rep.	50	Buena Vista, Humboldt, Pocahontas	48 49 50 50X 51
Musmaker, J. Lyle	Greenfield	48	Attorney	Rep.	16	Adair, Madison	
Myrland, E. C.	Onawa	54	Gasoline & Oil, Farmer	Rep.	34	Crawford, Harrison, Monona	
*Newsome, J. A.	Derby	68	Farmer	Rep.	4	Lucas, Wayne	50 50X 51
Reilly, Robert C.	Dubuque	42	Sporting Goods Dealer	Dem.	35	Dubuque	48 49 50 50X 51
*Ritchie, Fred J.	Marcus	68	Farmer	Rep.	46	Cherokee, Ida, Plymouth	48 49 50 50X 51
*Rockhill, Robert A.	Marshalltown	51	Attorney	Rep.	28	Marshall	51
*Schluter, Edwin C.	Clarence	59	Attorney	Rep.	23	Cedar, Jackson, Jones	50 50X 51
*Sharp, F. E.	Elkader	52	Attorney	Rep.	36	Clayton	48 49 50 50X 51
Skourup, W. N.	Burlington	54	Farmer, Service St. Garage	Rep.	9	Des Moines	
Vittetoe, Luke	Sigourney	60	Druggist	Rep.	12	Keokuk, Poweshiek	50 50X 51
*Watson, DeVere	Council Bluffs	53	Attorney	Rep.	19	Pottawattamie	49 50 50X 51
Zastrow, Ralph W.	Charles City	57	Attorney	Rep.	44	Chickasaw, Floyd	50 50X 51

MEMBERS OF THE HOUSE—FIFTY-SECOND GENERAL ASSEMBLY

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NAME	Address	Age	Occupation	Politics	District	County	Former Legislative Service
Ainsworth, David G.	Spirit Lake	41	Farm Manager	Rep.	97	Dickinson	
Anderson, Carl A.	Swedesburg	56	Farmer	Rep.	20	Henry	50 50X 51
Avery, A. H.	Spencer	76	Insurance	Rep.	83	Clay	44 45X 46 46X 48 49 50 50X 51
Baker, Oliver N.	Pomeroy	52	Farmer	Rep.	61	Calhoun	51
Bass, Elmer A.	Emerson	58	Farmer	Rep.	12	Montgomery	51
Beardsley, William S.	New Virginia	45	Farm Operator	Rep.	27	Warren	45 45X 46 46X 47 48
Beman, G. A.	Delta	71	Farmer, Insurance, Live Stock	Rep.	24	Keokuk	
Bents, W. A. (Bill)	Cresco	49	Nurseryman	Dem.	92	Howard	51
Bloom, Amy M.	Dayton	57	Housewife	Rep.	62	Webster	
Bockwoldt, M. F.	Ida Grove	70	Farmer and Feeder	Rep.	59	Ida	49 50 50X 51
Boothby, Laurence M.	Cleghorn	50	Farmer	Rep.	79	Cherokee	
Brown, Carroll L.	Rose Hill	33	Farmer	Rep.	25	Mahaska	
Brown, Geo. L.	Onawa	49	Druggist	Rep.	57	Monona	
Bryson, C. A.	Iowa Falls	72	Attorney	Rep.	64	Hardin	49 50 50X 51
Burkman, Carl A.	Des Moines	54	Attorney	Rep.	37	Polk	51
Butler, Guy G.	Rolle	59	Farmer and Banker	Rep.	77	Pocahontas	
Datisman, B. L.	Inwood	68	Retired Farmer	Rep.	99	Lyon	50 50X 51
Davis, J. C.	Oelwein	67	Dentist & Farm Manager	Rep.	71	Fayette	51
DeGroot, Oliver H.	Humboldt	60	Mayor	Rep.	76	Humboldt	
Donohue, D. A.	Tipton	35	Real Estate	Rep.	44	Cedar	50 50X 51
Duffield, R. E.	Guthrie Center	70	Attorney	Rep.	35	Guthrie	49 50 50X 51
Duffy, John L.	Dubuque	47	Attorney	Dem.	89	Dubuque	
Eckels, Penn	Britt	64	Farmer	Rep.	86	Hancock	
Edwards, E. L.	Shannon City	61	Merchant	Rep.	14	Union	49 50 50X 51
Fiene, George	Nashua	63	Retired Farmer	Dem.	89	Chickasaw	
Fimmen, W. R.	Blomfield	47	Attorney	Rep.	3	Davis	49 50 50X 51
Fletcher, Clint L.	Osceola	59	Farmer	Rep.	98	Osceola	45X 51
Frei, H. R. Jr.	Reinbeck	56	Farmer	Rep.	65	Grundy	51
Fulk, Ed. W.	Clarinda	56	Farmer	Rep.	9	Page	51
Gannaway, John W.	Grinnell	69	Former College Teacher	Rep.	39	Poweshiek	
Good, C. G.	Ogden	73	Farmer & Horse Breeder	Rep.	53	Boone	
Graham, Mel M.	Audubon	40	Attorney	Dem.	34	Audubon	47 49 50 50X 51
Hansen, J. E.	Dedham	57	Banking	Dem.	55	Carroll	
Hedin, Philip T.	Davenport	64	Real Estate & Broker	Rep.	43	Scott	50 50X 51
Hendrix, W. C.	Lets	57	Farmer and Feeder	Rep.	42	Muscatine	
Hicklin, M. F.	Wapello	38	Attorney	Rep.	22	Louisa	50 50X 51
Hinrichs, Chris F.	Victor	54	Farmer	Rep.	40	Iowa	
Humbert, Ernest	Corning	76	Farmer, Horse Breeder	Rep.	13	Adams	
Huston, T. H.	Crawfordville	65	Farmer	Rep.	23	Washington	50 50X 51
Ingalls, Willard	Monmouth	52	Veterinarian	Rep.	46	Jackson	
Kerr, Francis	Manilla	59	Farmer	Rep.	33	Shelby	
Kester, George B.	Tingley	42	Farmer	Rep.	7	Ringgold	

MEMBERS OF THE HOUSE

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

NAME	Address	Age	Occupation	Politics	District	County	Former Legislative Service
Kilpatrick, W. J.	Randolph	57	Farmer	Rep.	10	Fremont	
King, Arthur P.	Blockton	34	Farmer	Rep.	8	Taylor	
Klemesrud, Theo.	Thompson	44	Publisher	Rep.	95	Winnebago	50 50X 51
Knickerbocker, C. J.	Fairfax	63	Farmer	Rep.	48	Linn	
Koch, Frank	West Bend	61	Newspaper	Rep.	84	Palo Alto	
Kosok, Ernest	Cedar Rapids	39	Investment Banker	Rep.	48	Linn	
Krall, Frank J.	Iowa City	62	Retired Farmer	Dem.	41	Johnson	
Kruse, William	Charles City	56	Farmer	Rep.	88	Floyd	48 49 50 50X 51
Kuester, G. T.	Griswold	58	Farmer	Rep.	30	Cass	46 46X 47 48 49 50 50X 51
Landsness, J. Oliver	Sioux Rapids	68	Farmer	Rep.	78	Buena Vista	
Langland, C. M.	Sp'g Grove Minn.	76	Farmer	Rep.	91	Winneshek	44 51
Lawrence, Edna C.	Ottumwa	40	Housewife	Rep.	18	Wapello	
Long, Harvey J.	Clinton	52	Wholesale Roofing	Rep.	45	Clinton	49 50 50X 51
Loss, Casey	Algona	42	Farmer	Dem.	85	Kossuth	
Lucken, J. Henry	Akron	50	Farmer	Rep.	80	Plymouth	
Lundy, Hugh W.	Albia	50	Attorney	Rep.	17	Monroe	47 48 49 50 50X
Lynes, William S.	Waverly	53	Drainage Consultant	Rep.	72	Bremer	
McEleney, Leo P.	Clinton	53	Automobile Dealer	Rep.	45	Clinton	51
McFarlane, Arch W.	Waterloo	61	Wholesale Fuel	Rep.	66	Black Hawk	36 37 38 38X 39 42 42X 43 44 45 45X 46 46X 48 49 50 50X 51
Mills, Ivan R.	Adair	68	Methodist Minister	Rep.	29	Adair	49 50 50X 51
Moore, H. A.	New Hartford	64	Farmer	Rep.	73	Butler	51
Morrissey, Edw. J.	Valeria	58	Farmer	Rep.	38	Jasper	48 49 50 50X 51
Neal, M. M.	Dexter	46	Farmer	Rep.	36	Dallas	
Nelson, Harold F. (Lum)	Sioux City	42	Attorney	Rep.	58	Woodbury	49 50 50X
Nelson, R. A.	Independence	58	Dairy Farmer	Rep.	67	Buchanan	51
Nicholas, W. H.	Mason City	54	Turkey Farmer	Rep.	87	Cerro Gordo	
Nielsen, Andrew J.	Council Bluffs	57	Attorney	Rep.	31	Pottawattamie	49 50 50X 51
Noble, Walter F.	Missouri Valley	52	Farmer	Rep.	32	Harrison	
Norland, Norman	Kensett	58	Farmer	Dem.	94	Worth	50 50X 51
Olson, Allert G.	Osage	50	Farmer	Rep.	93	Mitchell	51
Patrick, Russell A.	Hawarden	46	Farmer	Rep.	81	Sioux	
Pieper, Elmer	Waukon	59	Attorney	Rep.	90	Allamakee	48 49 50 50X
Poston, E. E. (Gene)	Corydon	63	Attorney	Dem.	5	Wayne	49 50 50X 51
Prange, Claire G.	Pleasantville	35	Attorney	Rep.	26	Marion	
Putney, Lawrence	Gladbrook	47	Hatchery, Feed Mfr., Farming	Rep.	50	Tama	51
Rankin, A. E.	Hampton	58	Farm Management, Ins.	Rep.	74	Franklin	
Redman, A. G.	Sac City	64	Farmer	Rep.	60	Sac	51
Reed, Wilson	Fairfield	73	Tax Consultant	Rep.	19	Jefferson	49 50 50X 51
Robb, George H.	Estherville	65	Livestock	Rep.	96	Emmet	50 50X 51
Robinson, Glenn E.	Colesburg	42	Attorney	Rep.	68	Delaware	50 50X 51
Saylor, E. B.	Van Wert	62	Farmer	Rep.	6	Decatur	51

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

NAME	Address	Age	Occupation	Politics	District	County	Former Legislative Service
Schwengel, Fred	Davenport	39	General Agent Life Ins.	Rep.	43	Scott	51
Scott, Leonard E.	Centerville	29	Salesman	Rep.	4	Appanoose	
Shepard, Ray E.	Chariton	51	Skelgas Sales & Service	Rep.	16	Lucas	51
Siefkas, Henry	Osceola	49	Farming	Rep.	15	Clarke	48 49 50 50X 51
Sloane, Ted	Des Moines	43	Attorney	Rep.	37	Polk	50 50X 51
Smith, Ernest T.	Volga	59	Farmer	Rep.	70	Clayton	51
Smith, Virgil E.	Winterset	44	Merchant & Oil Jobber	Rep.	28	Madison	
Smith, Walden T.	Mediapolis	44	Newspaper Publisher	Rep.	21	Des Moines	
Steinberg, Albert	Ames	56	Attorney	Rep.	52	Story	48 49 50 50X 51
Stevens, Henry H.	Scranton	53	Farmer	Rep.	54	Greene	51
Strawman, Clifford M.	Anamosa	57	Attorney and Farmer	Rep.	47	Jones	51
Teamer, Fred W.	Waterloo	50	General Insurance Agency	Rep.	66	Black Hawk	
Troeger, Paul	Ottumwa	46	High School Teacher	Rep.	18	Wapello	48 50 50X
Turner, Ira L.	Malvern	64	Farmer	Rep.	11	Mills	
Utzig, Arnold	Dubuque	53	Shoe Merchant	Dem.	69	Dubuque	
Van Eaton, Charles S.	Sioux City	57	Food Stores	Rep.	58	Woodbury	50 50X 51
Williams, John A.	Williams	30	Farmer	Rep.	63	Hamilton	51
Walter, H. W.	Council Bluffs	35	Attorney	Rep.	31	Pottawattamie	48 49 50 50X 51
Walter, W. Eldon	Beaman	48	Farmer	Rep.	51	Marshall	49 50 50X 51
Watson, Harry E.	Sanborn	40	Farmer	Rep.	82	O'Brien	51
Weichman, Harry E.	Newhall	54	Retired Farmer & Realtor	Rep.	49	Benton	47 48 49 50 50X 51
Weiss, Albert	Denison	61	Retired Farmer and Businessman	Rep.	56	Crawford	
Wellington, Thomas W.	Fort Madison	71	Retired Ry Postal Clerk	Rep.	1	Lee	49 50 50X 51
Williams, O. C.	Keosauqua	54	Merchant	Rep.	2	Van Buren	51
Wilson, L. E.	Eagle Grove	57	Funeral Director	Rep.	75	Wright	

VII

MEMBERS OF THE HOUSE

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 13, 1947.

Pursuant to law the Fifty-second General Assembly convened at 10 o'clock a.m., and was called to order by Lieutenant Governor Kenneth A. Evans, President of the Senate.

Prayer was offered by Rev. L. E. Koenig, member of the Presbytery of Des Moines, Iowa.

TEMPORARY OFFICERS

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

W. J. Scarborough, temporary secretary.

Edna Gillespie, temporary journal clerk.

Frank Buck, temporary sergeant-at-arms.

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

COMMITTEE ON CREDENTIALS

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

The motion prevailed and the President appointed as such committee Senators Hart, Myrland, Ritchie, Klein and Musmaker.

REPORT OF THE COMMITTEE ON CREDENTIALS

Senator Hart, from the Committee on Credentials, submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on credentials finds the following newly elected Senators, as shown by the records, and as certified by the Secretary of State, entitled to seats in the Senate of the Fifty-second General Assembly of Iowa:

First District—Stanley L. Hart.

Seventh District—Earl C. Fishbaugh, Jr.

Ninth District—W. N. Skourup.

Tenth District—Harlan C. Foster.
Twelfth District—Luke Vittetoe.
Thirteenth District—E. K. Bekman.
Eighteenth District—Jay C. Colburn.
Twentieth District—Herman B. Lord.
Twenty-first District—Frank D. Martin.
Twenty-second District—O. H. Henningsen.
Twenty-ninth District—Fred Maytag.
Thirtieth District—George Faul.
Thirty-fourth District—E. C. Myrland.
Thirty-fifth District—Robert C. Reilly.
Thirty-seventh District—R. R. Bateson.
Thirty-eighth District—John P. Berg.
Forty-second District—William Linnevold.
Forty-fourth District—Ralph W. Zastrow.
Forty-fifth District—Richard V. Leo.
Forty-eighth District—Ralph E. Benson.
Fiftieth District—J. F. Miller.

We also find the following newly elected Senators to fill vacancies who are entitled to seats in the Senate:

Sixth District—Kathlyn M. Kirketeg.
Sixteenth District—J. Lyle Musmaker.

We also find the following hold-over Senators entitled to seats in the Senate:

Second District—Alden L. Doud.
Third District—J. R. Barkley.
Fourth District—J. A. Newsome.
Fifth District—R. B. Hawkins.
Eighth District—O. N. Hultman.
Eleventh District—Floyd Jones.
Fourteenth District—A. E. (Earl) Augustine.
Fifteenth District—Tunis H. Klein.
Seventeenth District—Ai Miller.
Nineteenth District—De Vere Watson.
Twenty-third District—Edwin C. Schluter.
Twenty-fourth District—J. T. Dykhousé.
Twenty-fifth District—Leroy S. Mercer.
Twenty-sixth District—Frank C. Byers.
Twenty-seventh District—C. V. Findlay.
Twenty-eighth District—Robert A. Rockhill.
Thirty-first District—J. G. Lucas.
Thirty-second District—A. D. Clem.
Thirty-third District—Irving D. Long.
Thirty-sixth District—F. E. Sharp.
Thirty-ninth District—J. Kendall Lynes.
Fortieth District—Arthur H. Jacobson.
Forty-first District—Leo Elthon.
Forty-third District—Herman M. Knudson.
Forty-sixth District—Fred J. Ritchie.

Forty-seventh District—Robert Keir.

Forty-ninth District—Duane E. Dewel.

STANLEY L. HART.

E. C. MYRLAND.

FRED J. RITCHIE.

T. H. KLEIN.

J. LYLE MUSMAKER.

Committee on Credentials.

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

R. R. Bateson	Stanley L. Hart	J. F. Miller
E. K. Bekman	O. H. Henningsen	J. Lyle Musmaker
Ralph E. Benson	Kathlyn M. Kirketeg	E. C. Myrland
John P. Berg	Richard V. Leo	Robert C. Reilly
Jay C. Colburn	William Linnevold	W. N. Skourup
George Faul	Herman B. Lord	Luke Vittetoe
Earl C. Fishbaugh, Jr.	Frank D. Martin	Ralph W. Zastrow
Harlan C. Foster	Fred Maytag	

Roll call showed all members present.

SELECTION OF SEATS

Senator Rockhill moved that the hold-over and re-elected senators be granted the privilege of retaining the seats occupied by them during the Fifty-first General Assembly, or selecting a new seat, and that Senator Kirketeg be then permitted to select her seat, and that the names of the remaining 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 select his seat from those seats that are unoccupied; and that any senator having any defect such as bad hearing be allowed to select his seat first.

Senator Berg asked and received unanimous consent that Senator Maytag be granted the privilege of occupying seat 28 which seat had been occupied for a number of sessions by the Senator from Jasper.

Senator Berg offered the following amendment to the motion and moved its adoption:

Amend by adding the following: "That the newly elected senators, former members of the House, and newly elected former senators, be granted the privilege of making their selections first."

The amendment was adopted.

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

Augustine	7	Klein	5
Barkley	21	Knudson	17
Bateson	10	Leo	37
Bekman	16	Linnevold	25
Benson	39	Long	22
Berg	26	Lord	1
Byers	34	Lucas	6
Clem	35	Lynes	47
Colburn	44	Martin	31
Dewel	4	Maytag	28
Doud	50	Mercer	29
Dykhouse	46	Miller, A. I.	2
Elthon	18	Miller, J. F.	42
Faul	13	Musmaker	8
Findlay	19	Myrland	40
Fishbaugh	11	Newsome	38
Foster	45	Reilly	43
Hart	36	Ritchie	14
Hawkins	9	Rockhill	41
Henningsen	32	Schluter	33
Hultman	24	Sharp	23
Jacobson	20	Skourup	3
Jones	49	Vittetoe	30
Keir	48	Watson	15
Kirketeg	27	Zastrow	12

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Knudson moved that a committee of three be appointed to notify the Governor that the Senate was permanently organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed and the President appointed as such committee Senators Knudson, Kirketeg and Reilly.

COMMITTEE TO NOTIFY THE HOUSE

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

The motion prevailed and the President appointed as such committee Senators Clem, Watson and Newsome.

COMMITTEE ON SUPPLIES AND EQUIPMENT

Senator Schluter moved that a committee of three be named to make arrangements for supplies and equipment to be used during the period of the Fifty-second General Assembly.

The motion prevailed and the President named as such committee Senators Schluter, Fishbaugh and Skourup.

COMMITTEE ON CHAPLAINS

Senator Ai Miller moved that a committee of one be appointed to provide chaplains for the Senate during the Fifty-second General Assembly, which motion prevailed and Senator Miller was appointed as such committee.

ASSIGNMENT OF SEATS IN PRESS GALLERY

Senator Dewell moved that the Secretary of the Senate be authorized to assign seats to representatives of the press.

The motion prevailed and the Secretary assigned the following seats:

51. C. C. Clifton, Des Moines Register.
52. Cliff Millen, Des Moines Tribune.
53. Kenneth Hopping, Associated Press.
54. Virginia Simpson, United Press.
55. Otto Weber, International News Service.
56. Don Reid, Iowa Press Association.
57. John Zug, Iowa Daily Press Association.
58. Wallace M. Short, Unionist and Public Forum.
60. Louis Gardner, Republican News.
61. Frank Morehead, Democratic News.
62. Frank Nye, Cedar Rapids Gazette.

COMMITTEE ON MILEAGE

Senator Martin moved that a committee of three be appointed as a committee on mileage.

The motion prevailed and the President appointed as such committee Senators Martin, Colburn and Maytag.

BADGES

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

RESOLUTION FOR CLERKS

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

SENATE RESOLUTION 1

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

The motion prevailed and the resolution was adopted.

The President appointed Senators Jones, Miller, J. F., and Bateson.

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

SENATE CONCURRENT RESOLUTION 1

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

The motion prevailed and the resolution was adopted, and the President appointed as such committee on the part of the Senate, Senators Elthon, Bateson, Hultman, Faul, Clem and Dewell.

Senator Jacobson offered the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 2

Be It Resolved by the Senate, the House Concurring: That the Superintendent of Printing be directed to furnish copies of the Code of 1946 to such members of the Fifty-second General Assembly of Iowa, who may request the same. House members to leave orders for Codes at the Chief Clerk's desk and Senate members by leaving orders at the Secretary's desk.

The motion prevailed and the resolution was adopted.

Senator J. F. Miller asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 3

Be It Resolved by the Senate, the House Concurring: That the Superintendent of Printing be instructed to mail to each county auditor

in the State of Iowa, one copy of the daily Senate and House Journals and one copy of each House and Senate bill of the Fifty-second General Assembly on date of introduction and printing thereof, and that same, with binders, be furnished to such officers free of charge.

The motion prevailed and the resolution was adopted.

COMMITTEE FROM THE HOUSE

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

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

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

The report was accepted and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

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

The report was accepted and the committee discharged.

ADPOTION OF RULES

Senator Byers moved that the rules of the Fifty-first General Assembly be made the temporary rules of the Senate of the Fifty-second General Assembly, which motion prevailed.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Elthon placed in nomination the name of Senator Richard V. Leo as a candidate for the office of President pro tempore of the Fifty-second General Assembly.

There being no further nominations, the President declared Senator Richard V. Leo unanimously elected President pro tempore of the Fifty-second General Assembly, and asked Senators Clem and Benson to escort Senator Leo to the rostrum. Senator Leo

appeared before the President, took the oath of office, and was presented to the Senate by President Evans.

Senator Leo expressed his grateful appreciation for the honor which had been accorded him by the members of the Senate.

TELLERS OF JOINT CONVENTION

Senator Lucas moved that the President appoint three tellers to assist in canvassing the vote for Governor and Lieutenant Governor at the joint convention to be held for that purpose.

The motion prevailed and the President appointed as such tellers Senators Lucas, Lord and Linnevold.

COMMITTEE ON COMMITTEE ROOMS

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

The motion prevailed and the President appointed as such committee Senators Foster, Fishbaugh and Augustine.

COMMITTEE ON EXTRA HELP

Senator Henningsen moved that a committee of three be appointed on extra help. The motion prevailed and the President appointed Senators Henningsen, Bekman and Benson.

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 1 providing for a joint convention of the two Houses of the Fifty-second General Assembly to be held January 14, 1947, at 2:00 o'clock p.m. for the purpose of receiving the Governor's biennial message and canvassing the vote for Governor and Lieutenant Governor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 1

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Fifty-second General Assembly be held on January 14, 1947, at 2:00 p.m.

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

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

RESOLUTION FOR SPECIAL BILLS COMMITTEE

SENATE RESOLUTION 2

Be It Resolved by the Senate: That the President of the Senate appoint a Special Bills Committee of five to serve until the regular standing committees are appointed and organized to transact business as determined by the President of the Senate.

Said committee shall make a study of such proposed bills as are referred to the committee for consideration and action.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 14, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rabbi Emeritus Eugene Mannheimer, The Temple, Des Moines, Iowa.

INTRODUCTION OF BILLS

Senate File 1, by Senators Faul and Berg, a bill for an act establishing a Military Service Tax Credit Fund; providing for the reimbursement to local taxing districts of taxes levied upon property subject to military service tax credit, amending sections four hundred twenty-seven point three (427.3), four hundred twenty-seven point four (427.4), four hundred twenty-seven point five (427.5), four hundred twenty-seven point six (427.6), and four hundred twenty-seven point seven (427.7), Code 1946, providing for the apportionment of military service tax credit to all taxing districts in the state and making an appropriation for the payment of military service tax credits as provided by this Act.

Read first and second times, and passed on file.

Senate File 2, by Senators Faul and Berg, a bill for an act to amend section thirty-five point seven (35.7) and to repeal sections thirty-five point eight (35.8) and thirty-five point nine (35.9), and enacting substitutes therefor, and to amend section thirty-five point ten (35.10), Code 1946, relating to soldiers' orphans' educational aid fund, and providing for the expenditures from said fund by the State Bonus Board and the amount of such aid.

Read first and second times, and passed on file.

Senate File 3, by Senators Faul and Berg, a bill for an act to provide for minors to utilize the rights and provisions of the Federal Servicemen's Readjustment Act of 1944, as amended, by removing the disability of said minor under the provisions of chapter five hundred ninety-nine (599), Code 1946.

Read first and second times, and passed on file.

Senate File 4, by Senators Berg and Faul, a bill for an act to amend section four hundred forty-five point thirty-nine (445.39),

Code 1946, relating to interest and penalty on delinquent taxes levied on property of persons serving in the armed forces of the United States, legalizing the acceptance of said taxes on the part of county treasurers without the payment of interest and penalty, and providing for a refund of such interest and penalty to such persons where the same were paid on taxes due and payable in the years 1945 and 1946.

Read first and second times, and passed on file.

Senate File 5, by Senators Faul and Clem, (Sloane and Burkman), a bill for an act to amend section six hundred two point forty-six, (602.46), Code 1946, relating to compensation of municipal court reporters.

Read first and second times, and passed on file.

Senate File 6, by Senators Berg, Faul and Clem, a bill for an act to amend section six hundred two point forty-nine (602.49), Code 1946, relating to salaries of municipal court clerks.

Read first and second times, and passed on file.

Senate File 7, by Senators Faul and Berg, (Sloane and Burkman), a bill for an act to amend section seven hundred seventy point twenty-one (770.21), Code 1946, relating to compensation of clerk of the grand jury.

Read first and second times, and passed on file.

Senate File 8, by Senators Faul, Berg and Clem, a bill for an act to amend section six hundred two point forty-nine (602.49), Code 1946, relating in part to the salaries of bailiffs of the municipal courts.

Read first and second times, and passed on file.

Senate File 9, by Senators Doud and Colburn, a bill for an act to amend section two hundred eighty-two and twenty-three hundredths (282.23), Code of Iowa, 1946, relating to the tuition of a child of school age when in a boarding home.

Read first and second times, and passed on file.

Senate File 10, by Senator Martin, a bill for an act to provide for the termination of any Pension and Annuity Retirement System created pursuant to the provisions of Chapter 387 of the Laws of the Thirty-Seventh General Assembly, as amended, by any Inde-

pendent School District which includes within its boundaries all, or a substantial part, of any City acting under special charter, to provide for the disposition of its funds and for the levy of a tax to permit the continuation of retirement benefits to surviving beneficiaries.

Read first and second times, and passed on file.

Senate File 11, by Senator Clem, a bill for an act to authorize a tax levy in cities and towns including special charter cities for the purpose of providing a fund for the maintenance or employment of a symphony orchestra and providing for submission of the question of the levying of a tax for such purposes to the voters of such cities and towns.

Read first and second times, and passed on file.

Senate File 12, by Senators Clem and Keir, a bill for an act to amend chapter seven hundred ninety-two (792), Code, 1946, relating to the execution of the death penalty.

Read first and second times, and passed on file.

Senate Joint Resolution 1, by Senator Faul, a resolution proposing an amendment to section one (1), article two (II) of the constitution of the state of Iowa, by striking out of lines two (2) and three (3) of said section and article the words "twenty-one" and by substituting in lieu thereof the word "eighteen", relating to the qualification of electors and the age at which qualified citizens shall be entitled to exercise the right of suffrage.

Read first and second times, and passed on file.

SENATE CONCURRENT RESOLUTION 4

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Thursday, January 16, 1947, it be to reconvene on Tuesday, January 21, 1947, at two o'clock p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 1, providing for the appointment of a committee to arrange for the inauguration of the Governor and Lieutenant-Governor and the Speaker of the House has appointed as members

of the committee: Representatives McFarlane of Black Hawk, Wilson of Wright, Turner of Mills, Sloan of Polk, Schwengel of Scott and Putney of Tama.

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

Senate Concurrent Resolution 2, providing for copies of the Code of 1946 to be furnished to members of the Fifty-second General Assembly.

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

Senate Concurrent Resolution 3, providing for the mailing of House and Senate bills and journals of the Fifty-second General Assembly, free of charge, to county auditors.

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

House Concurrent Resolution 2, providing for a joint committee to nominate additional employees for the work of the session and the Speaker has appointed as members of such committee on the part of the House: Representatives Long of Clinton, Nelson of Woodbury, and Kruse of Floyd.

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

House Concurrent Resolution 3, providing for daily clip sheet covering amendments to bills.

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

House Concurrent Resolution 4 providing copies of the 1946 Code and session laws for the offices of the chief clerk, secretary of the senate and the members of the press.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 2

Be It Resolved by the House, the Senate Concurring: That a joint committee of six members be appointed, three from the Senate to be appointed by the President and three from the House to be appointed by the Speaker, to nominate such additional employees as may be necessary for the work of the session and that the committee recommend the position to be filled.

HOUSE CONCURRENT RESOLUTION 3

Be It Resolved by the House, the Senate Concurring: That the Secretary of the Senate and the Chief Clerk of the House are hereby directed to prepare a daily clip sheet showing all amendments to bills offered or filed to be attached to the bills in the Bill File.

Be It Further Resolved, The Joint Committee on Rules prepare a suitable rule covering the foregoing procedure and determine whether amendments filed shall be printed in the Journal at the time of filing or when the bill they apply to is up for consideration.

Be It Further Resolved, That printed amendments shall correspond line for line with original copies.

HOUSE CONCURRENT RESOLUTION 4

Be It Resolved by the House, the Senate Concurring: That the superintendent of printing be directed to furnish copies of the 1946 Code and Session Laws of the Fifty-first General Assembly as requisitioned by the Chief Clerk of the House of Representatives and by the Secretary of the Senate for use of the staffs in their respective offices.

The superintendent of printing is further directed to furnish copies of the 1946 Code and Session Laws of the Fifty-first General Assembly to members of the press assigned seats in the Senate and House press galleries.

Senator Elthon asked and received unanimous consent to take up Senate Concurrent Resolution 4 and moved its adoption.

The motion prevailed and the resolution was adopted.

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

The motion prevailed and the resolution was adopted.

Senator Elthon asked and received unanimous consent to take up House Concurrent Resolution 3, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Elthon asked and received unanimous consent to take up House Concurrent Resolution 4, and moved its adoption.

The motion prevailed and the resolution was adopted.

ELECTION OF PERMANENT OFFICERS

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

Secretary—W. J. Scarborough, Polk county.

Assistant Secretary and Reading Clerk—Henry Reed, Howard county.

Journal Clerk—Edna Gillespie, Polk county.
Assistant Journal Clerk—Leona Story, Polk county.
Secretary's Stenographer—Irene Jacobs, Polk county.
Secretary's Clerk—Eleanor Heywood, Polk county.
Engrossing Clerk—Marie Spencer, Polk county.
Enrolling Clerk—Celia Gardner, Cedar county.
Enrolled Bills Clerk—Maretta Blanchard, Polk county.
Special Clerks—Nora Littlewood, Lee county; Ruth Wilson Patty, Page county; Rita Moylan, Greene county.
General Clerk—Hazel Carmean, Decatur county.
Supply Clerk—Frank Sacco, Polk county.
Sergeant-at-arms—Frank Buck, Story county.
Assistant Sergeants-at-arms—Ben Beck, Cherokee county; Ed Kopp, Linn county.
Bill Clerk—Bernard Black, Wapello county.
File Clerk—W. F. Griner, Clinton county.
Assistant File Clerk—Douglas I. Pitchforth, Muscatine county.
Postmistresses—Elsie Kent, Polk county; Linnie Fiari, Polk county.
Chief Doorkeeper—Charles Dickson, Polk county.
Assistant Chief Doorkeeper—Richard L. Miller, Carroll county.
Assistant Doorkeepers—John Sarofin, Lee county; Henry Dooley, Polk county; Vic Lindquist, Lucas county; Carl Hempstead, Guthrie county; Eddie Rigdon, Polk county; Emil Schnabel, Polk county; Ira Gripp, Union county; W. R. Williams, Howard county; Jim Hamilton, Keokuk county; Cyrus Loudon, Polk county; Dave Carson, Woodbury county; O. H. Raleigh, Emmet county; Rush Friezzell, Floyd county.
Telephone Messengers—Hallie Tutt, Polk county; Mrs. Gilbert Randle, Polk county.
Matrons—Margaret Gross, Lee county; Kathryn Shelton, Polk county.
Cloak Room Attendants—R. D. Claybrook, Polk county; Clarence McCurry, Pottawattamie county.
Lavatory Attendants—Cleve Sloan, Polk county; William Hubbard, Polk county.
Pages—Robert Beardsley, Woodbury county; Jim Allen, Warren county; Tommy Faul, Polk county; Richard Rasmussen, Polk county; Don Brauer, Polk county; Vernon Jane, Polk county; Don Olmstead, Polk county; Bob Way, Polk county; Dale Johns, Polk county.

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

HOUSE CONCURRENT RESOLUTION 1

Senator Elthon asked and received unanimous consent to take up House Concurrent Resolution 1 and moved its adoption.

The motion prevailed and the resolution was adopted.

RESOLUTION FOR SPECIAL BILLS COMMITTEE

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

SENATE RESOLUTION 2

Be It Resolved by the Senate: That the President of the Senate appoint a Special Bills Committee of five to serve until the regular standing committees are appointed and organized to transact business as determined by the President of the Senate.

Said committee shall make a study of such proposed bills as are referred to the committee for consideration and action.

The motion prevailed and the resolution was adopted and the President appointed as such committee Senators Bekman, Berg, Dewel, Elthon and Myrland.

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

AFTERNOON SESSION

The Senate resumed regular session, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 13, by Special Bills Committee, a bill for an act to amend section three hundred twenty-six point five (326.5), Code 1946, relating to refund of compensation tax paid by certified motor carriers.

Read first and second times, and placed on the calendar.

Senate File 14, by Senator Doud (Reed and Williams), a bill for an act to amend section three hundred nine point twenty-two (309.22), Code 1946, relating to the construction program of secondary roads.

Read first and second times, and passed on file.

Senate File 15, by Senator Dykhouse, a bill for an act to provide a permanent suspension or reduction in the personal net income tax, except during periods of necessity for the collection of such tax either at 50 percent of the full rate or at the full rate, and to substitute a sales and use tax during the time such tax is reduced or suspended.

Read first and second times, and passed on file.

PRESENTATION OF VISITORS

Senator Dewel asked and received unanimous consent to present to the Senate the members of the class in government of the Algona high school, who were present in the balcony with their instructor, Donald Woods.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

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

The roll was called. Those present were 139.

Ainsworth	Fishbaugh	Langland	Patrick
Anderson	Fletcher	Lawrence	Pieper
Augustine	Frei	Leo	Poston
Avery	Fulk	Linnevold	Prange
Baker	Gannaway	Long of Clinton	Patney
Bass	Good	Long of Delaware	Rankin
Batesman	Graham	Lord	Redman
Beardsley	Hansen	Loss	Reed
Bekman	Hedin	Lucas	Reilly
Beman	Hendrix	Lucken	Ritchie
Bents	Henningsen	Lynes, J. K. of	Robb
Berg	Hicklin	Bremer	Robinson
Bloom	Hinrichs	Lynes, W. S. of	Rockhill
Bockwoldt	Hultman	Bremer	Saylor
Boothby	Humbert	Maytag	Schluter
Brown of	Huston	McEleney	Schwengel
Mahaska	Ingalls	McFarlane	Scott
Brown of Monona	Jacobson	Miller of	Sharp
Bryson	Jones	Audubon	Shepard
Burkman	Kein	Miller of	Siefkas
Clem	Kerr	Humboldt	Skourup
Colburn	Kester	Mills	Sloane
Datisman	Kilpatrick	Moore	Smith of Clayton
Davis	King	Morrissey	Smith of
De Groote	Kirketeg	Musmaker	Des Moines
Dewel	Klein	Myrland	Smith of Madison
Donohue	Klemesrud	Neal	Steinberg
Doud	Knickerbocker	Nelson of	Stevens
Duffy	Knudson	Buchanan	Strawman
Dykhouse	Koch	Nelson of	Troeger
Eckels	Kosek	Woodbury	Turner
Edwards	Krall	Newsome	Utzig
Elthon	Kruse	Noble	Van Eaton
Fiene	Kuester	Norland	Vittetoe
Fimmen	Landsness	Olson	Walker

Walter of
Marshall

Watson of O'Brien
Walter of
Pottawattamie

Weichman
Weiss

Williams
Wilson

Those absent were, 19:

Barkley
Benson
Butler
Byers
Duffield

Faul
Findlay
Foster
Hart
Hawkins

Lundy
Martin
Mercer
Nicholas
Nielsen

Tesmer
Watson of
Pottawattamie
Wellington
Zastrow

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

Senator Elthon moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor Blue that the Joint Convention was ready to receive him.

Motion prevailed and the President appointed as such committee, Senators Elthon of Worth, Bateson of Hardin and Klein of Marion on the part of the Senate, and Representatives Shepard of Lucas, Reed of Jefferson and Kruse of Floyd on the part of the House.

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

President Evans then presented Governor Blue who delivered the following address:

GOVERNOR'S BIENNIAL MESSAGE

MR. PRESIDENT, MR. SPEAKER, AND MEMBERS OF THE FIFTY-SECOND GENERAL ASSEMBLY:

By virtue of the provision contained in the Constitution it is my responsibility and privilege, at this time, to address you upon the subject "The Condition of the State."

I am happy to be able to report to you that, as a whole, the state of Iowa is in a prosperous condition with splendid prospects for a development and expansion undreamed of by the founding fathers who met one hundred years ago.

Our farmers are in a prosperous condition. The production of grains and livestock are at record levels. The general standard of living of those residing in rural areas has continued to increase.

The important expansion in the field of industry which commenced in Iowa during the war has continued since the conclusion of the conflict. The indebtedness of farmers, of businessmen, of municipalities and counties, together with the primary road indebtedness have been substantially reduced. The state itself is without indebtedness, and as a result

of the unexpectedly large returns from sales tax and income tax, has accumulated a reserve which will be of incalculable benefit to the citizenry of the state in making repairs and additions to the capital improvements of the state, which either as a result of the war or past neglect, need attention. Because of the balanced nature of Iowa's economy, we are making the transition from war to peace with much less disturbance than is being experienced by many of our sister states.

Both the state and the nation are now in a period of reconstruction and adjustment following the greatest war of all history. There are some people and some groups of people throughout the nation who, during the war seemed to have lost their sense of proportion and value. Some have forgotten that the only wealth that we possess grows out of production—the production of our farms, the production of our mines, the production of our factories. There can be no production without effort, without the devotion of time, energy and thought. There is no substitute for work. Labor carved this state and this nation out of a wilderness. Our achievements of the past and our hopes for the future have depended and will continue to depend upon our ability to work and sacrifice. A spirit of selfishness and materialism seems to control the thinking and dominate the action of many. Following the termination of the armed conflict, we find ourselves as a nation involved in a civil economic war, which has threatened the stability of the nation and has impaired the strength of local government throughout the nation. We have not yet become sobered from the intoxicating effects of the war and the inflation. The road back to a sound, peaceful, prosperous world will not be easy. We will be beset with many problems and difficulties.

Iowa and her people have no reason to be discouraged. On the contrary, we have every reason for optimism. Our people are thrifty and industrious; our land fertile; our industry constantly growing; our labor the finest in the world. Iowa people are a tolerant, intelligent, law-abiding people. The opportunity for a higher standard of living and greater achievement for our people and for our state has never been brighter.

As we look the world over and perceive the sickness, starvation, destruction and confusion which has gripped so many of the nations of the world, and compare the lot of the millions of citizens of these war-torn countries with our own lot, we should be humbly grateful to the Almighty for the protection and the blessings with which He has surrounded us.

The business of the state is so extensive that it is impossible, within the limits of this address, to discuss the affairs of each state department. The reports of the state treasurer as to the financial condition of the state and the reports of the various other departments of government have been prepared for your consideration, and I am sure that you will study them and be guided by them.

I submit to you, as required by law, a report of all pardons, commutations, final discharges from parole and remittances of fines made during the last two years. In this connection I should like to call your attention to the fact that a large number of applications for remittance of fines which were imposed eight and ten years ago and suspended

by the trial court during the good behavior of the defendant, are apparently forgotten by the officers and the court. They do not come to light until the defendant seeks to purchase a home, or perchance inherits a home or other property from his parents, and then the suspended fine appears upon the abstract as a lien. There ought to be a statute of limitations upon the duration of such suspended sentences, and I recommend that you consider means for accomplishing such a purpose.

STUDY COMMITTEES

During the last quarter of a century the problems which must be considered by legislatures have increased both in number and in complexity. To deal with the many new problems which arise from advancement in the fields of science, communication and transportation, new departments have been created. It is growing increasingly difficult to legislate by ear. We can no longer afford the luxury of government "by guess and by gosh". Legislation must be based on fact, resulting from careful research. During the short period of one hundred days nearly a thousand bills and hundreds of amendments demand your attention. If your legislative judgment is to be sound and just, you must, to a very large degree, depend upon the research of others. The last legislature made provision for two very important fact finding committees, the mental survey committee and the tax study committee. Their work is now available to assist you in your deliberations. Members of the next session would be greatly aided in their work if you would, at this session, provide committees to study some of the problems which should be considered by them when they convene.

STUDY OF COUNTY GOVERNMENT

The government closest to the people is county and city government.

There are many who believe that the laws relating to county government should be studied and revised. New systems of accounting, better roads, a decrease in the number of jury trials, new social welfare problems, health problems, rural school needs, juvenile delinquency, soil conservation and many other problems might well be studied in relation to county government.

Local county officials seldom have the time or the means to study these problems on a state wide basis and compare their procedures with those of other counties or states.

All government should periodically take inventory of itself. It should be alert to the need of modification and revision.

Much good might come from the work of a committee which had given careful study to the subject of county government.

RECODIFICATION OF MUNICIPAL LAW

Approximately one-half of all our people live within incorporated cities and towns. Many laws relating to the government of these cities were written years ago, when conditions were vastly different than are found today.

The law for paving streets in cities was passed in 1883—sixty-three years ago. At that time traffic was largely local. Today, great trucks, carrying commerce of the state and the nation, are wearing out the pavement paid for by the laboring man, the widow and the merchant.

This very apparent unfairness has caused property owners to resist repairing and building of badly needed paving improvements. Existing paving in many of our cities and towns is in such a sad state of repair as to be a disgrace. There has been no real road building program in the cities and towns of Iowa for at least twenty-five years.

The present special assessment laws are confusing and inadequate. I am reliably advised that the cost of paving and other special assessments is increased as much as fifteen to twenty per cent for the taxpayer, because of the uncertainties and inadequacies of our existing statutes.

These matters have been considered by the tax study committee and by a committee of the Iowa League of Municipalities, and suggestions in the way of tentative bills have been prepared for your consideration. But the whole body of municipal law should be studied and overhauled. That can best be accomplished by a special study committee.

I propose, for your consideration, the passing of a joint resolution creating such a committee.

SOIL CONSERVATION

It is said that there be three things that make a nation great and strong. A fertile soil, easy means of transportation, and an industrious people. It is doubtful if there can be found throughout the world an area comparable in size and fertility to Iowa. Great as its resources are, they can and are being exhausted. During the last war many of Iowa's hillsides that should have always remained as pasture or hay-land were planted with tilled crops. Today great gullies twenty and thirty feet deep have been cut in these hillsides, and the productivity of the farm destroyed forever. This problem affects not only the individual landowner, but society as a whole. The man on such a farm finds himself unable to maintain his fences and buildings, to buy new machinery, to furnish an adequate standard of living for his family; health is neglected, bills in town are unpaid, the assessed valuation of the farm is reduced, and the income of the merchant is impaired. The final result is that the ability of the whole community to support schools, churches, and hospitals; to build roads, libraries and other public improvements is impaired. Hence, the old proverb—"wherever you find a poor soil you will find a poor people." It will surprise many to know that during the recent years of high prices for farm products, three counties within the state have been financially embarrassed to the extent that they have sought aid from the state in caring for their needy citizens.

I believe that provision should be made by statute for levying of optional local taxes for the purchase of machinery for carrying on soil conservation work and that counties should have authority to permit the use of county machinery for soil conservation practices. To a very large degree, the future prosperity of Iowa depends upon the preservation of our soil.

Today 81 counties have formed soil conservation districts. We should now bend every effort to see that farms which should adopt soil conservation practices are co-operating in this important program.

ROAD STUDY COMMITTEE

I mentioned the importance of an adequate system of transportation. The history of transportation legislation in Iowa is a fascinating story. It is the story of toll-gates and bridges; the story of the plank road from Burlington to Mt. Pleasant; the story of efforts to make the Des Moines River navigable; the story of encouragement to the building of railroads. These stories all are fascinating.

It is said that to make the Des Moines River navigable and to encourage the building of railroads, the state made land grants or used funds from the sale of public lands equal to a strip of land twenty-five miles wide east and west across the state.

During the last two years more than sixteen million dollars has been paid upon the primary road indebtedness. Under the plan we have adopted, the balance of the primary road fund indebtedness should be paid by 1950.

This will free approximately eight million dollars now being paid out annually in principal and interest.

Many miles of primary roads have not yet been built. Road building costs, like other building costs, have mounted. Old paving is beginning to wear out. New road problems are appearing. These conditions and many more require careful consideration and analysis.

The next session of the Legislature should consider and pass a new primary road program. We should begin planning such a program now by the creation of a special committee to study the problem and to make recommendations.

The road problems cannot ever be solved by a single legislature. The first session, meeting at Burlington, passed a road bill. The last session passed a road bill. Few legislatures have convened which have not considered this problem. Sufficient funds have been available to match federal funds during the current biennium. It will be necessary, however, to have additional funds to the extent of approximately three and one-half million dollars to match federal funds during the next biennium.

In the next few years we shall be confronted with a recession. The time to build public improvements is during such a period. The cost to the taxpayer is reduced, and employment provided for the unemployed.

The present secondary road authority is not adequate to deal with such a situation. The counties lack authority to anticipate their road funds.

At the present rate of construction, roads needed now will not be completed in the next twenty years.

The whole road law needs study and revision to meet existing needs.

BUDGET

There is only one bill which the Legislature must pass. That is the budget bill providing funds for the operation of state government during

the next two years. The current budget presents problems to this legislature which are unusually difficult. Few people, even though they may serve in the legislature for years, or are connected with the operation of some department of state government, ever have the privilege or responsibility of studying either the income or expenses of the state as a whole.

When it comes to spending public money we find most people are possessed of dual personalities, of a Dr. Jekyll and Mr. Hyde nature. As individual taxpayers, we are the conservative and respectable Dr. Jekyll and violently condemn increased taxes frequently without regard to the merit, purpose, or need for which they are appropriated. As Mr. Hyde, we are all members of commercial, social and fraternal organizations which are forever passing resolutions favoring increased governmental expenditures of vast and often impossible sums of money for particular pet projects. As individual citizens we tend to the conservative philosophy of Dr. Jekyll, but when organized into societies, we embrace the philosophy of the radical Mr. Hyde.

I believe that the public generally has not become fully aware of the financial threat which confronts state and local government because of the unwise financial and wage policies adopted by the federal government. A great deal has been said lately about the financial difficulties of school districts. Little or nothing has been said of the economic difficulties of city, county and state governments.

The government must buy the materials it uses—typewriters, trucks, food, clothing, labor, and a thousand and one other items, in a market that has been steadily mounting. It has climbed sharply within the last year because of the federal fantasy of the national government that industry could increase wages without increasing the cost of commodities.

Following the increase in wages flowing from this delusion came the pressure of price increases. This was accompanied by a substantial increase in federal salaries. The federal government employs the same class of skilled help used by state and local government. Federal agencies have been raiding state and local government, offering salaries above the state and local level. Federal government has been operated on borrowed money without regard to a balanced budget. Local governments were operated on a balanced budget where the primary source of revenue was real property which is an inelastic source of taxes.

In 1939 the federal government employed 929,000 employees. In November of 1946 it was employing 2,100,000 employees.

Anticipating this situation, the last session of the legislature aided local government by providing three and one-half million dollars in state aid for schools, dividing an additional one cent of gasoline tax revenue between the cities and counties, and increasing old age assistance. It created a special tax committee to study the tax problem.

Today many of our school districts, cities and counties are in financial distress. They are looking to this legislature for some relief and assistance.

The state is likewise confronted with difficult problems. State salary scales are generally below those paid by industry and the federal government. Wage increases have not kept pace with increased living costs

Both state and local governments are finding it increasingly difficult to find competent help to carry on the business of government.

You must anticipate the needs of government for two and one-half years in advance. This will be a period of constant change and readjustment, and of conflicting economic trends. Food costs are apt to decline and rent costs to increase.

On one hand you will be confronted with the demand and need for increasing the wages paid to public employees. On the other hand you will be confronted with the certainty of a business recession and a shrink in state revenues. Permit me to quote a forecast from the United States News under date of January 3rd: "A turn down by or before the middle of 1947 seems unavoidable. The turn down ahead, roughly, is to be one of about 15 or 20 per cent. Wages will go on rising slowly even after commodity prices turn down. A price decline at wholesale is likely to be about 20 per cent over all. Farm produce prices may fall by one-third or more despite supports. Unemployment will rise during the year, maybe to a high of seven million."

Decreased wholesale and farm prices mean a reduction in the amount of sales tax and income tax. A drop of as little as ten per cent will mean a loss to the state of three and one-half million dollars in revenue. You face this prospect of a reduced income at a time when the budgets submitted by the various departments ask for an increase of seventeen million dollars for operating expenses, and for twenty-six million dollars to be spent for capital improvements. The budget I shall submit must of necessity be substantially smaller than the requests.

A public body, like an individual, finds prosperity harder to bear than adversity. Whether it be the individual citizen or the state there are always many who are anxious to help spend your money. Frequently they are interested in their own advancement rather than your welfare.

The state, like an individual, must prepare its budget based upon its income. The amount of the state's income is based upon the income of the individual citizen of the state.

Many of our citizens are possessed of the false notion that Iowa is a wealthy state. Such, in fact, is not the case. Iowa is a middle class state.

The per capita income of Iowa in 1945 was \$996. We ranked 22nd among the 48 states in per capita income. The average per capita income in 1945 for the nation is reported to be \$1117.

We cannot build our budget on the same basis as New York with a per capita income of \$1519 or California with an income of \$1480 per person. The attempt to keep up with the Joneses can be as disastrous for a state as for an individual.

The only safe course to pursue is to first determine the total amount of revenue you anticipate, then make a fair distribution of this amount among the different departments, giving due consideration to the importance of their functions and their special needs. The budget must be balanced. If the estimated revenues are insufficient to meet the needs you must consider means of providing additional revenues.

CAPITAL IMPROVEMENTS

The last General Assembly wisely made provision for needed capital improvements at our educational and board of control institutions. During the last two years material and labor costs have advanced sharply. Some of these improvements ought not to be made until economic conditions have become more settled.

The size of the national debt makes it unlikely that building costs will drop back to former levels in the near future. I suggest that the funds for the buildings already provided for be supplemented by additional funds shown to be needed.

The primary road funds are insufficient to match federal road funds and you should consider this need.

The original plans for the Historical Building contemplated the adding of a wing. The need for such a wing now exists.

Thirty-eight states provide homes for their chief executive. Iowa provides splendid homes for the presidents of our state universities. Comfortable housing facilities, together with food, all utilities, and in some instances inmate servants, are furnished superintendents of board of control institutions.

The loss of time in campaign years, the expense involved, the cost of moving and of furnishing a new home, together with the inflated living costs almost preclude a man of small or moderate means from seeking the governor's office. Eighteen public employees now receive a larger compensation than the chief executive.

From the interest received from funds now on hand, money is available to provide such a home without levying a penny of tax. The state can and should provide an adequate home for its governors.

It is my judgment that the reserve funds now on hand ought to be managed as a good business man would manage his reserve.

A reserve sufficient to meet the state's requirements for at least one quarter should be maintained to meet needs should revenues fall short of estimates. Conditions are now fluctuating and unstable. A drop, in the return from sales and income taxes should be anticipated.

Your reserve should be used to repair and make needed additions to our plant, which, in the case of the state, consists of buildings and roads, and should not be used for current expenses.

Any individual or institution that lives on capital in place of current income is headed for financial disaster.

HOSPITAL LEGISLATION

Anticipating the passing by the federal government of hospital legislation, I set up two years ago, a hospital survey committee, to study our hospital needs. The last session of Congress passed Public Law No. 725 setting up the machinery and providing the funds to assist in the construction of hospitals in the communities lacking adequate hospital facilities.

There is great interest throughout the state in this subject, and already communities have voted bonds totaling nearly three million dollars for the erection of twenty-two hospitals.

The Council of State Government has prepared a uniform hospital act providing the machinery at a state level, for cooperation with the federal government. The Attorney General's office, in cooperation with the Commissioner of Health, has drafted an act which takes into consideration our present statutes.

At the present time there is no Iowa statute providing for licensing of hospitals or nursing homes, or any regulation with reference to their operation. Since the passage of the old age assistance act, nursing homes have sprung up in every community in the state. There are at least 245 such nursing homes in Iowa today which are making a business of caring for those receiving old age assistance and other aged persons.

These nursing homes came into existence to meet the need for the care of our aged citizens. Thousands of our aged people are now residing in such institutions. Most of these homes are rendering a splendid service. There are some in which minimum standards have been neglected.

It seems obvious that some provision should be made for the licensing and regulation of these institutions. These aged citizens are entitled to the protection of the state from neglect or exploitation by the greedy.

NATIONAL MENTAL HEALTH ACT

The last session of Congress also passed Public Law No. 487 known as the National Mental Health Act, providing for research relating to psychiatric disorders and for the development of more effective methods for the prevention, diagnosis and treatment of such disorders. It is estimated that Iowa may receive approximately five million dollars for this purpose.

Certainly a portion of these funds should be devoted to the training of psychiatrists and psychiatric nurses.

I have heretofore appointed a committee to make recommendations pertaining to the use of these funds and make suggestions for needed legislation.

POPULATION TREND STUDY

Programs affecting the schools, unemployment compensation, old age assistance and the board of control are vitally affected by the composition of the state's population, and any substantial changes which are taking place in it. At my request, Prof. Ray E. Wakeley, of Iowa State College, made a study of the population trends of the state, which has been placed in your hands. The importance of this study, as it relates to the school program and the program of old age assistance is demonstrated by this statement in the report: "The first notable change in age composition is the relative stabilization of the number of persons in the younger age groups. For example, the number of persons in Iowa 15-19 years of age inclusive was 228 thousand in 1900 and 232 thousand in 1940. Estimates for 1950 predict a sharp drop to possibly 190 thousand, and it appears likely that the number of persons 15-19 years of age in Iowa will stabilize for perhaps a generation between 175 and 200 thousand."

Speaking of the number of older persons expected to be residents of

the state in the next generation Prof. Wakeley states: "In sharp contrast to the youth situation, both the number and the proportion of persons above middle age has risen rapidly. Persons 65 years of age and older increased from 106 thousand in 1900 to 228 thousand in 1940. Estimates predict a continuation of the rapid increase until 1970 when the number of persons over 65 is expected to be approximately 50 per cent larger than in 1940."

Such an increased proportion of older people in Iowa indicates the probability of an increase in the number of persons upon the old age assistance rolls. These facts call for attention and study. Many of the persons upon the assistance rolls have no homes of their own and have been forced to take residence in nursing homes. Old age recipients are precluded from taking up residence in county homes by reason of a provision of the federal government denying federal funds to match state funds in any case where the recipient is living in a tax supported institution. This is an absurd provision and has forced many aged people to accept accommodations far less comfortable than those provided by tax supported institutions.

Some states have found means of evading these provisions by leasing agreements. As a whole, the government has neglected its aged citizens. Orphanages, schools and hospitals have long been supported by the government. Providing shelter in the form of adequate homes for the aged has been left almost entirely to fraternal, religious and eleemosynary organizations. These homes are over-crowded with long waiting lists. Increased medical science has prolonged the span of life of the average person. I believe that government, at every level, should be exploring and studying to find out whether tax supported homes for the aged might not provide a higher standard of living for our aged citizens, perhaps even in some instances, at a reduction in cost.

SAFETY

All thinking citizens have been appalled by the increased number of deaths and accidents upon our highways. In 1941, the last year before the war, there were 601 deaths and 21,614 accidents in Iowa. By the end of the war in 1945, deaths had dropped to 366 and accidents to 14,276.

During 1946 deaths mounted to 515 and accidents to 18,108. Iowa's casualty list for the whole war will be 8,000 dead and 25,493 wounded. The barbarous cruelties and slaughter of war stimulated the nations of the world to try to outlaw war. But we seem to have become hardened to the peace-time slaughter upon our highways. You should carefully examine our laws to see in what respects they may be strengthened. But law alone will not solve the problem. Only when we, as citizens, and as a collective body, awake to our personal and collective responsibility can we hope to improve this situation.

OCCUPATIONAL DISEASE

Because of the preeminent position of the state in the field of agriculture, many persons have been unaware of the growth and importance

of industry. There are over three thousand factories, employing more than 130 thousand people in Iowa. We have recognized the hazards of industrial occupations and the obligation of industry and society to workers and their families, who suffered injuries in the course of their employment. We have, however, too long neglected to extend the same measure of protection to the workman or his family, who is thrown out of employment as the result of disease contracted in the course of his work.

If a man loses an arm, compensation is provided. If he suffers from lead poisoning, mercury poisoning, undulant fever, or some other illness, directly related to and growing out of his employment, there is no protection in the Iowa law either for the medical expenses he incurred or for the time lost from his employment.

No sound reason exists for this discrimination. The enactment of an occupational disease law is long over-due. It is fitting that we should encourage the expansion of industry which will benefit the community and the state, but we should not be unmindful of our obligations to the men and women who work in these factories.

PURCHASE OF FARMS

For many years the board of control has been renting land in connection with the operation of some of its institutions. Recognizing this practice as unsound, the last session provided for the purchase of additional land at Oakdale. The state, however, is still renting 189 acres of land at six institutions. It would seem wise to make necessary appropriations for the purchase of this land.

A survey made by the authorities from Iowa State College revealed that two farms were operated by the board of control at a loss last year. The question naturally arises whether these farms should be disposed of. The same question arises in connection with the Clive farm. It also appears that some of the land operated in connection with some of our institutions is of poor quality and poorly suited to the needs of the institutions.

This whole problem should be studied and remedial action taken.

BUSINESS MACHINES

Modern accounting methods have long ago supplemented the journal and double entry ledger with complicated machines. Since the state first started using these machines it has paid out hundreds of thousands of dollars in rental for them, without ever having acquired ownership. Whether the state should own such machines rather than rent them involves many considerations.

In view of the large sum of money spent for their rental, this question should receive careful consideration.

IOWA DEVELOPMENT COMMISSION

Because of the special emphasis placed upon agriculture and its importance as the basic industry of the state, many people have gained the

impression that industry was relatively unimportant in Iowa. Such is not the case. Iowa is a great industrial state. The value of the products from our factories frequently equals and sometimes exceeds the value of the produce of the farm.

Some of these factories have achieved national and international leadership in their field. The war, living conditions, and labor problems have encouraged industrial decentralization. There is great competition between the states to secure these factories which are moving out of the crowded industrial sections.

The last session of the legislature wisely created the Iowa Development Commission. It has long been doing a magnificent job. Within the last year and a half more than one hundred industries have located in Iowa, providing jobs for thousands of our citizens and adding millions of dollars of new wealth to the state.

The work of this committee should be continued and encouraged. It will yield handsome dividends.

TAXES

Two years ago the legislature became aware of the effect which federal financial policies and the war were having on every branch of local government, particularly the cities, counties and school districts. They provided for an additional one cent gasoline tax and divided it between counties and cities, and established state aid for schools in the amount of three and one-half million.

They then provided for a committee to study the tax problem. This committee has listened to every group that desired to be heard. They have enlisted the aid of experts. Their report merits your thoughtful consideration. Some of the inequities and abuses which the committee recommends be corrected are of long standing. In spite of the fact that frequent warnings have been made by many governors, vested interests have been able to block needed reforms.

As far back as 1902 Governor Cummins told the legislature: "The effort to make taxation just and uniform begins with the assessor, and the general assembly cannot render greater service to the state than by diligently inquiring whether there is any method of selecting assessors that will yield better results than are now before us."

Thirty-four years ago Governor Clarke was saying: "It is time to act. Our system has broken down. There is no such thing as uniformity. There are glaring inequalities everywhere. Equality of sacrifice is the first demand of a just system of taxation. But there is no equality between individuals or taxing districts; no equality between counties in the payment of state taxes; a farm of equal value to another in the same county will be assessed at two or three times the value of another."

In 1921 Governor Kendall said: "The law authorizing the exemption of property tax from taxation is in my opinion too liberal . . . I may say that our laws governing the levy and collection of taxes are archaic and unworkable. They ought to be rewritten and modernized."

Sixteen years ago Governor Turner again called attention to the prob-

lem, saying: "The laws relating to the assessment of property should be revised . . . Glaring inequalities exist in practically every taxing district in the state . . . The county assessor system is strongly urged by many business men, farmers, and students of the tax question. It is now in operation in thirty-three states. The claim is made for it that it minimizes the likelihood of favoritism in the assessment of property and links up the units in a uniform system."

Many other governors have discussed various aspects of the tax question. Many committees have studied the problem.

But several fundamental weaknesses in our tax structure continue to exist unsolved. The gross inequalities in assessments of real property, the vast amount of income property which has, by the exertion of political pressure secured exemption, laxness in the collection of taxes on personal property, cannot be defended as just or equitable. If we are to have a fair and equitable tax system the opportunity for political favoritism to one taxpayer or group of taxpayers must so far as possible be eliminated.

The solution of the problem cannot longer be delayed without great injustice and hardship. The tax problem is inseparably interwoven with the financial problems which today plague local government.

I have confidence in your ability and your determination, to fairly and impartially meet and solve this problem.

SALES AND USE TAX

Two years ago I recommended that cities, counties and school districts be relieved of the burden of payment of sales and use tax to the state. These taxes are paid out of funds which units of local government have collected to carry on their functions. In effect, the state is imposing a tax upon its own sub-divisions. It is a tax upon a tax which cannot be justified. In view of the constantly increasing financial problems which must be faced by them, I believe they should be relieved of the payment of such taxes as a matter of justice and equity. It is estimated that their elimination will reduce the state income approximately three hundred and fifty thousand dollars, and the burden of local communities lightened a like amount. Such a proposal was favorably acted upon in one house last session, but failed to receive the consideration of the other body.

They are anxious that you again consider this problem.

INSURANCE

The United States Supreme Court, on June 5, 1944, held in the case of United States vs. Southeastern Underwriters Association that insurance is commerce and, when conducted across state lines, is interstate commerce. This decision made applicable to the business of insurance the federal anti-trust acts, made possible the enactment by Congress of federal regulatory legislation with respect to the business of insurance, and placed in jeopardy the right of the states to tax and regulate the business of insurance in accordance with the systems which have been developing for more than seventy-five years. Recognizing the states' prior rights

and interests in the taxation and regulation of the insurance business, the Seventy-Ninth Congress passed the McCarran Act providing the states and the insurance business time for study and preparation of necessary legislation by suspending, until January 1, 1948, the application of the federal anti-trust acts to the insurance business. This act also provides, however, that the federal anti-trust acts will apply to the business of insurance after January 1, 1948, "to the extent that such business is not regulated by state law".

The National Association of Insurance Commissioners, of which our commissioner is an active member, has given long and arduous study to the problems of taxation and regulation of the insurance business resulting from the decision in the Southeastern Underwriters case and the enactment of Public Law 15, and has adopted model legislation designed to preserve the states' rights to regulate this business. We now have in this state laws regulating the insurance business generally and laws regulating rates for certain kinds of insurance. Adequate regulation in the public interest and in maintaining the sovereignty of the state may require amendment of these laws and the enactment of new legislation. This subject and the proposals of the National Association of Insurance Commissioners merit your careful consideration.

CONCLUSION

There are many other matters which I would like to call to your attention and discuss with you. Some of them I shall present in my inaugural message. There is an unusually large volume of work which will claim your attention. Every postwar period is bound to present to a legislative body an increased number of difficult and perplexing problems. Under such circumstances, matters of major importance should receive priority of consideration over matters of lesser importance.

If you will take as your guiding star the welfare of all the people you will avoid the treacherous shoals and reefs of selfishness and special interests and will arrive safely in port at the end of your legislative journey. I am confident that the winds of prejudice, pride and passion will not sweep you from the course you chart out for yourselves. I have confidence in your determination and ability to discharge the difficult task in front of you in a just and equitable manner. I have confidence that you will face the problems and discharge the difficult and often disagreeable tasks which confront you with credit to yourselves and the people you represent.

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

CANVASS OF VOTES

President Evans announced that the time had arrived for the canvass of votes cast for the offices of Governor and Lieutenant Governor at the general election held on November 5, 1946, and announced as teller on the part of the Senate, Senator Lucas of

Story and as assistant tellers, Senators Lord of Muscatine and Linnevold of Winneshiek.

Speaker Kuester announced as teller on the part of the House, Donohue of Cedar, and as assistant tellers, Lynes of Bremer and Hansen of Carroll.

President Evans further announced that, in accordance with statute, tellers, Senator Lucas and Representative Donohue would constitute the judges of said canvass.

Speaker Kuester in the chair.

The Speaker then opened the returns in the presence of the joint convention, and the tellers proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the general election held on November 5, 1946.

On motion by McFarlane of Black Hawk the joint convention recessed until 1:15 p.m. Thursday, January 16, 1947.

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

INTRODUCTION OF BILLS

Senate Joint Resolution 2, by Senator Lynes, a resolution proposing that all major appropriation bills be considered and acted upon before any tax bills, which will reduce the rate or amount now provided for, shall be considered and acted upon by this General Assembly of the State of Iowa.

Read first and second times, and passed on file.

Senate File 16, by Special Bills Committee, a bill for an act to amend certain sections of the Code relating to the United States Bureau of the Census.

Read first and second times, and placed on the calendar.

Senate File 17, by Special Bills Committee, a bill for an act to require the filing of marriage and divorce returns once each month instead of once each year.

Read first and second times, and placed on the calendar.

Senate File 18, by Special Bills Committee, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of road.

Read first and second times and placed on calendar.

Senate File 19, by Special Bills Committee, a bill for an act to amend section seven hundred forty point five (740.5), relating to falsely assuming to be an officer.

Read first and second times and placed on the calendar.

Senate File 20, by Special Bills Committee, a bill for an act to amend Chapter one hundred forty-seven (147), Code 1946, relating to the refund of license fees paid by persons who served with the armed forces of the United States during World War II, and who were honorably discharged therefrom.

Read first and second times and placed on the calendar.

Senate File 21, by Special Bills Committee, a bill for an act to repeal chapter five hundred forty-nine (549), Code 1946, pertaining to adoption, registration, awarding, establishing regulations to award, revoke and prohibit the unauthorized use of the trade-mark "Made in Iowa" and the penalty prescribed therefor and to amend chapter twenty-eight (28), Code 1946, relating to the Iowa development commission, adopting, registering, and awarding the use of the trade-mark or label "Made in Iowa," and to revoke the unauthorized use thereof and to provide penalties for the unauthorized use of said trade-mark.

Read first and second times and placed on the calendar.

Senate File 22, by Special Bills Committee, a bill for an act to authorize the filing of a new birth certificate for illegitimate children that become legitimate by the subsequent marriage of their parents.

Read first and second times and placed on the calendar.

Senate File 23, by Special Bills Committee, a bill for an act to clarify the recording of stillbirth certificates.

Read first and second times and placed on the calendar.

SENATE CONCURRENT RESOLUTION 5.

Be It Resolved by the Senate, the House Concurring: That Senator Ai Miller, Senator Floyd Jones and Senator A. E. Augustine are hereby authorized to attend the Interstate Cooperation meeting called by the Council of State Governments to convene in Chicago, Illinois, on January 16, 17 and 18, 1947.

Be It Further Resolved: That Senator Ai Miller, Senator Floyd Jones and Senator A. E. Augustine shall be reimbursed for all actual expenses incurred during their attendance at said meeting.

Senator Elthon asked and received unanimous consent to take up Senate Concurrent Resolution 5 and moved its adoption.

The motion prevailed and the resolution was adopted.

SENATE CONCURRENT RESOLUTION 6

Whereas, the housewives of America have patiently and patriotically exercised during the period of hostilities and for more than a year since the cessation of hostilities, the strictest economy in the use and consumption of sugar as a part of their contribution to the war effort, and,

Whereas, Sugar is indispensable for a well balanced American diet, and housewives cannot prepare satisfactory meals without an adequate supply of sugar, and,

Whereas, The waste resulting from the lack of sufficient means of preserving food stuffs through the scarcity of canning sugar can no longer be justified, since this Nation has not been at war for the past eighteen months, and,

Whereas, Iowa, in common with other great agricultural states, produces many crops which require sugar for preservation, such as fruits, berries and vegetables and in the past year losses in these products, because of the limited sugar available have been estimated at several millions of dollars, and

Whereas, The absence of sugar for canning purposes has caused thousands of tons of fruit to spoil, thereby depriving American families of a much needed food, and has caused hardships and financial losses in many farming and canning communities, and,

Whereas, Labor in the food processing industry has been without work because of the sugar shortage, and,

Whereas, In 1946 the sugar under the direct control of the United States increased by more than one half million tons and no portion of this increase was made available to the American people, therefore,

Be It Resolved by the Senate, the House Concurring: That the Congress of the United States is respectfully requested to provide by law for an immediate decontrol of sugar for home consumption, and for industrial use, and

Be It Further Resolved: That Congress is respectfully requested to remove all controls from the production, processing, distribution, rationing, sale and importation of sugar without delay, and

Be It Further Resolved: That copies of this Resolution be transmitted to the President of the United States, to the President of the United States Senate, and the Speaker of the House of Representatives of Congress and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress.

COMMUNICATION FROM STATE APPEAL BOARD

The following communications were received from the State Appeal Board:

January 14, 1947.

To Secretary of the Senate, State House

Chief Clerk of the House, State House

In accordance with the provisions of Chapter 25, Code of 1946, I hand you herewith claims acted upon by the State Board of Appeal. Each claim bears the recommendation of the Board.

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
1	John H. Woodman, Russell, Iowa.....	\$ 100.00	\$ 75.00
2	Phillips Petroleum Co., Att. M. K. Ambler, 417 Hubbell Bldg., Des Moines, Iowa.....	27.60	Rejected
3	Mrs. Alice Tracy, 689-36th St., Des Moines..	136.80	Rejected
4	Martin Funeral Service, Graettinger, Iowa..	100.00	100.00
5	Sutphen Funeral Home, Villisca, Iowa.....	100.00	100.00
6	Brimhall-West Co., State Center, Iowa.....	100.00	100.00
7	Bramer & Son, Brooklyn, claim withdrawn		
8	Larkin-Knutson Funeral Service, New Hampton	100.00	100.00
9	Claude W. Smith, Story City, Iowa.....	800.00	800.00
10	Paul S. Fry, Mediapolis, Iowa.....	100.00	100.00
11	Oelrich Funeral Home, Carroll, Iowa.....	100.00	100.00
12	Woodring Funeral Home, Council Bluffs, Ia.	100.00	100.00
13	Clarence N. Cooper Mortuary, 1580 Fruit- vale Avenue, Oakland, California.....	100.00	100.00
14	L. E. Ellis & Co., Suite 415 Securities Bldg., Des Moines, Iowa	20.00	20.00
15	Howard County Treasurer, Cresco, this claim incorporated with claim No. 28.....		
16	Burlington Transportation Co., Att. Leo W. H. Plagman, 7th & Market, Des Moines....	.88	.88
17	E. M. Buckman, Griswold, Iowa, claim with- drawn		
18	Dewey D. Wiifong, 311½ S. 3rd St., Marshalltown, Iowa	160.00	160.00
19	Walter E. Roberts, 108 W. 9 St., Atlantic....	74.35	Rejected
20	Louis Hangartner & Gertrude Hangartner, Postville, Iowa	318.23	318.23
21	Cynthia & Fred Baltz, Postville, Iowa.....	178.16	178.16
22	Clyde R. Ham, Earlville, claim withdrawn....		
23	David J. Fulton, 816 Dawson St., Waterloo	7,200.00	Rejected
24	Wilbert H. Marsh, c-o A. E. Lindgren, Albert City, Iowa	No amt. stated	765.00
25	Muscatine County Treasurer, Muscatine.....	2,764.88	2,764.88
26	Western Transportation Company, 210 Jackson, Des Moines, Iowa.....	3.09	3.09

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
27	Mervin Wogen, 207-2nd St., Albert Lea, Minnesota	6.00	6.00
28	Howard County Treasurer, Cresco, Iowa.....	234.78	42.90
29	E. H. Orth, Mt. Pleasant, Iowa.....	599.08	Rejected
30	John T. Gott, Mt. Pleasant, Iowa.....	722.50	Rejected
31	Elmer John Auman, 3015 So. Kildare, Chicago, Illinois, submitted separately with prison claims		
32	James William Whitaker, Jr., Anamosa, submitted separately with prison claims....		
33	Elmer Jensen	118.12	118.12
34	Lois Schrage, et al, 1608-25 St., Rock Island, Illinois	5,000.00	Rejected
35	Mrs. Bessie Grove, 672-19th St., Des Moines, Iowa	7,500.00	670.00
36	Transportation Ins. Co., 910 S. Michigan, Chicago, Attention Homer Bradshaw, 510 Crocker Bldg., Des Moines.....	250.66	Rejected
37	President Hotel, Waterloo, Iowa.....	93.50	93.50
38	James F. Douglas, Centerville, Iowa.....	130.00	Rejected
39	William DeBruyn, Pella, Iowa—Withdrawn	100.00	100.00
40	Fred LaDoux, Spirit Lake, Iowa.....	2,600.00	Rejected
41	Oakville Consolidated School, Oakville.....	5,800.09	5,800.09
42	Mrs. Venus Willcoxson, Bloomfield, Iowa....	14,500.00	
	Submitted without recommendation		
43	Mrs. Christine M. Mitchell, Reinbeck, Iowa	3,000.00	1,295.72
44	J. W. Halden, Newton, Iowa.....	5,810.00	Rejected
45	Clyde Van Dusen, 2221 DuPont St., Sioux City, Iowa	1,000.00	750.00
46	W. H. Potthast, Milford, Iowa.....	101,041.72	Rejected
47	Mr. and Mrs. John R. Tumbleson, 14974 Valley Vista Blvd., Sherman Oaks, Calif.	5,200.00	Rejected
48	Dollie Craddock, Mt. Pleasant, Iowa.....	500.00	Rejected
49	Henry Grace, Mt. Pleasant, Iowa.....	450.00	Rejected
50	Nelda B. Callaway, Mt. Pleasant, Iowa.....	300.00	Rejected
51	H. C. Jacoby, Mt. Pleasant, Iowa.....	310.00	Rejected
52	Dessa G. Vanderwilt, Knoxville, Iowa.....	4.00	4.00
53	W. E. Bohl, Buffalo Center, Iowa.....	2.00	2.00
54	R. C. Drake, Crystal Lake, Iowa	1.00	1.00
55	Clifford Clark, Men's Reformatory, Anamosa, Iowa, claim submitted to the Claims Committee with other prison claim—separate from other claims	10,000.00	
56	Hiram J. Smith, State Penitentiary, Fort Madison—submitted separately		
57	Alfred Wrieden, State Penitentiary, Fort Madison—submitted separately		

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
58	Mrs. Johanna Kallemeysne.....	511,000.00	
	Submitted without recommendation		
59	Page County, Clarinda, Iowa, allowing ½ of original Page County claim (\$4,294.55) to be used as a credit for Page County on Insane Account	8,589.11	Recommend
60	Calhoun County, Rockwell City, Iowa.....	6,467.90	6,467.90
61	Geo. J. Borsh, Norway, Iowa.....	100.00	100.00
62	John C. Jago, 2153 E. 4th St., Waterloo.....	3,021.23	3,021.23
63	Margaret Hadsell, 201 Independence Ave., Waterloo, Iowa	80.00	80.00
64	W. G. Stewart, 219 West Ninth St., Waterloo, Iowa	260.54	230.54
65	Carroll Packard, Men's Reformatory, Anamosa, Ia., claim submitted separately with other prison claims		
66	George Jay, State Penitentiary, Ft. Madison —claim submitted separately with other prison claims		

Respectfully submitted,

WILHELMINE WEAVER,

Secretary to State Appeal Board.

To Secretary of the Senate, State House

Chief Clerk of the House, State House

In accordance with the provisions of Chapter 25, Code of 1946, I hand you herewith State Highway Commission claims acted upon by the State Board of Appeal. Each claim bears the recommendation of the Board.

Claim No.	County	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H- 1-47	Wapello	Earl McKibbin, 414 Gray St., Ottumwa, Iowa....	\$ 16.65	\$ 16.65	\$ 16.65
H- 2-47	Fremont	Richard Fox, Sidney, Iowa	483.14	483.14	483.14
H- 3-47	Howard	Wm. A. Bockoven, M.D., Cresco	7.00	7.00	7.00
H- 4-47	Marshall	P. T. Yantis, Conrad, Iowa	38.07	Reject	Reject
H- 5-47	Decatur	Lamoni Municipal Utilities, Lamoni, Iowa	8.20	8.20	8.20
H- 6-47	Muscat.	Chicago, Milwaukee, St. Paul & Pacific RR Co., Chicago, Ill.,.....	87.29	87.29	87.29
H- 7-47	Cerro G.	James E. Grier, 2011-19th St., Mason City, Iowa.....	3.82	3.82	3.82
H- 8-47	Floyd	Hoxie Fruit Co., Waterloo	385.74	385.74	385.74
H- 9-47	Potta.	Mrs. David Platt, 826-2nd Ave. Council Bluffs, Iowa	45.45	45.45	45.45
H-10-47	Jackson	Alva Daniels, R.4, Bellevue	86.01	86.01	86.01

Claim No.	County	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H-11-47	Boone	Mrs. R. W. Moats, 521 Morton, Boone, Iowa.....	41.88	Reject	Reject
H-12-47	Jasper	Harry Saal, 4448 Falcon Avenue, Long Beach, California	115.15	Reject	Reject
H-13-47	Henry	Jas. Kitch, 500 E. Green, Mt. Pleasant, Iowa	8.78	8.78	8.78
H-14-47	Story	Harold A. Hawk, Ames, Iowa	131.25	Reject	Reject
H-15-47	Jasper	H. C. Chandler, Mitchellville	9.00	9.00	9.00
H-16-47	Linn	Thos. F. Lange, D. O., 330 Crescent, Cedar Rapids	141.04	141.04	141.04
H-17-47	Marshall	Charles Swanson, 2754 Russell N., Minneapolis, Minn.	15.35	Reject	Reject
H-18-47	Mills	W. R. Crawford, 3117 S. 22nd, Omaha, Nebraska	21.50	Reject	Reject
H-19-47	Black H.	Hardware Mutual Casualty Co., St. Louis, Missouri	53.96	Reject	Reject
H-20-47	Benton	Colonial Baking Co., 800 Fifth Ave. East, Cedar Rapids, Iowa	128.78	Reject	Reject
H-21-47	Carroll	State Farm Ins. Companies, Bloomington, Illinois	50.15	26.00	26.00
H-22-47	Benton	Roy A. Thompson, Blairstown	11.25	11.25	11.25
H-23-47	Montgom.	General Outdoor Adv. Co. 3823 Leavenworth, Omaha, Nebraska	112.80	112.80	112.80
H-24-47	Story	B. R. Decker, Atty., Ames	69.80	69.80	69.80
H-25-47	Delaware	Etna Barr Charlton, Manchester	157.21	157.21	157.21
H-26-47	Story	C. R. Upchurch, Colo	100.05	Reject	Reject
H-27-47	Cass	State Auto Ins. Co., Des Moines	350.00	350.00	350.00
H-28-47	Boone	Iowa Mutual Liability Co. Des Moines	84.79	42.40	42.40
H-29-47	Musca.	Glen Phelps, Atalissa, Iowa	40.00	40.00	40.00
H-30-47	Dallas	Town of Woodward, Woodward, Iowa	12.62	12.62	12.62
H-31-47	Story	Virginia Carter, 704 Duff Ave., Ames, Iowa	480.75	Reject	Reject
H-32-47	Calhoun	F. H. Jeffrey, Treasurer, CMStP&P RR Co., Union Station, Chicago, Illinois	68.63	68.63	68.63
H-33-47	Humboldt	Ruse Paint & Supply Store, Humboldt, Iowa	8.90	8.90	8.90
H-34-47	Polk	Fay McConnell, Prole, Iowa	107.98	107.98	107.98
H-35-47	Keokuk	Minneapolis & St. Louis Ry. Co., Northwestern Bank Bldg. Minneapolis Minn.	37.40	37.40	37.40

Claim No.	County	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H-36-47	Greene	John L. Greiner, Jefferson	6.70	Reject	Reject
H-37-47	Plymouth	Fred Breithbarth, Akron, Ia.	371.46	185.73	185.73
H-38-37	Black H.	Jack Haffner, Dunkerton, Ia.	57.56	Reject	Reject
H-39-47		Donald M. Walker, 4345 Grand, Des Moines, Iowa	54.61	54.61	54.61
H-40-47		L. W. Hockman, Clarence, Ia.	1000.00	Reject	Reject
H-41-47	Monona	J. Schopp, Salix, Iowa	354.55	177.27	177.27
H-42-47	Shelby	Orville E. Waterman, Portsmouth, Iowa	1600.00	Reject	Reject
H-43-47		Oliver Pitts, Persia, Iowa	350.00	Reject	Reject
H-44-47		R. D. Ramsey, care of H. Dean Lytle, Persia, Iowa	2475.00	Reject	Reject
H-45-47	Cerro G.	H. F. Graepler, Dows, Iowa	25.05	25.05	25.05
H-46-47	Potta.	Ruben Weirich, Lewis, Iowa	128.02	Reject	Reject
H-47-47	Wash.	John E. Christensen, 1611 Park Avenue, Cedar Rapids, Iowa	43.75	Reject	Reject
H-48-47	Boone	S. Leonard Johnson, Boone, Ia.	63.00	63.00	63.00
H-49-47		Otto C. Jacobsen, Charles City	250.00	Reject	Reject
H-50-47	Cass	Supt. F. G. McKinley, Royal	13.96	Reject	Reject
H-51-47	Des M.	H. H. Phillips, 503 W. Monroe, Mt. Pleasant, Iowa	7.00	7.00	7.00
H-52-47		Forrest Hiatt, 607 S. 7th Ave. W., Newton, Iowa	160.75	80.38	80.38
H-53-47		Harry H. Jones, Center Point, Ia.	208.33	Reject	Reject
H-54-47	Crawford	Roy Berner, Deloit, Iowa	7.50	7.50	7.50
H-55-47	Linn	Joseph Erenberger, Mt. Vernon	400.00	Reject	Reject
H-56-47	Linn	Richard Minor, Mt. Vernon	75.00	Reject	Reject
H-57-47	Linn	Milo Machacek, Mt. Vernon	25.00	Reject	Reject
H-58-47	Linn	William Hayek, Mt. Vernon	25.00	Reject	Reject
H-59-47	Linn	Kenneth E. Erenberger, Mt. Vernon	25.00	Reject	Reject
H-60-47	O'Brien	W. J. Waggoner, Sutherland	35.00	35.00	35.00
H-61-47	Linn	Harvey Thompson, Van Horne	112.48	112.48	112.48
H-62-47	Crawford	Denison Independent School District, Denison, Iowa	181.50	181.50	181.50
H-63-47		Ross Comly, Iowa Falls....	303.47	303.47	303.47
H-64-47	Wood.	F. J. Eckels, Oakland, Iowa	99.65	99.65	99.65

Claim No.	County	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H-65-47	Tama	Charles J. Chalupsky, RFD, LaPorte City, Iowa	754.80	Reject	Reject
H-66-47	Madison	Charles W. Taylor, Winterset	10.00	10.00	10.00

Respectfully submitted,

Des Moines, Iowa

WILHELMINE WEAVER,

Dated January 14, 1947.

Secretary to State Appeal Board.

To Secretary of the Senate

Chief Clerk of the House

The following prison claims are submitted separately from other claims. The State Appeal Board feels that in many instances the state has moral obligation to these prisoners for injuries received while they are in the custody of the state. However, in previous legislatures, recommendations for appropriations to compensate to a certain extent for these injuries have not been looked upon with favor by the Claims Committees, therefore these claims are sent without recommendation.

Claim No.	Name of Claimant	Amt. of Claim
31	Elmer John Auman, 2839 South Tripp Ave., Chicago, Ill	\$ 2,160.00
32	James William Whitaker, Jr., Men's Reformatory, Anamosa, Iowa	10,000.00
55	Clifford Clark, Men's Reformatory, Anamosa, Iowa.....	10,000.00
56	Hiram J. Smith, State Penitentiary, Ft. Madison, Iowa....	5,000.00
57	Alfred Wrieden, State Penitentiary, Ft. Madison, Iowa..	10,000.00
65	Carroll Packard, Men's Reformatory, Anamosa, Iowa....	600.00
66	George Jay, State Penitentiary, Ft. Madison, Iowa.....	2,682.50

Respectfully submitted,

WILHELMINE WEAVER,

Secretary to State Appeal Board.

On motion of Senator Elthon the Senate adjourned until 10:00 a.m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 15, 1947.

The Senate met in regular session, President pro tempore Richard V. Leo presiding.

Prayer was offered by the Rev. Marvin O. Sansbury, pastor of the University Church of Christ, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Findlay for the day on request of Senator Ai Miller; Senator Mercer for the day on request of Senator Berg; Senator Hart for the day on request of Senator Dykhousé; Senator Byers for the day on request of Senator Dykhousé.

INTRODUCTION OF BILLS

Senate File 24, by Senators Clem, Doud, Knudson and Vittetoe (Fimmen) a bill for an act to amend section eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation of state examiners and assistant state examiners and to repeal section eleven point twenty (11.20) and eleven point twenty-one (11.21) Code 1946.

Read first and second times, and passed on file.

Senate File 25, by Senators Long and Sharp, a bill for an act to amend sections five hundred thirty-six point one (536.1), five hundred thirty-six point twelve (536.12), five hundred thirty-six point thirteen (536.13), five hundred thirty-six point fifteen (536.15), five hundred thirty-six point sixteen (536.16), five hundred thirty-six point eighteen (536.18), Code, 1946, relating to chattel loans and loans of less than three hundred dollars to provide for an increase in the amount of loans to one thousand dollars and for the regulation of the same, to define the powers of the state banking board, and to provide for the interest rates.

Read first and second times, and passed on file.

Senate File 26, by Senators Long and Clem, a bill for an act to provide that the revenues derived from the personal income

tax shall be a part of the school funds of the various school districts of the state and allocated to said districts.

Read first and second times, and passed on file.

On motion of Senator Bekman, Senate File 13, a bill for an act to amend section three hundred twenty-six point five (326.5), Code 1946, relating to refund of compensation tax paid by certified motor carriers, was taken up, and considered.

Senator Dewel moved that action on Senate File 13 be deferred and that it retain its place on the calendar.

Senator Jacobson moved as a substitute that action on Senate File 13 be continued and that it proceed to its third reading.

Senator Elthon moved as a substitute for all pending motions that Senate File 13 be rereferred to the proper standing committee.

Senator Watson moved the previous question on the motion by Senator Elthon, which motion prevailed.

On motion of Senator Elthon the substitute motion prevailed, and Senate File 13 was rereferred.

Senator Long moved that all bills on the calendar be rereferred to the proper standing committees.

Senator Long asked and received unanimous consent to withdraw his motion.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 16, by Special Bills Committee, a bill for an act to amend certain sections of the Code relating to the United States Bureau of the Census, was taken up, and considered.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bills pass?" the vote was:

Ayes, 44:

Augustine	Dykhouse	Jones	Lucas
Barkley	Elthon	Keir	Lynes
Bateson	Faul	Kirketeg	Martin
Bekman	Fishbaugh	Klein	Maytag
Benson	Foster	Knudson	Miller, J. F.
Berg	Hawkins	Leo	Musmaker
Clem	Henningsen	Linnevold	Myrland
Colburn	Hultman	Long	Newsome
Dewel	Jacobson	Lord	Reilly

Ritchie
Rockhill

Schluter
Sharp

Skourup
Vittetoe

Watson
Zastrow

Nays, None.

Absent or not voting, 6:

Byers
Doud

Findlay
Hart

Mercer

Miller, Ai

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

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

On motion of Senator Bekman Senate File 17, a bill for an act to require the filing of marriage and divorce returns once each month instead of once each year, was taken up, and considered.

Senator Lynes took the chair at 10:50 a.m.

Senator Bekman moved that the bill be read a third 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:

Augustine
Barkley
Bateson
Bekman
Benson
Berg
Clem
Colburn
Dewel
Dykhous

Elthon
Faul
Fishbaugh
Foster
Henningsen
Hultman
Jacobson
Jones
Keir
Kirketeg

Klein
Knudson
Linnevold
Lord
Lucas
Lynes
Martin
Maytag
Miller, J. F.
Musmaker

Myrland
Newsome
Reilly
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Zastrow

Nays, 8:

Hawkins

Long

Watson

Absent or not voting, 7:

Byers
Doud

Findlay
Hart

Leo
Mercer

Miller, Ai

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

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

On motion of Senator Bekman Senate File 18, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946,

relating to motor vehicles and law of road, was taken up, and considered.

Senator Hawkins moved that action on Senate File 18 be deferred and that the bill be rereferred to proper standing committee, which motion prevailed.

On motion of Senator Bekman Senate File 19, a bill for an act to amend section seven hundred forty point five (740.5), relating to falsely assuming to be an officer, was taken up, and considered.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Barkley	Fishbaugh	Knudson	Myrland
Bateson	Foster	Linnevoid	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein	Musmaker	

Nays, 3:

Faul	Skourup	Watson
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Absent or not voting, 8:

Augustine	Doud	Hart	Mercer
Byers	Findlay	Leo	Miller, Al

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 4, providing for recess adjournment from Thursday, January 16, 1947 until Tuesday, January 21, 1947 at two o'clock p.m.

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

Senate Concurrent Resolution 5, providing for members of the General Assembly to attend the Interstate Cooperation meeting of the Council of State Governments.

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

House Concurrent Resolution 5, fixing the compensation of officers and employees of the Fifty-second General Assembly.

A. C. GUSTAFSON.

HOUSE CONCURRENT RESOLUTION 5

Whereas, The Code provides that "The compensation of the chaplains, officers and employees of the general assembly shall be fixed by joint action of the house and senate by resolution at the opening of the session or as soon thereafter as conveniently can be done,"

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

OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate.....	\$15.00
Assistant Secretary and Reading Clerk of Senate.....	15.00
Engrossing Clerk	8.00
Enrolling Clerk	8.00
Enrolled Bills Clerk.....	8.00
Journal Clerk	8.00
Assistant Journal Clerk.....	8.00
Secretary's Stenographer	8.00
Special Clerks	8.00
Clerk to Lieutenant Governor.....	7.00
Clerk to Secretary.....	7.00
Bill and File Clerks.....	5.50
Supply Clerk	7.00
Sergeant-at-arms	7.00
Assistant Sergeant-at-arms	6.00
Chief Doorkeeper	6.00
Doorkeepers	5.50
Postmaster	5.50
Committee Clerks	6.00
Matrons	5.00
Cloak Room Attendants.....	5.00
Porters	5.00
Telephone Messenger	4.50
Pages	4.00

HOUSE OFFICERS AND EMPLOYEES

Chief Clerk	15.00
Assistant Chief Clerk	10.00
General Clerk	10.00
Reading Clerk	8.00
Journal Clerks	8.00
Engrossing Clerk	8.00
Enrolling Clerks	8.00
Special Clerks	8.00
Clerk of Enrolled Bills	8.00
Supply Clerks	5.50
Bill and File Clerks	5.50
Speaker's Secretary	7.00
Chief Clerk's Secretary	7.00
Committee Clerks	6.00
Postmaster	5.50
Sergeant-at-arms	7.00
Assistant Sergeant-at-arms	6.00
Porters	5.00
Telephone Messengers	4.50
Chief Doorkeeper	6.00
Doorkeepers	5.50
Pages	4.00
Chief Electrician	8.00
Assistant Electricians	6.00
Matrons	5.00

Be It Further Resolved: That the President and Secretary of the Senate and the Speaker and Chief Clerk of the House shall be authorized to pay compensation to persons acting as temporary officers or employees, prior to the permanent organization of their respective houses, in the positions and at the same scale of compensation as set forth therein.

HOUSE AMENDMENT

TO SENATE CONCURRENT RESOLUTION 5

Amend by adding to said concurrent resolution a new paragraph reading as follows: "Be it further resolved that the Speaker of the House shall appoint one member from the House to attend said meeting, whose actual expenses shall also be paid."

HOUSE AMENDMENT TO SENATE CONCURRENT RESOLUTION
5 CONSIDERED

Senator Elthon asked and received unanimous consent to take up the House amendment to Senate Concurrent Resolution 5 and

moved that the Senate concur in the House amendment, which motion prevailed.

Senator Elthon moved that the resolution as amended by the House and concurred in by the Senate be adopted, which motion prevailed.

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

SENATE CONCURRENT RESOLUTION 6

Whereas, the housewives of America have patiently and patriotically exercised during the period of hostilities and for more than a year since the cessation of hostilities, the strictest economy in the use and consumption of sugar as a part of their contribution to the war effort, and,

Whereas, Sugar is indispensable for a well balanced American diet, and housewives cannot prepare satisfactory meals without an adequate supply of sugar, and,

Whereas, The waste resulting from the lack of sufficient means of preserving food stuffs through the scarcity of canning sugar can no longer be justified, since this Nation has not been at war for the past eighteen months, and,

Whereas, Iowa, in common with other great agricultural states, produces many crops which require sugar for preservation, such as fruits, berries and vegetables and in the past year losses in these products, because of the limited sugar available have been estimated at several millions of dollars, and

Whereas, The absence of sugar for canning purposes has caused thousands of tons of fruit to spoil, thereby depriving American families of a much needed food, and has caused hardships and financial losses in many farming and canning communities, and,

Whereas, Labor in the food processing industry has been without work because of the sugar shortage, and,

Whereas, In 1946 the sugar under the direct control of the United States increased by more than one half million tons and no portion of this increase was made available to the American people, therefore,

Be It Resolved by the Senate, the House Concurring: That the Congress of the United States is respectfully requested to provide by law for an immediate decontrol of sugar for home consumption, and for industrial use, and

Be It Further Resolved: That Congress is respectfully requested to remove all controls from the production, processing, distribution, rationing, sale and importation of sugar without delay, and

Be It Further Resolved: That copies of this Resolution be transmitted to the President of the United States, to the President of the United States Senate, and the Speaker of the House of Representatives

of Congress and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 20, a bill for an act to amend Chapter one hundred forty-seven (147), Code 1946, relating to the refund of license fees paid by persons who served with the armed forces of the United States during World War II, and who were honorably discharged therefrom, was taken up, and considered.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 20 by striking from line thirty-three (33) of Section one (1) the figure "1948" and inserting in lieu thereof the figure "1950".

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Bateson	Foster	Leo	Myrland
Bekman	Hawkins	Linnevoold	Newsome
Benson	Henningesen	Long	Reilly
Berg	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Sharp
Dewel	Keir	Martin	Skourup
Dykhouse	Kirketeg	Maytag	Vittetoe
Elthon	Klein	Miller, J. F.	Watson
Faul	Knudson	Musmaker	Zastrow
Fishbaugh			

Nays, none.

Absent or not voting, 9:

Augustine	Doud	Hart	Miller, Ai
Barkley	Findlay	Mercer	Ritchie
Byers			

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

Senator Bekman moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman, Senate File 21, a bill for an act to repeal chapter five hundred forty-nine (549), Code 1946, pertaining to adoption, registration, awarding, establishing regulations to award, revoke and prohibit the unauthorized use of the trade-mark "Made in Iowa" and the penalty prescribed therefor and to amend chapter twenty-eight (28), Code 1946, relating to the Iowa development commission, adopting, registering, and awarding the use of the trade-mark or label "Made in Iowa," and to revoke the unauthorized use thereof and to provide penalties for the unauthorized use of said trade-mark, was taken up, and considered.

Senator Elthon asked and received unanimous consent that action on Senate File 21 be deferred and that it retain its place on the calendar.

ASSIGNMENT OF SEATS IN PRESS GALLERY

The Secretary of the Senate assigned the following seats to representatives of the press:

- 59. Charles Morrow, Daily Iowan, Iowa City.
- 63. Frank Buckingham, Daily Iowan, Iowa City.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 16, 1947.

The Senate met in regular session, President pro tempore Richard V. Leo presiding.

Prayer was offered by Father E. J. Klein, Assistant pastor of St. John's Catholic Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Augustine for the day on request of Senator Lynes; Senator Jones for the day on request of Senator Lynes; Senator Miller, Ai for the day on request of Senator Hultman; Senator Hart for the day on request of Senator Dykhous; Senator Byers for the day on request of Senator Dykhous; Senator Reilly for the day on request of Senator Foster; Senator Fishbaugh for the day on request of Senator Foster; Senator Hawkins for the day on request of Senator Faul; Senator Findlay for the day on request of Senator Knudson.

INTRODUCTION OF BILLS

Senate File 27, by Senator Lynes, a bill for an act repealing certain restrictions on the issuance of road bonds by counties having a population of seventy thousand (70,000) or less.

Read first and second times, and passed on file.

Senate File 28, by Senator Schluter, a bill for an act to amend section eighty point nine (80.9), Code 1946, by repealing a part of said section relating to the duties of the department of public safety.

Read first and second times, and passed on file.

Senate File 29, by Senators Vittetoe, Berg and Faul, a bill for an act to amend section one hundred sixty-six point one (166.1), Code 1946, relating to hog cholera virus and serum licenses and permits.

Read first and second times, and passed on file.

Senate File 30, by Senators Vittetoe, Berg and Faul, a bill for an act to amend sections one hundred forty-seven point

eighty (147.80) and one hundred forty-seven point one hundred (147.100), Code 1946, to increase the annual renewal fee for a license to practice pharmacy.

Read first and second times, and passed on file.

Senate File 31, by Senators Faul and Clem, a bill for an act to amend sections four hundred eleven point nine (411.9) and four hundred eleven point ten (411.10), Code 1946, relating to retirement of members of the fire department who served in any branch of the armed forces of the United States or its allies during World War II, and the fund contributed by municipalities for the retirement of such members.

Read first and second times, and passed on file.

Senate File 32, by Senators Vittetoe, Berg and Faul, a bill for an act to amend section one hundred fifty-five point six (155.6), Code 1946, relating to the practice of pharmacy.

Read first and second times, and passed on file.

Senate File 33, by Senators Schluter and Bekman, a bill for an act to amend section four hundred twenty-two point thirteen (422.13), Code 1946, relating to individual income tax returns.

Read first and second times, and passed on file.

Senate File 34, by Senator Newsome, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), subsection eleven (11), Code 1946, relating to boarding prisoners.

Read first and second times, and passed on file.

Senate File 35, by Senators Newsome and Lucas, a bill for an act to amend section two point eleven (2.11), Code 1946, relating to compensation of members of the general assembly.

Read first and second times, and passed on file.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 22, a bill for an act to authorize the filing of a new birth certificate for illegitimate children that become legitimate by the subsequent marriage of their parents, was taken up and considered.

Senator Bekman moved that the bill be read a third 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:

Bateson	Faul	LinnevoId	Myrland
Barkley	Foster	Long	Newsome
Bekman	Henningsen	Lord	Ritchie
Benson	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Clem	Keir	Martin	Sharp
Colburn	Kirketeg	Maytag	Skourup
Dewel	Klein	Mercer	Vittetoe
Doud	Knudson	Miller, J. F.	Watson
Dykhouse	Leo	Musmaker	Zastrow
Elthon			

Nays, none.

Absent or not voting, 9:

Augustine	Fishbaugh	Hawkins	Miller, Ai
Byers	Hart	Jones	Reilly
Findlay			

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

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

On motion of Senator Bekman, Senate File 23, a bill for an act to clarify the recording of stillbirth certificates, was taken up and considered.

Senator Bekman moved that the bill be read a third 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:

Barkley	Faul	LinnevoId	Myrland
Bateson	Foster	Long	Newsome
Bekman	Henningsen	Lord	Ritchie
Benson	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Clem	Keir	Martin	Sharp
Colburn	Kirketeg	Maytag	Skourup
Dewel	Klein	Mercer	Vittetoe
Doud	Knudson	Miller, J. F.	Watson
Dykhouse	Leo	Musmaker	Zastrow
Elthon			

Nays, none.

Absent or not voting, 9:

Augustine	Fishbaugh	Hawkins	Miller, Ai
Byers	Hart	Jones	Reilly
Findlay			

Senator Faul offered the following amendment and moved its adoption:

Amend the title to Senate File 23 by striking all after the word "Act" and insert in lieu thereof the following: "relating to the recording of the birth of stillborn children."

The motion prevailed and the amendment was adopted.

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

Senator Bekman moved that the 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 CLERKS

Senator J. F. Miller submitted 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:

Senator Augustine—Thelma Christianson.

Senator Barkley—Velva Day.

Senator Bateson—Isal Burr.

Senator Bekman—Erina Butelli.

Senator Benson—Susan Barker.

Senator Berg—June Kullander.

Senator Byers—Vivian Chervenky.

Senator Clem—Wilma M. Clem.

Senator Colburn—Darlene Erickson.

Senator Dewel—Phyllis Jensen.

Senator Doud—Hope Hull.

Senator Dykhouse—Mrs. Ethel Preston.

Senator Elthon—Dorothy Ann Elthon.

Senator Faul—Norma Mathis.

Senator Findlay—Angela Collins.

Senator Fishbaugh—Lois Bates.

Senator Foster—Mary A. Nine.

Senator Hart—Ann Benton.

Senator Hawkins—Georgia Hawkins.

Senator Henningsen—Dorothy Kern.

Senator Hultman—Georgia Dowd.

Senator Jacobson—Juline Wenig.

Senator Jones—Fern Shannon.

Senator Keir—Eleanor Stenstrom.

Senator Kirketeg—Pat Tischler.

Senator Klein—Maurine M. Lewis.
 Senator Knudson—Marvyl B. Stevens.
 Senator Leo—Edith W. McElroy.
 Senator Linnevold—Nora L. Richards.
 Senator Long—Alice R. O'Rourke.
 Senator Lord—Martha L. Yoakum.
 Senator Lucas—Susan Jacobson.
 Senator Lynes—J. William Lynes.
 Senator Martin—Ruth D. Daugherty.
 Senator Maytag—Mrs. Jane Cass.
 Senator Mercer—Mrs. Doris Giles.
 Senator Miller, Ai—Jane E. Brewbaker.
 Senator Miller, J. F.—Marie Randall.
 Senator Musmaker—Laura Schulze.
 Senator Myrland—Jeanette Yarn.
 Senator Newsome—Mrs. Mary E. Newsome.
 Senator Reilly—Mrs. Jean M. Reilly.
 Senator Ritchie—Rhea Cloe.
 Senator Rockhill—Edith C. Hendershot.
 Senator Schluter—Mary Ann Lampman.
 Senator Sharp—Betty Sharp.
 Senator Skourup—Anna Clark.
 Senator Vittetoe—Grace D. Needham.
 Senator Watson—Jackie Miller.
 Senator Zastrow—Marion H. McMurray.

FLOYD JONES, *Chairman.*

J. F. MILLER.

R. R. BATESON.

The motion prevailed and the report was adopted.

The foregoing committee clerks appeared before the bar of the Senate and were duly sworn and subscribed to their respective positions.

REPORT OF COMMITTEE ON MILEAGE

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

Name	Miles	Amount
Lieutenant Governor Kenneth A. Evans	139	\$13.90
Augustine, A. E.	60	6.00
Barkley, J. R.	104	10.40
Bateson, R. R.	75	7.50
Bekman, E. K.	91	9.10
Benson, Ralph E.	70	7.00
Berg, John P.	104	10.40
Byers, Frank C.	118	11.80
Clem, A. D.	199	19.90

Name	Miles	Amount
Colburn, Jay C.	100	10.00
Dewel, Duane E.	135	13.50
Doud, Alden	117	11.70
Dykhouse, J. T.	259	25.90
Elthon, Leo	135	13.50
Faul, Geo., No claim for mileage		
Findlay, C. V.	92	9.20
Fishbaugh, Jr., Earl C.	145	14.50
Foster, Harlan C.	135	13.50
Hart, Stanley L.	186	18.60
Hawkins, R. B.	65	6.50
Henningsen, O. H.	225	22.50
Hultman, O. N.	132	13.20
Jacobson, Arthur H.	209	20.90
Jones, Floyd	45	4.50
Keir, Robert	190	19.00
Kirketeg, Kathryn M.	125	12.50
Klein, Tunis H.	45	4.50
Knudson, Herman M.	125	12.50
Leo, Richard V.	98	9.80
Linnevold, William	200	20.00
Long, Irving D.	163	16.30
Lord, Herman B.	165	16.50
Lucas, J. G.	25	2.50
Lynes, J. Kendall	142	14.20
Martin, Frank D.	182	18.20
Maytag, Fred	35	3.50
Mercer, Leroy S.	120	12.00
Miller, Ai	90	9.00
Miller, J. F.	110	11.00
Musmaker, J. Lyle	60	6.00
Myrland, E. C.	165	16.50
Newsome, J. A.	60	6.00
Reilly, Robert C.	225	22.50
Ritchie, Fred J.	192	19.20
Rockhill, Robert A.	50	5.00
Schluter, Edwin C.	155	15.50
Sharp, F. E.	190	19.00
Skourup, W. N.	180	18.00
Vittetoe, Luke	85	8.50
Watson, DeVere	140	14.00
Zastrow, Ralph W.	145	14.50

FRANK D. MARTIN, *Chairman.*

JAY C. COLBURN.

FRED MAYTAG.

• Senator Martin moved the adoption of the report.

The motion prevailed and the report was adopted.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 21, a bill for an act to repeal chapter five hundred forty-nine (549), Code 1946, pertaining to adoption, registration, awarding, establishing regulations to award, revoke and prohibit the unauthorized use of the trade-mark "Made in Iowa" and the penalty prescribed therefor and to amend chapter twenty-eight (28), Code 1946, relating to the Iowa development commission, adopting, registering, and awarding the use of the trade-mark or label "Made in Iowa," and to revoke the unauthorized use thereof and to provide penalties for the unauthorized use of said trade-mark, was taken up and considered.

Senator Bekman offered the following amendments:

1. Amend section 2 line 5 by inserting after the words "Made in Iowa" the words "or "Product of Iowa"'.

2. Amend section 2.b. by striking all of the same and inserting in lieu thereof the following: "The commission shall grant authority to use such label or trade-mark to such persons or firms who make a satisfactory showing to the commission that the products on which the label or trade-mark is to be used are bona fide Iowa products. Such trade-mark or label use shall be registered with the commission."

3. Amend section 2. c. by striking all of said subsection c and inserting in lieu thereof the following: "No person, firm, partnership, or corporation shall use the said label or trade-mark or advertise the same, or attach the same on any manufactured article or agricultural product except as provided herein."

4. Amend section 2. d. by striking all of said section d.

Senator Bekman moved the adoption of amendment 1, which motion prevailed and the amendment was adopted.

Senator Bekman moved the adoption of amendment 2, which motion prevailed and the amendment was adopted.

Senator Bekman moved the adoption of amendment 3, which motion prevailed and the amendment was adopted.

Senator Bekman moved the adoption of amendment 4, which motion prevailed and the amendment was adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27:

Bateson	Doud	Leo	Myrland
Bekman	Elthon	Linnevold	Ritchie
Benson	Henningsen	Long	Rockhill
Berg	Hultman	Lucas	Schluter
Clem	Keir	Maytag	Sharp
Colburn	Kirketeg	Mercer	Vittetoe
Dewel	Knudson	Musmaker	

Nays, 13:

Barkley	Jacobson	Martin	Skourup
Dykhousé	Lord	Miller, J. F.	Watson
Faul	Lynes	Newsome	Zastrow
Foster			

Absent or not voting, 10:

Augustine	Fishbaugh	Jones	Miller, Al
Byers	Hart	Klein	Reilly
Findlay	Hawkins		

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

Senator Bekman offered the following amendment and moved its adoption:

Amend the title to Senate File 21 by striking all after the word "Act" and inserting in lieu thereof the following: "to repeal Chapter five hundred forty-nine (549), Code 1946, pertaining to adoption, registration, awarding, revoking and prohibiting the unauthorized use of the trade-mark "Made in Iowa" and the penalty prescribed therefor. To amend Chapter twenty-eight (28), Code 1946, relating to the adoption, registration and use of the label or trade-mark by the Iowa Development Commission bearing the words "Made in Iowa" or "Product of Iowa" and providing for authority for the use thereof.

The motion prevailed and the amendment was adopted.

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

PRESENTATION OF VISITORS

Senator Faul asked and received consent to present to the Senate the members of the 3a and 3b class of the Fort Des Moines school who were present in the balcony with their instructor, Effie Eckholm.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate resumed regular session, President pro tempore Leo presiding.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

The joint convention reconvened, President pro tempore Leo of the Senate presiding.

The roll was called.

Those present were, 129:

Ainsworth	Gannaway	Long of Clinton	Redman
Anderson	Good	Lord	Reilly
Avery	Graham	Loss	Ritchie
Baker	Hansen	Lucas	Robb
Barkley	Hedin	Lucken	Robinson
Bass	Hendrix	Lynes, J. K.	Rockhill
Bateson	Henningsen	Lynes, W. S.	Schluter
Bekman	Hicklin	Martin	Schwengel
Beman	Hinrichs	Maytag	Scott
Benson	Hultman	McEleney	Sharp
Berg	Humbert	Mercer	Shepard
Bloom	Huston	Miller of	Siefkas
Bockwoldt	Ingalls	Humboldt	Skourup
Boothby	Jacobson	Mills	Sloane
Brown of	Keir	Moore	Smith of
Mahaska	Kerr	Morrissey	Des Moines
Brown of Monona	Kester	Musmaker	Smith of Madison
Burkman	Kilpatrick	Myrland	Steinberg
Clem	King	Neal	Stevens
Colburn	Kirketeg	Nelson of	Strawman
Datisman	Klein	Buchanan	Tesmer
Davis	Klemesrud	Nelson of	Troeger
De Groot	Knickerbocker	Woodbury	Turner
Dewel	Knudson	Newsome	Van Eaton
Doud	Koch	Nicholas	Walker
Duffield	Koek	Nielsen	Walter of
Dykhouse	Krall	Noble	Marshall
Eckels	Kruse	Olson	Watson of
Edwards	Kuester	Patrick	O'Brien
Elthon	Landsness	Pieper	Watson of
Faul	Langland	Poston	Pottawattamie
Fiene	Lawrence	Prange	Weichman
Fimmen	Leo	Putney	Weiss
Foster	Linnevold	Rankin	Wilson
Fulk			

Those absent were, 29:

Augustine	Bents	Butler	Donohue
Beardsley	Bryson	Byers	Duffy

Findlay	Jones	Norland	Walter of
Fishbaugh	Long of Delaware	Reed	Pottawattamie
Fletcher	Lundy	Saylor	Wellington
Frei	McFarlane	Smith of Clayton	Williams
Hart	Miller of	Utzig	Zastrow
Hawkins	Audubon	Vittetoe	

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

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

The tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 16, 1947.

Mr. President and Members of the Joint Convention: Your tellers appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 5, 1946, beg leave to make the following report of the total vote cast for Governor:

Robert D. Blue.....	362,592
Frank Miles	266,190
E. P. Gabriel.....	2,899

And the total vote cast for Lieutenant Governor at the election held November 5, 1946:

Kenneth A. Evans.....	354,387
Sewell E. Allen.....	234,463
E. L. Tarr.....	2,902
Van Ness	1

All of which is most respectfully submitted.

D. A. DONOHUE

W. S. LYNES

J. G. LUCAS

J. E. HANSEN

Judges.

WM. LINNEVOLD

HERMAN B. LORD

Tellers.

Senator Lucas of Boone moved that the report be adopted. Motion prevailed and the report was adopted.

President pro tempore Leo of the joint convention announced that Robert D. Blue, 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 elected and qualified, and that Kenneth A. Evans, having received

the highest number of votes cast for Lieutenant Governor, was duly elected to the office of Lieutenant Governor for the ensuing term, or until his successor is duly elected and qualified.

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

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 16, 1947.

This is to certify that upon a canvass in Joint Convention of the two Houses of the Fifty-second General Assembly of the State of Iowa, of all the votes cast at the general election held November 5th, 1946, for the office of Governor of the State of Iowa, it appeared that Robert D. Blue 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 sixteenth day of January, A. D. 1947.

RICHARD V. LEO,
*President pro tempore of the Senate and
President of the Joint Convention.*
G. T. KUDSTER,
Speaker of the House.
J. G. LUCAS,
Teller of the Senate.
D. A. DONOHUE,
Teller of the House.
A. C. GUSTAFSON,
*Chief Clerk of the House and Clerk of
the Joint Convention.*

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, JANUARY 16, 1947.

This is to certify that upon a canvass in Joint Convention of the two Houses of the Fifty-second General Assembly of the State of Iowa, of all the votes cast at the general election held November 5th, 1946, for the office of Lieutenant Governor of the State of Iowa, it appeared that Kenneth A. Evans 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 sixteenth day of January, A. D. 1947.

RICHARD V. LEO,

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

G. T. KUESTER,

Speaker of the House.

J. G. LUCAS,

Teller of the Senate.

D. A. DONOHUE,

Teller of the House.

A. C. GUSTAFSON,

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

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

Senator Doud of Van Buren moved that a committee of five, consisting of two from the Senate and three from the House, be appointed to notify Governor-elect Blue and Lieutenant Governor-elect Evans of the official result of the canvass of votes.

Motion prevailed and President pro tempore Leo named as such committee Senators Doud of Van Buren and Bateson of Hardin, and Representatives Duffield of Guthrie, Hicklin of Louisa, and Wilson of Wright.

Senator Doud, from the joint committee appointed to notify Robert D. Blue and Kenneth A. Evans of their election to the office of Governor and Lieutenant Governor, respectively, submitted the following report and moved its adoption:

REPORT OF COMMITTEE

MR. PRESIDENT: As a committee appointed at the Joint Convention to notify the Honorable Robert D. Blue and the Honorable Kenneth A. Evans of their election to the offices of Governor and Lieutenant Governor of Iowa, respectively, we beg leave to report that we have performed the duty assigned to us and that each officer assured us that he stands ready to assume the duties of the office to which he was elected.

Respectfully submitted,

ALDEN L. DOUD

R. R. BATESON

On the part of the Senate.

R. E. DUFFIELD

M. F. HICKLIN

L. E. WILSON

On the part of the House.

Davis of Fayette moved that a committee of five, two from the Senate and three from the House, be appointed to escort Governor-

elect Blue and Lieutenant Governor-elect Evans to the House chamber.

Motion prevailed and the President pro tempore of the Joint convention appointed Senators Maytag of Jasper and Hultman of Montgomery, and Representatives Davis of Fayette, Stevens of Greene and Turner of Mills as such committee.

The Sergeant-at-arms announced the arrival of Governor-elect Blue and Lieutenant Governor-elect Evans, accompanied by the Governor's staff.

Governor-elect Blue and Lieutenant Governor-elect Evans were escorted to the Speaker's station.

The ceremony of the presentation of the colors was conducted by the Clarence Shurtz Post No. 304, American Legion, Eagle Grove, Iowa.

The following invocation was delivered by Bishop Charles W. Brashares, Bishop of the Des Moines area of the Methodist church:

— BISHOP BRASHARES' PRAYER

Our Father, whose eye detects the sparrow's fall and whose presence surrounds us, as the people of this great state inaugurate their first Governor to begin its second century of history, we pray Thy blessing on him who will this day again assume the responsibilities of leadership. Wilt Thou consecrate him to take this high and difficult task. In the days to come, grant him strength for exhausting tasks; courage when evils threaten; wise councilors when he needs wisdom; and always daily fellowship with Thee. Thus, under his administration, may the poor man have a friend, the helpless and sick find mercy and cure, the returned veteran be helped to resume his place as a regular citizen; may laws be obeyed and enforced; and may justice be established in the land. May all those activities which destroy men be discouraged among the people and may all that creates and encourages life at its best, be increased.

Wilt Thou guide also, O Lord, the Lieutenant Governor, the members of the House and Senate, and the officials who shall share, along with the Governor, the responsibilities of political leadership, that they, together with the leaders of labor, management, business, education, religion, and the home, may each seek, not his own good at the expense of others, but to rise above class and party to serve the common weal. In high places and in low, save us from "violence, discord and confusion, from pride and arrogance and from every evil way. In the time of prosperity, fill our hearts with thankfulness and in the days of trouble, suffer not our trust in Thee to fail."

As we pay, O Lord, for Thy blessing on those in places of leadership, we pray also for a new sense of responsibility among the general citi-

zenry of the state. Here where the tall corn grows, may the human race rise to its best. Give to us a hardy morality, a staunch loyalty to the highest we know. Help us religiously to develop cooperation between all people of good will. Teach us to recognize each man's inalienable rights, whatever his race or class or religious creed may be. May our homes and factories and mines, our markets and our farms develop in us all that reasonable understanding which makes for peace. Thus may the people of this commonwealth make their full contribution toward a united nation and a peaceful world.

So may this state of Iowa be part of Thy kingdom, a revelation of Thy power, and a contributor to Thy glory now and forevermore.—*Amen.*

Scripture reading was offered by the Reverend Albert Kilbourn, pastor of the Congregational church, Denmark, Iowa.

Music furnished by String Quartet, State University of Iowa, under direction of Professor Hans Koelbel.

Vocal selections were sung by Eudora Lindman Shepherd, accompanied by Miss Norma Cross.

The oath of office was administered to Governor-elect Blue by the Honorable Charles F. Wennerstrum, Chief Justice of the Supreme Court of Iowa.

The oath of office was administered to Lieutenant Governor-elect Evans by the Honorable Charles F. Wennerstrum, Chief Justice of the Supreme Court of Iowa.

Lieutenant Governor Evans, President of the joint convention, presiding, then presented Governor Blue, who delivered his inaugural message.

GOVERNOR'S INAUGURAL MESSAGE

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE FIFTY-SECOND GENERAL ASSEMBLY OF IOWA, HONORED GUESTS AND CITIZENS:

This is an historic session. Iowa is entering upon her second century of statehood. The nation and the world are entering upon a period of postwar rehabilitation and reconstruction. Two years ago when you met, the dark clouds of war still hung low o'er the world. Millions of helpless men and women were in prison camps. The torture chambers and the murder factories of unforgettable horror such Buchenwald were daily claiming hundreds of victims. The mighty engines of destruction which modern science had created were everywhere spreading death and destruction. Christian civilization was reeling under the impact. The hearts and souls of men everywhere were gripped with fear.

Now the war is over, and the victory is ours. We give thanks to the Almighty whose mercy and strength were our refuge and shield in those dark days of trouble. No longer do our young men and young women

face the hazards and horrors of modern war. Once again most of them are at home. To those who suffered and sacrificed, to those who paid the supreme sacrifice and will never return home again, we owe a great debt and a sacred obligation. We meet here today as a free people because their devotion and their sacrifice to the noblest ideals of Americanism saved us from enslavement by the dictators.

Once again the sons and daughters of Iowa on battlefields round the world wrote in flaming deeds with crimson blood the motto of the State, "Our Liberties we prize, and our Rights we will maintain." We shall be worthy of their great sacrifices, and the sacrifices of those who fell before them only if we consecrate ourselves to the task before us of building a just and lasting peace.

We should also pause and pay tribute to the Iowa men and women, boys and girls who stayed at home. In the home and in the school, on the farm and in the factory, they loyally supported every war effort. Cooperation between labor, agriculture, industry and government won the war. Cooperation between the statesmen and the nations of the world can win the peace.

You meet here in this Fifty-second General Assembly during one of the most crucial periods of American history. Added to the neglects and omissions of the past are the problems growing out of the war. The people who placed upon your shoulders the mantle of authority had confidence in your integrity and ability to face the problems of the hour. In accepting the respective offices to which we have been chosen, we are assuming a heavy burden of responsibility. We are likewise afforded an unusual opportunity for constructive service of enduring worth to future generations. The task will not be easy. The cost of things most worth while, most precious, is always great. The military war is over. The war against intolerance, greed, monopoly, dishonesty and social injustice begins anew.

Seldom, if ever, has any Iowa legislature been confronted with more difficult financial problems. Many cities, counties and school districts are in financial distress. Our state educational institutions are crowded with the greatest number of young men and young women seeking a college education in the history of the state. Our hospitals for the mentally ill, suffering from the accumulated omissions and neglects of more than a generation, claim your consideration.

Mounting costs resulting from unwise federal financial policies add fuel to the blaze. Today state and local governments are harvesting the bitter fruits of national waste and extravagance. They are paying with compound interest the cost of some of the so-called federal gratuities for which a few short years ago they so eagerly clamored. (Quote) "Whatsoever ye sow, that shall ye also reap" (unquote). This is the eternal law of life which is the same yesterday, today, and forever.

You are all familiar with what has happened to your family budget. The constantly increasing cost of food, clothing and shelter has reduced the amount you can save or to spend for luxuries. The same inflationary forces loosened by reckless spending in Washington and by the war which unbalanced your family budget, have created financial difficulties for every local and state government throughout the land. Under such cir-

cumstances, government must follow the same course which an individual would find wise to adopt. It must make provision for the necessities of government before considering expenditures for the luxuries of governmental services.

Shortly after the termination of the fighting in Europe, a great editor, Malcom Bingay, visited Germany and inspected its prison camps. In an address to the Chamber of Commerce upon his return home, he made this statement: (Quote) "Everything that has happened in Europe can be explained in just three words,—No Moral Law" (unquote). The spirit of communism and the spirit of socialism abroad in the world today is the spirit of materialism and greed. Our defenses against the forces of materialism depend not alone in armies and navies, in aeroplanes and bombs. They depend to a very substantial degree upon the moral and spiritual forces which motivate the thinking and acting of our citizens. We can best preserve the ideals of Americanism and assist in achieving the peace of the world by practicing the principles of Americanism and preserving peace in Iowa.

True Americanism finds its doctrines of equality, tolerance, and service, proclaimed by the Christ in the New Testament. These teachings are the very foundations upon which all human liberty rests. The formula for peace was proclaimed 2000 years ago. Communism is the spirit of atheism and materialism. Democracy is the spirit of Christianity, unselfishness and peace.

Let us stand upon the high ground. If we shall take our position and plant our standards upon high ground, no enemy will be able to dislodge us.

These are times that try men's souls. Public service today calls for courage and fortitude just as service in the country's armed forces called for courage and fortitude. Men must be willing to suffer political injury and death in the preservation of their ideals on the political battlefield as men faced physical injury and death on the military battlefield. In the last war a hard-boiled marine sergeant called to some men who hesitated going over the top, "Come on you fellows, you don't want to live forever, do you?" In that same spirit of sacrifice and devotion to duty, let us approach the task which lies ahead.

REORGANIZATION

While government does not exist for the purpose of making money, it is in a very real sense a business, the biggest business in the state. The commodity it has to sell is service to the people. It provides protection of our health. It provides fire and police departments, good roads, education and the like.

Like business, government should always be on the alert for better methods of providing service at a reduced cost. But, unfortunately, government is not always spurred on by the keen competition which exists in the business world. On the contrary, the spur applied to government is too often that of a vested interest seeking to create or to retain some unjustified preference over other persons or groups in return for political support at the polls. Inertia is one of government's funda-

mental weaknesses. It is one of the costs of representative self-government.

The need for reform in legislative procedure has existed for years in Washington. At last mild reforms are now under way, but not without opposition. Overlapping and costly bureaus which have long outlived their usefulness are vigorously resisting demobilization.

The record of state government is not spotless. A generally excellent report on the reorganization of Iowa government was prepared in 1933. Yet few of its recommendations have been adopted.

Reform in court procedure, recommended in 1913, did not become a reality until 1943.

Many committees have been provided for by the legislature to study and recommend changes in our tax laws. Scarcely a governor in the last forty years has failed to discuss the problem and point out needed reforms. Yet some of these defects have continued for a half century.

Surely it would be wise to pause on the threshold of our second century as a sovereign commonwealth and take stock.

Working with the machinery of government, as the Chief Executive, gives one a very different view of its problems and efficiency than the view which the legislator gets in the short time he is here.

I desire to call your attention to some of the changes which I believe could be made with beneficial effect.

PERSONNEL DIRECTOR

In many respects the operation of state government is similar to the administration of a large business. There are more than fifty departments, and many sub-divisions, employing thousands of people. The war has thus far made it impossible to build a new office building provided for, and thus bring all of these scattered departments together. The authority for fixing and changing salaries is divided and there is much inequality between departments in the salaries paid for work of a similar nature.

There are frequent attempts to pay special compensation to some employees by changing the titles of their positions without changing or adding to their duties or responsibilities. Few records are kept showing when the employee commenced to work for the state, their qualifications and experience, the departments in which they have been employed, their vacation leave, sick leave, and other pertinent personnel information.

The compensation of some employees is determined by the merit council. Each elective official determines the salary of the employees in his own department. Some salaries are fixed by boards. In some instances salaries are now paid in part by federal funds and state funds.

Some departments are not under the budget and insist upon the right of paying higher salaries for that reason.

The present situation is confusing and indefensible. The appointment of a personnel director, responsible to the executive council, would do much to bring order out of a rather chaotic condition. It would ferret out and eliminate unnecessary employees, and end inequalities at a saving to the taxpayers.

FOUR YEAR TERM

After years of observation, and growing out of my own experience of the last two years as governor, I am convinced that a single four year term would provide better government to the people of Iowa than two successive terms of two years each.

The reasons for such a change were forcefully stated thirty-two years ago by Governor Clarke. He said: "As it is, he enters upon his first term with the incoming of a General Assembly. That ought not to be so, but I will not discuss that question. Soon, if not immediately, after the adjournment of the legislature, if the experience of recent years is to be taken as a precedent, he must begin preparations for and eventually enter upon a long speaking campaign for renomination. Securing it he must practically continue his campaign for re-election. He must do these things or, sometimes, surrender all he stood for and abandon all that he hoped to accomplish in the way of public service. All of this constantly distracts his mind from his public duties, prevents him from devoting all his energies to the public good. It all seriously affects his efficiency as a public servant.

"If also, he should be a timid soul, thinking more of office than of public duty, and afraid of his fellow citizens, rather than challenging them to things that make for human betterment, he might move softly, gently, whispering through a first term in the hope of no antagonism for a second. During a second term he might become courageous when there was no enemy in view and nobody could get at him, and might really accomplish something."

These arguments apply with equal force to other state and county officers.

Since that time state government has grown tremendously, and the work of the governor has more than doubled. We have added the highway department, the social welfare department, with all of its subdivisions of old age assistance, blind assistance, aid to dependent children, etc., the public safety department with its highway patrol, motor vehicle division, driver license examinations, vehicle licenses and the like, the employment security commission, the liquor commission, as well as others.

They all call for the attention and supervision of the governor's office. The governor is called upon to undertake this increased burden, with the same sized staff he had years ago.

I suggest that you take the steps necessary to secure an appropriate amendment to the Constitution, and changes in our statutes.

HISTORICAL DEPARTMENT

We oftentimes complain of duplication of agencies in the federal government, but the state is sometimes guilty of the same offense. We are maintaining two historical departments; one in Des Moines and one in Iowa City. The one at Iowa City is responsible neither to the university nor to the state officials. Increased efficiency and service to the whole

state at a reduced expense should result in merging the department at Iowa City with the one at Des Moines.

The Brookings report makes such a recommendation in this language: "The chief need of the historical, memorial and art department is for co-ordination with the historical society and the university. This can only be accomplished by a partial consolidation. There is unnecessary duplication and waste in the maintenance of two separate historical libraries and two newspaper collections."

FIRE INSPECTION

The disastrous hotel fires throughout the nation, including the one at Dubuque, have focused the attention of the nation on this subject.

Our law now lodges the duty of making fire inspections of hotels with the Department of Agriculture. Logically this duty should be vested in the fire marshal.

I suggest that it be so transferred and that the whole law with reference to the duties and authority of the fire marshal be revised and strengthened.

APPOINTMENT OF COMMERCE COMMISSIONERS AND PUBLIC UTILITIES COMMISSION

Election after election a large number of candidates seek nomination as Commerce Commissioners. Frequently no one receives thirty-five per cent of the votes and the nomination is finally made by a convention. It is doubtful if one out of twenty voters could name the candidates for this office. The work of this commission, which is of great importance, is primarily administrative and not policy forming. It is of no greater importance, however, than that of the Highway Commission, the Board of Social Welfare, the Employment Security Commission, and other commissions which are appointed by the Governor and confirmed by the Senate.

I can see no harm, and do see much good, resulting in changing this office from an elective to an appointive office.

For many years there has been a great deal of discussion of the need for a public utilities commission. One of the principal arguments in the past has been that the individual citizen or the local municipality was not always able to cope with great corporations. To date, however, the rates of utilities have generally been reasonable and compare favorably with other states where there is a utilities commission.

Recent decisions by the supreme court, as well as the action of certain federal departments in attempting to assume jurisdiction of utilities matters in states where there is no state public utility commission, raises the question whether or not it would be wise to enact a state utility law for the purpose of protecting the state against the arbitrary actions of the federal government. If such a law were deemed advisable its administration might well be placed under the jurisdiction of the Iowa State Commerce Commission.

VETERANS

The problems of veterans affect a large portion of our citizenry. At the present time, there are several departments dealing with veterans' affairs, such as graves registration, the Adjutant General's office, a records division in the department of history, a bonus board, and the work for the Spanish American War Veterans and the G.A.R. I believe that the interests of the veterans of the state of Iowa would be better served by the creation of a department of veterans' affairs to deal with all veterans' problems.

The last session of the legislature passed an annual tax exemption law, which is in effect a yearly bonus. It also passed many other veterans' laws. Doubtless you will have presented to you for consideration, legislation providing a cash bonus for the veterans of the last war. You can initiate such legislation. Its approval in the last analysis, because of constitutional provisions, rests with the people. I feel confident that all service men, as well as other citizens, would desire this legislature to first consider the essential needs of the state such as education, health, state hospitals, welfare, and other essential needs, which are of primary importance to all citizens, including the veterans and their families.

After you have carefully studied both the financial resources and the basic needs of the state, and have arranged for the revenues with which these needs are to be met, you should then consider the ability and the resources of the state to pay a bonus.

These matters should be considered on the basis of justice and equity, and not on the basis of partisanship.

HOUSING

During the last generation and since the end of the first World War, home building has not kept pace with the needs of our growing population. With the end of the war many young people who had married during the war found themselves unable to find living quarters in which to establish their homes. Those whose economic status permitted them to consider building a home found a shortage of material and of labor as well as exorbitantly high prices to deter them. Those who desired to rent discovered that various federal policies were a restraining influence on those who normally would invest their capital in rental properties. The coming year holds a promise of substantial relief.

Nevertheless, you should consider the problem in all of its aspects. Some cities and towns desire the right to extend sewer and water facilities to new additions at public expense and find they have no authority to do so. Some of our larger communities would find it profitable to embark upon a slum clearance program, but find our legislation inadequate or lacking.

I especially urge you to study the plans which have been developed and placed in operation in other states for the clearing of blighted areas, and drawing upon their experience, adopt those features which you find desirable into our law.

BOARD OF CONTROL

In recent months, after years of indifference, the public conscience has been awakened to some of the needs and problems of the state institutions.

Two years ago I called attention to this problem when I said: "Too often these unfortunates tend to be the forgotten boys and girls, men and women, of Iowa . . . During the last six years, the Iowa Legislature has been appropriating increased sums of money for new buildings and for the rehabilitation of these institutions and those confined within them. Some of this money is still on hand, unspent because of wartime restrictions. In spite of the progress of the last six years, a very large program of remodeling and new building is necessary at most of these fifteen institutions to place them in a condition of which we can be proud. Substantial numbers of the buildings at these institutions are 60 to 80 years old or even older. They have had hard usage; they have served their day well, but many of them are out of date and should be completely replaced. Several of these institutions are greatly overcrowded and additional space to house these unfortunates should be built as soon as building restrictions are lifted . . . A careful and thorough survey by experts of housing conditions has been made for the Board of Control and will be placed upon your desks. This report and the askings of the Board of Control merit your careful and sympathetic consideration. Forty to sixty years of depreciation and obsolescence should be taken care of. I urge you to carefully consider the problem, the need of rehabilitation of old buildings, the providing of new buildings for the housing of our unfortunates, the providing of living quarters and support for the employees at these institutions and for providing an adequate staff of psychiatrists to meet the needs of our mental institutions."

The legislature took heed of the situation by sharply increasing the funds for maintenance and providing over six million dollars for new buildings and repairs. They were then roundly condemned as spend-thrifts. Headlines such as "Legislature came, surplus went" were their reward. A few months later they heard themselves condemned oftentimes by the same sources as niggardly. Their actions merited no such condemnation. Not only did they increase support and initiate a building program, but they provided for a study of the mental institutions.

During the last two years, I have instituted several other studies, and reports of vital importance have been made. They include the report on diet made by Capt. Mary O'Neal, who was head dietitian at Ft. Des Moines; the farm report and report on diet made by experts from the Iowa State College; the population survey report made by Dr. Ray Wakeley of Iowa State College; the report of Dr. Frank E. Leslie, psychiatrist, employed by the board; the survey of the penal and corrective institutions, and the report of the district court judges on juvenile delinquency procedures. Without doubt you will give these reports your careful consideration.

The experience of the last fifteen years, the various reports, my own personal investigations and experience, all point to one conclusion—the need of a thorough revision and reorganization of the machinery and methods of supervising and operating these institutions. Obsolete stat-

utes, impossible of performance, such as the requirement that board members must talk to each inmate every six months when they visit the institution, should be repealed.

Much progress has been made in the administration of these institutions during the last two years, but much remains to be done.

Appropriations have been increased 54.79 per cent since 1933. They must be further increased.

But money alone is not enough. The machinery of administration must be overhauled.

I recommend that provision be made for a superintendent of mental hospitals, a superintendent of penal and corrective institutions and a superintendent of industries. They should be men of special training and experience. They should be responsible for repairing and supervising programs appropriate to their respective positions.

A farm manager to direct the operations on the thousands of acres of state farm lands is needed. A dietitian, who would prepare menus providing balanced diets, as well as uniform recipes is needed in preparing meals for thousands of people. Such a dietitian would be able to improve the diet and reduce the cost, and the existing waste.

I recommend that these superintendents be under the direction of a single commissioner of public institutions and that the present three member board of control system be abolished.

I also recommend that the interim committee be abolished. It has operated primarily to supervise the actions of the board of control.

The most of its activities have dealt with supplementing the funds of the board in the event that the budget provided by the legislature proved to be inadequate because of some unseen problem.

Under the reorganization proposed it is doubtful that they could be of material aid in bettering the administration of the institutions.

APPOINTMENT OF SUPERINTENDENT OF PUBLIC INSTRUCTION

Among the recommendations of the school code study committee was one for making the office of Superintendent of Public Instruction appointive rather than elective.

I believe that this recommendation is sound and worthy of your consideration.

TRANSFER PUBLIC SAFETY DEPARTMENT TO ATTORNEY GENERAL

Included in the recommendations for reorganization by the Brookings Committee was one for the creation of a public safety department. Such a department was created in 1939 by consolidating many departments. There was a difference of opinion at that time whether this department should be under the governor or the attorney general.

Law enforcement problems should be handled by the attorney general's office and he should be the chief law enforcement officer of the state. The responsibility and machinery for this purpose should not be divided as it

now is. The recommendations of the Brookings report in this respect merit your attention. I quote a part of this report: "The governor is required by the constitution to take care that the laws are faithfully executed; but neither the constitution nor the statutes make it possible for him to fulfill this obligation. In emergencies he may call out the militia, an undesirable and expensive procedure; but in ordinary day-to-day enforcement, which specific duties of departmental administration have been improperly imposed upon him, his power to supervise, direct and control is decidedly limited. . . . Disregarding the courts and clerks of court, there are in Iowa over two thousand officials engaged in law enforcement. . . . Two thousand agents or agencies are operating or nominally operating as independent units. Half of them are responsible to no one but the people. Elected every two years, the good ones are thrown out regardless of merit, and just when they have acquired a few months of valuable training. The bad ones have to be endured; and because of politics or personality are frequently re-elected.

"Parts of the system date from mediaeval England. Neighborhood law enforcement was fairly satisfactory a century ago; but today it is as antiquated as the stage coach. Nevertheless the system persists because of the power of habit and of vested interests."

I recommend that the department of public safety be transferred to the attorney general's office and that all law enforcement officials be made directly responsible to the attorney general as the chief law enforcement officer of the state.

LAW ENFORCEMENT

The material destruction wrought by war is evidenced on every hand. It is easy to see. The wrecks of great cities, the hunger, disease, and misery are clear to every eye. Too few have seen, or paused to reflect upon the decline of ideals and the decay in morals which this war has wrought. Such a decline has followed every war. The delinquency of adults and juveniles alike is a threat to the foundations of our social institutions.

The immortal Lincoln said, "Let every man remember that to violate the law is to trample on the blood of his father, to tear the character of his own and his children's liberty. Let reference for the laws be breathed by every American mother to the lisping babe that prattles on her lap. Let it be taught in the schools, in seminaries, in colleges. Let it be preached from the pulpit, proclaimed in the legislative halls, and enforced in the courts of justice. And, in short, let it become the political religion of the nation."

During one hundred years of statehood we have tried many plans for the regulation of the liquor traffic. None has proven wholly successful. The present state monopoly system was adopted to take the profit out of hard liquor and suppress illegal sale of it. In some communities it is working fairly well, in others it is not. There is a sharp and almost equal division of opinion as to the course which should be pursued. The state is receiving the profits from the business and at the same time placing the responsibility and the cost for law enforcement upon local governments.

There appears to be a growing lack of respect for the law by citizens and a weakening of the enforcement of the law by officers in some communities.

It is the duty of the legislature to initiate new legislation and to amend the old laws in such a manner as to reflect the majority sentiment of the people they represent.

The mere fact that the subject is difficult and fraught with controversy is no excuse for avoiding its consideration.

A law which is not the outgrowth of and representative of the ideals and moral character of a people is scarce worth the paper on which it is written. The safety and the greatness of a nation rests not alone in the wisdom of statesmen and the bravery of soldiers, but rather in the character of the people.

*"Not gold, but only men can make
A people great and strong,
Men who for truth and honor's sake,
Stand fast and suffer long.
Brave men who work while others sleep
Who dare while others fly—
They build a nation's pillars deep
And lift them to the sky."*

SCHOOLS

From the day the first school was opened in Lee County to this moment, our schools have been of primary concern to us. The last session of the Legislature made much progress in revising our school law, but much still remains to be done.

We are proud of the record of Iowa schools, but there are ways to advance their efficiency and standards.

In a very recent book "Education—America's Magic," Raymond N. Hughes, President Emeritus of Iowa State College, and William H. Lancelot, Professor of Vocational Education, made a careful analysis of the educational program in each state. Their statement, with reference to Iowa schools, is of great interest.

"Iowa, with an income per child of \$2,020, ranks twenty-fourth in ability. However, in accomplishment, its rank is ninth, and its rank in the degree in which accomplishment is commensurate with ability is tenth.

"The state puts forth serious effort to secure suitable education for its children, spending 4.65 per cent of its income for education and ranking twelfth in effort. As to efficiency in the use of school funds its rank is eighth. Hence, it ranks in the highest quarter as to both of these criteria, which doubtless accounts for the fact that its accomplishments so greatly surpass its ability.

"Iowa is one of eleven states which rank higher in every other criterion than in ability.

"On the whole, it has a creditable record in education. Its apparent rank on all around educational performance is fifth."

Thus we find that while President Hughes rates Iowa as twenty-fourth

in financial ability to support education that he ranks it fifth in all around performance. His analysis is in contrast with the inference that Iowa is at the bottom of the list of states in the support of education because of the amount of state aid.

The amount of state aid is not a true yardstick by which to measure our support of education. The per pupil cost and the financial ability of the citizenry is a much more accurate yardstick by which to measure our interest in and support of education.

The abandonment of a levy of several million dollars of state property tax in 1942, the assistance to local government by the state to the amount of 55 million dollars, in shared taxes, is a direct as well as an indirect aid to schools.

According to a study recently made of over 100 Iowa high schools by Mr. Leo Howe, there is a wide variation in the way school funds are used. From 1937 to 1946 the cost per pupil in the Des Moines Schools had increased only 33.68 per cent. One Iowa school increased the cost per pupil 178.29 per cent. The average increased cost per pupil in the state for this period was 60.82 per cent. The salaries of teachers and superintendents in these schools during this period was increased 49.74 per cent.

Last year in Iowa, a high school with only four pupils was in operation. The cost per pupil was in excess of \$1,200. This was in a community that was below the average in financial ability to support education. Many examples could be given of both grade and high schools in the country and in the city where the cost per pupil is exorbitantly high.

The financial problems of schools are very similar in the most part to those of other units of government. There is, however, one important exception. We are operating a larger number of rural schools and high schools than we can efficiently or economically operate. We are wasting taxpayers' dollars and wasting teaching ability.

We have counties with only three or four high schools and others with sixteen or seventeen high schools.

There are nearly 5,000 different school corporations following many different plans.

In many respects our plan of organization for schools is as out of date as the township road system.

We need larger economic and political units for our schools. Let me again quote from the Brookings report: "The data gathered relative to local school districts logically and inevitably lead to the conclusion that the whole groundwork of major economies and of major improvements in efficiency resides in the adoption of a larger political unit as a basis of school administration and support.

It is time to not only observe the symptoms of the disease, but to find and treat the cause of the ailment.

A sound assessing system, and a good reorganization, will do much to meet our school needs.

More than thirty years ago a governor of Iowa was saying "ninety-five per cent of the boys and girls never reach high school . . . the necessities of farm life almost preclude the farm boy from the town high school. He cannot start in with the opening of the schools in the towns the

first of September, and if he could, he could not continue after the first of March. The scarcity of farm labor and the absolute necessity of the farmers in gathering crops and in preparing for them, and planting and cultivating absolutely forbid.

"This suggests almost necessarily the consolidation of country schools. I can see no escape from the ultimate result."

Conditions have changed since that time. Power machinery has revolutionized the farm industry. Road conditions and transportation facilities have been greatly improved since the township school was established every two miles.

With changed conditions the need for reorganization and consolidation is much more urgent than it was thirty years ago. Indifference, local pride and selfishness have too often and for too long blocked progress in this field.

We need an acceptable and workable reorganization law. We need to study the economics of education. Local communities should not expect state aid for the operation of schools that are economically unsound without doing their share to correct such conditions. The state should be, and is willing to assume, a share of the cost of education.

As a state as a whole, we spend 4.65 per cent of our income for education as compared to 5.5 per cent by Utah. We rank twelfth among the states in effort to support education. The amount of support for our schools can and should be increased.

The inflation we are suffering from has made it impossible to operate many schools at the per capita cost per pupil now provided by statute. Early action should be taken to raise this limit.

The problems of our schools are inseparably interwoven within our social and economic life. A wise solution of our road problems, our assessment problems, and our tax problems will greatly benefit our schools.

The last session of the legislature was not able to reach an agreement on all of the laws suggested by the report of the school code committee. You should study this report again and give further consideration to these recommendations.

I particularly recommend that you consider the advantages of an optional county unit bill.

CONCLUSION

Members of the General Assembly, the wheel of destiny has placed in your hands a great responsibility and a great opportunity.

You are the first postwar assembly, the first to start off the second century of Iowa's steady march of progress.

Great problems demand your consideration. Yours is the opportunity of correcting past omissions and neglects. Yours is the obligation of finding solutions for present problems, and laying the foundations of a better tomorrow.

Our English word "candidate" is derived from a Latin word meaning "clothed in white." It originated out of the custom of the members of the Roman Senate to clothe themselves in garments of spotless white as a symbol of their freedom from personal corruption, bias or prejudice,

and their willingness to consider all of the issues coming before them solely upon their merits.

You sit here not as individuals, not as the representatives of any county or district; nor as the representatives of any business, trade or profession to promote their selfish economic welfare at the expense of the general public.

You are the representatives of two and one-half million people. The welfare of their varied interests and the solution of their problems as it affects the welfare of all the people rests upon your shoulders.

You must act wisely for the foolish.

You must be strong for the weak.

You must be generous for the miserly.

You must be prudent for the wasteful and improvident.

You must have vision for the blind.

You must be unselfish for the selfish.

You must avoid the pitfalls of pride and prejudice, of ignorance and indifference and selfishness.

Your collective thought and action can and must reflect the best thought and action of a great people.

By virtue of the assumption of the duties of your office you have become the collective intelligence of Iowa, the very heart, soul and conscience of the state.

The people have trusted you. They believe in you. They demand that you be faithful to the trust reposed in you.

On every hand you will be beset with obstacles.

You will be denounced in the press and on the street corner for doing too little or too much, by men and women who have selfish interests, by those who are prejudiced, and by those who are uninformed and too busy to study all sides of the question.

The repetition of half truths will rise up to plague you.

You will be dined, cajoled and flattered by the selfish and self-seeking. You will be threatened with political death and reprisals by pressure groups.

Yet you will have hidden within you unsuspected and undiscovered springs of wisdom and strength.

High on an arch just outside the door of the Governor's office, inscribed in letters of shining gold, are these words of truth: "nothing is politically right that is morally wrong."

If you stand on high ground and always strive to do that which is right you shall need fear no adversary.

The Goliath of accumulated problems of war, of past neglect, of ignorance and selfishness challenge you. But the strength of a David is yours for the asking. You need not and dare not fail.

We stand on the threshold of a new century for Iowa. The world stands upon the threshold of a new age.

By making Iowa the best place in all the world in which to live, we shall help make the world a better place to live in.

*To every man there openeth
A high way and a low.
And the high soul climbs the high way
And the low soul gropes the low.
While in between on the misty flats
The rest drift to and fro.
But to every man there openeth
A high way and a low,
And every man decideth
The way his soul shall go.*

As you embark upon your labors may the spirit of truth and justice attend you. The hopes and prayers of Iowa people go with you!

Governor Blue was escorted from the Chamber by the committee previously appointed.

The minutes of the joint convention were read and approved.

Morrissey of Jasper moved that the joint convention be now dissolved.

Motion prevailed.

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

Senator Elthon moved that a committee of three be appointed to escort Lieutenant Governor Evans to the President's station.

The motion prevailed and President pro tempore Leo appointed as such committee Senators Lynes, Lucas and Knudson.

President pro tempore Leo presented Lieutenant Governor Evans, who took the chair and expressed his deep appreciation for the honor which had been accorded him. He also stated that this legislature will be confronted with many very important matters, but with his continued confidence in the members he felt assured that the history of the Fifty-second General Assembly will be good.

President Evans announced the appointment of the following standing committees:

APPOINTMENT OF SENATE COMMITTEES FIFTY-SECOND GENERAL ASSEMBLY

AERONAUTICS

Benson—
Chairman
Maytag*

Barkley
Dewel

Dykhouse
Fishbaugh

Newsome
Sharp

*Indicates ranking member

AGRICULTURE

Lynes—Chairman	Dykhouse	Klein	Ritchie
Miller, Ai*	Faul	Leo	Schluter
Augustine	Findlay	Linnevold	Sharp
Bateson	Foster	Miller, J. F.	Skourup
Benson	Jones	Myrland	Watson
Colburn	Keir	Newsome	Zastrow
Dewel			

APPROPRIATIONS

Keir—Chairman	Foster	Lord	Miller, Ai
Long*	Henningsen	Lucas	Miller, J. F.
Berg	Hultman	Lynes	Myrland
Colburn	Jones	Martin	Newsome
Dewel	Knudson	Maytag	Reilly
Doud	Leo	Mercer	Schluter
Elthon			

BANKS, BUILDING AND LOAN

Faul—Chairman	Elthon	Klein	Miller, J. F.
Mercer*	Fishbaugh	Linnevold	Sharp
Clem	Hart	Lord	Vittetoe
Dewel	Hultman	Maytag	Zastrow

BOARD OF CONTROL

Schluter—	Doud	Henningsen	Long
Chairman	Elthon	Kirketeg	Martin
Lucas*	Hart	Knudson	Rockhill
Colburn	Hawkins	Leo	

CITIES AND TOWNS

Clem—Chairman	Faul	Jacobson	Martin
Myrland*	Findlay	Jones	Mercer
Augustine	Fishbaugh	Klein	Musmaker
Barkley	Hart	Knudson	Reilly
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Watson

CLAIMS

Rockhill—	Musmaker*	Klein	Skourup
Chairman	Barkley		

COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES

Foster—	Byers	Klein	Rockhill
Chairman	Findlay	Newsome	Vittetoe
Benson*	Kirketeg		

CONSERVATION

Dykhouse—	Findlay	Keir	Mercer
Chairman	Fishbaugh	Kirketeg	Miller, Ai
Bateson*	Hultman	Linnevold	Ritchie
Colburn	Jacobson	Long	Watson
Dewel			

ELECTION REFORM

Hawkins—	Bateson	Lucas	Reilly
Chairman	Findlay	Newsome	Ritchie
Martin*	Klein		

ENROLLED BILLS

Reilly—Chairman	Skourup*	Hawkins
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GOVERNMENTAL AFFAIRS

Ritchie—	Bateson	Jones	Schluter
Chairman	Elthon	Miller, J. F.	Vittetoe
Klein*	Jacobson	Rockhill	Watson

HIGHWAYS

Hultman—	Dykhouse	Kirketeg	Myrland
Chairman	Foster	Lord	Newsome
Colburn*	Hawkins	Lucas	Schluter
Augustine	Henningsen	Martin	Skourup
Barkley	Jones	Miller, Ai	Vittetoe
Clem			

INSURANCE

Bekman—	Dewel	Jacobson	Long
Chairman	Dykhouse	Kirketeg	Mercer
Linnevold*	Faul	Klein	Newsome
Byers	Henningsen	Leo	Zastrow
Colburn			

INTERSTATE COOPERATION

Jones—Chairman	Miller, Ai*	Augustine
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IOWA DEVELOPMENT

Dewel—Chairman	Benson	Martin	Myrland
Faul*	Colburn	Maytag	Schluter
Bekman	Doud		

JUDICIARY I

Watson—	Bateson	Hawkins	Rockhill
Chairman	Clem	Leo	Schluter
Fishbaugh*	Dykhouse	Linnevold	Zastrow
Barkley			

JUDICIARY II

Byers—Chairman	Doud	Jacobson	Lynes
Musmaker*	Faul	Klein	Miller, J. F.
Bekman	Hart	Long	Sharp

LABOR

Martin—	Doud	Maytag	Reilly
Chairman	Foster	Miller, J. F.	Ritchie
Bekman*	Hultman	Musmaker	Watson
Clem	Lord		

MANUFACTURING, COMMERCE AND TRADE

Knudson—	Clem	Hultman	Miller, J. F.
Chairman	Doud	Maytag	Myrland
Lord*	Hart	Mercer	Sharp
Benson			

MILITARY AFFAIRS

Berg—Chairman	Benson	Hultman	Maytag
Rockhill*	Faul	Knudson	Musmaker
Bekman	Fishbaugh	Lynes	Skourup

MOTOR VEHICLES

Elthon—	Bekman	Long	Musmaker
Chairman	Benson	Lynes	Reilly
Miller, J. F.*	Henningsen	Martin	Skourup
Augustine	Leo	Miller, Ai	Vittetoe

PRINTING

Lucas—Chairman	Knudson	Mercer	Ritchie
Dewel*			

PRIVATE CORPORATIONS

Zastrow—	Byers	Jacobson	Lord
Chairman	Doud	Keir	Ritchie
Foster*			

PUBLIC HEALTH

Vittetoe—	Berg	Kirketeg	Reilly
Chairman	Findlay	Long	Skourup
Maytag*	Foster	Lynes	
Bateson	Jones	Miller, Ai	

PUBLIC LANDS AND BUILDINGS			
Hart—Chairman	Foster	Jones	Rockhill
Newsome*	Henningsen	Keir	Sharp
Elthon	Hultman		
PUBLIC LIBRARIES			
Barkley—Chairman	Augustine*	Findlay	Miller, J. F.
	Faul	Kirketeg	
PUBLIC UTILITIES			
Jacobson—Chairman	Dykhouse	Henningsen	Mercer
Hart*	Elthon	Linnevold	Musmaker
Byers	Fishbaugh	Lord	Myrland
	Hawkins	Lynes	Watson
RAILROADS			
Sharp—Chairman	Bateson	Faul	Myrland
Colburn*	Bekman	Hart	Reilly
Augustine	Dewel	Musmaker	Watson
RULES			
Leo—Chairman	Hart	Long	Zastrow
Byers*			
SCHOOLS AND EDUCATIONAL INSTITUTIONS			
Findlay—Chairman	Berg	Knudson	Newsome
Kirketeg*	Clem	Leo	Schluter
Barkley	Hawkins	Linnevold	Sharp
Bateson	Jones	Lynes	Skourup
Bekman	Keir	Miller, Ai	Zastrow
SOCIAL SECURITY			
Doud—Chairman	Berg	Keir	Mercer
Fishbaugh*	Dykhouse	Lord	Musmaker
Augustine	Jacobson	Lucas	Vittetoe
Bekman			
TAX REVISION			
Long—Chairman	Berg	Faul	Maytag
Keir*	Byers	Knudson	Rockhill
Barkley	Colburn	Lucas	
WAYS AND MEANS			
Henningsen—Chairman	Doud	Hultman	Martin
Clem*	Dykhouse	Jacobson	Miller, Ai
Augustine	Elthon	Keir	Newsome
Bateson	Fishbaugh	Knudson	Ritchie
Benson	Hart	Leo	Vittetoe
Berg	Hawkins	Linnevold	Zastrow

SENATORS AND THEIR RESPECTIVE COMMITTEES FIFTY-SECOND GENERAL ASSEMBLY

SENATOR AUGUSTINE		
Public libraries*	Highways	Railroads
Agriculture	Interstate cooperation	Social security
Cities and towns	Motor vehicles	Ways and means
SENATOR BARKLEY		
Public libraries—Chairman	Claims	Tax revision
Aeronautics	Highways	Schools & educational institutions
Cities and towns	Judiciary I	

*Indicates ranking member

SENATOR BATESON		
Conservation*	Judiciary I	Schools & educational institutions
Agriculture	Public health	Ways and means
Election reform	Railroads	
Governmental affairs		
SENATOR BEKMAN		
Insurance—Chairman	Military affairs	Schools & educational institutions
Labor*	Motor vehicles	Social security
Iowa development	Railroads	
Judiciary II		
SENATOR BENSON		
Aeronautics—	Agriculture	Military affairs
Chairman	Iowa development	Motor vehicles
Compensation of public officers and employees*	Manufacturing, commerce and trade	Ways and means
SENATOR BERG		
Military affairs—	Public health	Social security
Chairman	Schools & educational institutions	Tax revision
Appropriations		Ways and means
Cities and towns		
SENATOR BYERS		
Judiciary II—	Compensation of public officers and employees	Private corporations
Chairman	Insurance	Public utilities
Rules*		Tax revision
Cities and towns		
SENATOR CLEM		
Cities and towns—	Highways	Manufacturing, commerce and trade
Chairman	Judiciary I	Schools & educational institutions
Ways and means*	Labor	
Banks, building and loan		
SENATOR COLBURN		
Highways*	Appropriations	Insurance
Railroads*	Board of control	Iowa development
Agriculture	Conservation	Tax revision
SENATOR DEWEL		
Iowa development—	Agriculture	Conservation
Chairman	Appropriations	Insurance
Printing*	Banks, building and loan	Railroads
Aeronautics		
SENATOR DOUD		
Social security—	Iowa development	Manufacturing, commerce and trade
Chairman	Judiciary II	Private corporations
Appropriations	Labor	Ways and means
Board of control		
SENATOR DYKHOUSE		
Conservation—	Highways	Public utilities
Chairman	Insurance	Social security
Aeronautics	Judiciary I	Ways and means
Agriculture		
SENATOR ELTHON		
Motor vehicles—	Banks, building and loan	Public lands and buildings
Chairman	Board of control	Public utilities
Appropriations	Governmental affairs	Ways and means

SENATOR FAUL		
Banks, building and loan—Chairman	Cities and towns	Public libraries
Iowa development*	Insurance	Railroads
Agriculture	Judiciary II	Tax revision
	Military affairs	
SENATOR FINDLAY		
Schools & educational institutions—Chairman	Cities and towns	Conservation
Agriculture	Compensation of public officers and employees	Election reform
		Public health
		Public libraries
SENATOR FISHBAUGH		
Judiciary I*	Banks, building and loan	Military affairs
Social security*	Cities and towns	Public utilities
Aeronautics	Conservation	Ways and means
SENATOR FOSTER		
Compensation of public officers and employees—Chairman	Agriculture	Public health
Private corporations*	Appropriations	Public lands and buildings
	Highways	
	Labor	
SENATOR HART		
Public lands and buildings—Chairman	Board of control	Manufacturing, commerce and trade
Public utilities*	Cities and towns	Railroads
Banks, building and loan	Judiciary II	Rules
		Ways and means
SENATOR HAWKINS		
Election reform—Chairman	Enrolled bills	Schools & educational institutions
Board of control	Highways	Ways and means
Cities and towns	Judiciary I	
	Public utilities	
SENATOR HENNINGSEN		
Ways and means—Chairman	Cities and towns	Public lands and buildings
Appropriations	Highways	Public utilities
Board of control	Insurance	
	Motor vehicles	
SENATOR HULTMAN		
Highways—Chairman	Conservation	Military affairs
Appropriations	Labor	Public lands and buildings
Banks, building and loan	Manufacturing, commerce and trade	Ways and means
SENATOR JACOBSON		
Public utilities—Chairman	Governmental affairs	Private corporations
Cities and towns	Insurance	Social security
Conservation	Judiciary II	Ways and means
SENATOR JONES		
Interstate cooperation—Chairman	Cities and towns	Public lands and buildings
Agriculture	Governmental affairs	Schools & educational institutions
Appropriations	Highways	
	Public health	
SENATOR KEIR		
Appropriations—Chairman	Conservation	Schools & educational institutions
Tax revision*	Private corporations	Social security
Agriculture	Public lands and buildings	Ways and means

SENATOR KIRKETEG

Schools & educational institutions*	Compensation of public officers and employees	Highways
Board of control	Conservation	Insurance
		Public health
		Public libraries

SENATOR KLEIN

Governmental affairs*	Claims	Election reform
Agriculture	Compensation of public officers and employees	Insurance
Banks, building and loan		Judiciary II
Cities and towns		

SENATOR KNUDSON

Manufacturing, commerce and trade—Chairman	Board of control	Schools & educational institutions
Appropriations	Cities and towns	Tax revision
	Military affairs	Ways and means
	Printing	

SENATOR LEO

Rules—Chairman	Insurance	Schools & educational institutions
Agriculture	Judiciary I	Ways and means
Appropriations	Motor vehicles	
Board of control		

SENATOR LINNEVOLD

Insurance*	Conservation	Schools & educational institutions
Agriculture	Judiciary I	Ways and means
Banks, building and loan	Public utilities	

SENATOR LONG

Tax revision—Chairman	Conservation	Motor vehicles
Appropriations*	Insurance	Public health
Board of control	Judiciary II	Rules

SENATOR LORD

Manufacturing, commerce and trade*	Banks, building and loan	Labor
Appropriations	Cities and towns	Private corporations
	Highways	Public utilities
		Social security

SENATOR LUCAS

Printing—Chairman	Cities and towns	Social security
Board of control*	Election reform	Tax revision
Appropriations	Highways	

SENATOR LYNES

Agriculture—Chairman	Military affairs	Public utilities
Appropriations	Motor vehicles	Schools & educational institutions
Judiciary II	Public health	

SENATOR MARTIN

Labor—Chairman	Board of control	Iowa development
Election reform*	Cities and towns	Motor vehicles
Appropriations	Highways	Ways and means

SENATOR MAYTAG

Aeronautics*	Banks, building and loan	Manufacturing, commerce and trade
Public health*	Iowa development	Military affairs
Appropriations	Labor	Tax revision

SENATOR MERCER		
Banks, building and loan*	Conservation	Printing
Appropriations	Insurance	Public utilities
Cities and towns	Manufacturing, commerce and trade	Social security
SENATOR MILLER (Al)		
Agriculture*	Highways	Schools & educational institutions
Interstate cooperation*	Motor vehicles	Ways and means
Appropriations	Public health	
Conservation		
SENATOR MILLER (J. F.)		
Motor vehicles*	Governmental affairs	Manufacturing, commerce and trade
Agriculture	Judiciary II	Public libraries
Appropriations	Labor	
Banks, building and loan		
SENATOR MUSMAKER		
Claims*	Labor	Public utilities
Judiciary II*	Military affairs	Railroads
Cities and towns	Motor vehicles	Social security
SENATOR MYRLAND		
Cities and towns*	Highways	Public utilities
Agriculture	Iowa development	Railroads
Appropriations	Manufacturing, commerce and trade	
SENATOR NEWSOME		
Public lands and buildings*	Compensation of public officers and employees	Insurance
Aeronautics	Election reform	Schools & educational institutions
Agriculture	Highways	Ways and means
Appropriations		
SENATOR REILLY		
Enrolled bills—Chairman	Cities and towns	Motor vehicles
Appropriations	Election reform	Public health
	Labor	Railroads
SENATOR RITCHIE		
Governmental affairs—Chairman	Conservation	Printing
Agriculture	Election reform	Private corporations
	Labor	Ways and means
SENATOR ROCKHILL		
Claims—Chairman	Compensation of public officers and employees	Judiciary I
Military affairs*	Governmental affairs	Public lands and buildings
Board of control		Tax revision
Cities and towns		
SENATOR SCHLUTER		
Board of control—Chairman	Governmental affairs	Judiciary I
Agriculture	Highways	Schools & educational institutions
Appropriations	Iowa development	
SENATOR SHARP		
Railroads—Chairman	Judiciary II	Public lands and buildings
Aeronautics	Manufacturing, commerce and trade	Schools & educational institutions
Agriculture		
Banks, building and loan		

SENATOR SKOURUP		
Enrolled bills*	Highways	Public health
Agriculture	Military affairs	Schools & educational
Claims	Motor vehicles	institutions
SENATOR VITTETOE		
Public health—	Compensation of pub-	Highways
Chairman	lice officers and em-	Motor vehicles
Banks, building and	ployees	Social security
loan	Governmental affairs	Ways and means
SENATOR WATSON		
Judiciary I—Chairman	Conservation	Public utilities
Agriculture	Governmental affairs	Railroads
Cities and towns	Labor	
SENATOR ZASTROW		
Private corporations—	Banks, building and	Rules
Chairman	loan	Schools & educational
Agriculture	Insurance	institutions
	Judiciary I	Ways and means

APPOINTMENT OF SECRETARY AND PAGE TO LIEUTENANT GOVERNOR

Lieutenant Governor Evans announced the appointment of Eleanor Lundberg of Polk county as his secretary and the appointment of James Allen of Polk county as his page.

APPOINTMENT OF PAGES

President Evans announced the appointment of the following as pages of the Senate:

Robert Beardsley, Woodbury county.
 Don Brauer, Polk county.
 Vernon Jane, Polk county.
 Dale Johns, Polk county.
 Don Olmstead, Polk county.
 Richard Rasmussen, Polk county.
 Bob Way, Polk county.
 Burdette Evers, Polk county.

APPOINTMENT OF PAGE TO SECRETARY OF SENATE

The Secretary of the Senate announced the appointment of Tommy Faul of Polk county as his page.

The foregoing pages and the secretary to the Lieutenant Governor appeared before the bar of the Senate and were duly sworn.

AMENDMENTS FILED

Amend Senate File 1 by striking from line five (5) of section fourteen (14) the words "shall receive" and by striking from line twenty-

four (24) of section fourteen (14) the word "said".

GEORGE M. FAUL.

Amend Senate File 5 by striking from line four (4) the word "ten" and inserting in lieu thereof the word "twelve".

GEORGE M. FAUL.

Amend Senate File 6 by striking all of lines twelve (12) through sixteen (16), inclusive, and inserting in lieu thereof the following:

"Further amend by striking all of lines six (6) and seven (7), inclusive, of paragraph two (2), and inserting in lieu thereof the words "and thirty-four hundred dollars in cities having seventy-five thousand and not more than one hundred twenty-five thousand inhabitants; and thirty-eight hundred dollars in cities having more than one hundred twenty-five thousand inhabitants."

GEORGE M. FAUL.

Amend Senate File 7 by striking from line three (3) the words and figures "sixteen (16) and seventeen (17)" and inserting in lieu thereof the words and figures "seventeen (17) and eighteen (18)".

GEORGE M. FAUL.

Amend Senate File 8 by striking all of lines seven (7) through nine (9), inclusive, and inserting in lieu thereof the following:

"and by striking from line twenty-seven (27) the words 'two thousand' and inserting in lieu thereof the words 'twenty-six hundred'."

GEORGE M. FAUL.

On motion of Senator Elthon, the Senate adjourned until 2:00 p.m., Tuesday, pursuant to Senate Concurrent Resolution 4.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 21, 1947.

The Senate met in regular session, President Kenneth A. Evans presiding.

Prayer was offered by Rev. C. W. Cleveland, pastor of the Methodist church, Albion, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Fishbaugh for the day on request of Senator Hawkins.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Linnevold, from residents of Howard county relating to school legislation.

By Senator Lucas, from residents of Boone county relating to school legislation.

Senator Knudson was granted the personal privilege of presenting to the members of the Senate a booklet containing the names and respective positions of all state and county officers of the state of Iowa.

INTRODUCTION OF BILLS

Senate File 36, by Senators Byers and Keir, a bill for an act to amend subsection sixteen (16) of section four hundred twenty-seven point one (427.1), Code 1946, and providing for the exemption of household goods for taxation.

Read first and second times, and passed on file.

Senate File 37, by Senators Byers and Keir, a bill for an act to amend chapter four hundred twenty-two (422), Code 1946, relating to the rates, credits and returns provided for in the administration of the Iowa state income tax laws, and amending sections four hundred twenty-two point five (422.5); four hundred twenty-two point twelve (422.12) and four hundred twenty-two point thirteen (422.13), Code 1946, all relating to the taxation of individual incomes.

Read first and second times, and passed on file.

Senate File 38, by Senators Byers and Keir, a bill for an act providing for an emergency tax levied upon personal income; defining the conditions under which such tax may be levied; and providing that any revenue derived from the imposition of such emergency income tax shall be for the benefit of the general fund of the state of Iowa.

Read first and second times, and passed on file.

Senate File 39, by Senators Byers and Keir, a bill for an act to impose a tax upon the gross receipts of commercial amusements; providing for the disposition of the revenue from such tax; and amending section four hundred twenty-two point forty-two (422.42) and section four hundred twenty-two point forty-three (422.43), Code 1946.

Read first and second times, and passed on file.

Senate File 40, by Senators Byers and Keir, a bill for an act relating to the powers of the State Tax Commission and amending section four hundred twenty-one point seventeen (421.17), Code 1946.

Read first and second times, and passed on file.

Senate File 41, by Senators Byers and Keir, a bill for an act to impose a sales tax of five per cent (5%) upon all liquor sold by the Iowa state liquor stores, for the purpose of providing revenue for incorporated cities and towns of the state for police purposes; providing for the collection of such tax by the state liquor control commission and for the apportionment thereof to the cities and towns of the state; and amending section one hundred twenty-three point eighteen (123.18) and section one hundred twenty-three point fifty (123.50), Code 1946.

Read first and second times, and passed on file.

Senate File 42, by Senators Byers and Keir, a bill for an act to provide for the assessment and taxation of transmission lines and public utility property owned by cooperative associations, imposing certain taxes upon such property.

Read first and second times, and passed on file.

enate File 43, by Senators Byers and Keir, a bill for an act to provide for a registry tax upon mortgages on real estate, and providing for the allocation of revenue to be derived from such tax.

Read first and second times, and passed on file.

enate File 44, by Senators Byers and Keir, a bill for an act to exempt certain moneys, credits, corporation shares or interests from taxation.

Read first and second times, and passed on file.

enate File 45, by Senators Byers and Keir, a bill for an act to provide for the assessment and taxation of certain grain; repealing section four hundred twenty-eight point ten (428.10), and section four hundred ninety-nine point fifty-five (499.55) and amending subsection thirteen (13) of section four hundred twenty-seven point one (427.1), Code 1946.

Read first and second times, and passed on file.

Senate File 46, by Senators Byers and Keir, a bill for an act to provide for the assessment of real and personal property in the state of Iowa; creating the office of county assessor and providing for the selection of county assessors in each county in the state of Iowa; creating the office of city assessor and providing for the selection of city assessors in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); providing for the establishment of county boards of review in each county of the state of Iowa; providing for city boards of review in cities now or hereafter having a population of one thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); and generally providing for the ordinary assessment and equalization of assessments of real and personal property throughout the state of Iowa and providing for the levy of taxes to pay the costs of such assessments; and amending certain sections of the Code 1946.

Read first and second times, and passed on file.

Senate File 47, by Senators Byers and Keir, a bill for an act to provide for the assessment of the shares of stock of certain corporations organized under the laws of Iowa; impos-

ing a tax upon the shares of stocks of such corporations; and amending section four hundred thirty-one point one (431.1), Code 1946.

Read first and second times, and passed on file.

Senate File 48, by Senators Byers and Keir, a bill for an act to impose a tax upon corporations not organized under the laws of Iowa and upon individuals, partnerships or other non-incorporated agencies engaged in the business of making loans or investments within the state of Iowa on other than real estate security.

Read first and second times, and passed on file.

Senate File 49, by Senators Byers and Keir, a bill for an act to provide for the creation of a local improvement guaranty fund, by cities and towns, including cities under special charter, through taxation, for the purpose of guaranteeing the payment of special improvement bonds and interest thereon, and providing for the payment of said bonds and interest thereon out of such guaranty fund in the event there are no funds on hand in the special improvement fund to pay the bonds and interest thereon as the same become due.

Read first and second times, and passed on file.

Senate File 50, by Senators Byers and Keir, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, and providing for the procedure to be followed in claiming of exemptions from taxation by certain societies and organizations.

Read first and second times, and passed on file.

Senate File 51, by Senators Byers and Keir, a bill for an act to provide for the assessment and taxation of municipally owned public utilities, including gas, heating and electric plants, distribution systems, toll bridges and street railway or bus lines; imposing certain taxes upon such utilities; and amending sections four hundred twenty-seven point one (427.1), four hundred twenty-eight point twenty-four (428.24), four hundred twenty-eight point twenty-six (428.26), four hundred twenty-eight point twenty-eight (428.28), Code 1946.

Read first and second times, and passed on file.

enate File 52, by Senators Byers and Keir, a bill for an act to amend section three hundred twenty-one point one hundred ten (321.113), Code 1946, relating to the registration fees on motor vehicles; to amend section three hundred ten point thirty-three (310.31), Code 1946, relating to the farm-to-market road fund; to provide additional funds for the construction of secondary roads; and for the improvement of roads and streets within incorporated cities and towns.

Read first and second times, and passed on file.

enate File 53, by Senators Byers and Keir, a bill for an act to amend section three hundred ninety-six point twenty-two (396.22), Code 1946, relating to the issuance of certain municipal bonds, and to permit the issuance of such bonds to an amount, including all other municipal debt, not exceeding five per cent (5%) of the actual value of the taxable property of the municipality; to permit cities and towns issuing such bonds for street improvements to pledge the street construction fund to the payment of the same.

Read first and second times, and passed on file.

enate File 54, by Senators Byers and Keir, a bill for an act to amend section four hundred forty-one point four (441.4), Code 1946, relating to the assessment of property.

Read first and second times, and passed on file.

enate File 55, by Senators Byers and Keir, a bill for an act to establish a military service tax credit fund; providing for the reimbursement to local taxing districts of taxes levied upon property subject to military service tax credit, such credit not to be in excess of twenty-five (25) mills on the total of taxes levied; providing for the apportionment of military service tax credit to taxing districts in the state and making an appropriation for the payment of military service tax credits as provided by this act.

Read first and second times, and passed on file.

enate File 56, by Senator Byers, a bill for an act to amend section four (4) of section five hundred seventy-three point one (573.1), Code 1946, relating to labor and material on public improvements and the perfection of claims by suppliers thereof, to provide under the definition of the word "material" that it

shall also embrace and include equipment and tools, repairs, repair parts and rental on machinery.

Read first and second times, and passed on file.

Senate File 57, by Senator Byers, a bill for an act to provide for the license fees of motor trucks, truck tractors or road tractors and semi-trailers, operated exclusively within the limits of cities and towns.

Read first and second times, and passed on file.

Senate File 58, by Senator Byers, a bill for an act to amend section two hundred thirty point twenty-six (230.26), Code 1946, relating to record to be kept by county auditor of the names of insane persons committed to a state hospital.

Read first and second times, and passed on file.

Senate File 59, by Senator Byers, a bill for an act to amend paragraph a of subsection four (4) of section ninety-seven point forty-five (97.45), Code 1946, relating to the amount of "primary insurance benefit".

Read first and second times, and passed on file.

Senate File 60, by Senator Byers, a bill for an act relating to abstracts of title filed with town or city plats.

Read first and second times, and passed on file.

Senate File 61, by Senator Byers, a bill for an act legalizing all notices of appointments of executors and administrators prior to July 4, 1943, where no direction of the court or clerk as to publication of notice of appointment was endorsed on letters testamentary or of administration.

Read first and second times, and passed on file.

Senate File 62, by Senator Byers, a bill for an act relating to the proceeds from the sale on contract of real estate held in joint tenancy.

Read first and second times, and passed on file.

Senate File 63, by Senator Linnevold (Langland), a bill for an act providing for authority in cities and towns to collaborate with the federal government in flood control projects, to have all author-

ity and power conferred by chapter three hundred ninety-five (395), Code 1946, in connection with such projects, to accept federal assistance and enter into necessary agreements with federal agencies in the promotion of such projects, and after applying government aid to assess the cost to be borne by such city or town in the manner provided by section three hundred ninety-five point eleven (395.11), Code 1946, and levy the assessment therefor as provided by section three hundred ninety-five point twelve (395.12), Code 1946, and accept contributions therefor; and to enter into maintenance agreements with the federal government.

Read first and second times, and passed on file.

Senate File 64, by Senator Faul, a bill for an act to amend section six hundred two point thirteen (602.13), Code 1946, relating to records in municipal courts.

Read first and second times, and passed on file.

Senate File 65, by Senator Watson, a bill for an act to amend section four hundred twenty-two and sixteen hundredths (422.16), Code, 1946, relating to deductions for income tax of nonresidents by withholding agents.

Read first and second times, and passed on file.

Senate File 66, by Senator Watson, a bill for an act to amend section seven hundred sixteen and eleven hundredths (716.11), Code, 1946, relating to the throwing of stones or other substance or the discharge of fire arms at railroad equipment.

Read first and second times, and passed on file.

Senate File 67, by Senator Watson, a bill for an act to amend section one hundred nine and fifty-four hundredths (109.54), Code, 1946, relating to the shooting of a rifle on or across railroad right of way.

Read first and second times, and passed on file.

Senate File 68, by Senator Bateson, a bill for an act to amend section fifty-six point one (56.1) and fifty-six point eight (56.8), Code 1946, to include candidates in special elections.

Read first and second times, and passed on file.

Senate File 69, by Senators Bekman, Faul and Clem, a bill for

an act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto.

Read first and second times, and passed on file.

Senate File 70, by Senators Long, Dykhouse, Mercer, Faul and Reilly, a bill for an act to transfer the supervision of the state sanatorium from the board of control to the board of education.

Read first and second times, and passed on file.

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

SENATE CONCURRENT RESOLUTION 7

Be It Resolved by the Senate, the House Concurring: That the Superintendent of Printing be instructed to mail to the United States Department of Commerce, field office, 518 Grand Avenue, Des Moines 9, Iowa, one copy of the daily Senate and House Journals and one copy of each House and Senate bill of the Fifty-second General Assembly on date of introduction and printing thereof, and that same, with binders, be furnished to such office free of charge.

The motion prevailed and the resolution was adopted.

Senator Henningsen asked and received unanimous consent to take up the following resolution:

HOUSE CONCURRENT RESOLUTION 5

Whereas, The Code provides that "The compensation of the chaplains, officers and employees of the general assembly shall be fixed by joint action of the house and senate by resolution at the opening of the session or as soon thereafter as conveniently can be done,"

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

OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate.....	\$15.00
Assistant Secretary and Reading Clerk of Senate.....	15.00
Engrossing Clerk.....	8.00
Enrolling Clerk	8.00
Enrolled Bills Clerk.....	8.00
Journal Clerk	8.00
Assistant Journal Clerk	8.00
Secretary's Stenographer	8.00

Special Clerks	8.00
Clerk to Lieutenant Governor	7.00
Clerk to Secretary	7.00
Bill and File Clerks	5.50
Supply Clerk	7.00
Sergeant-at-arms	7.00
Assistant Sergeant-at-arms	6.00
Chief Doorkeeper	6.00
Doorkeepers	5.50
Postmaster	5.50
Committee Clerks	6.00
Matrons	5.00
Cloak Room Attendants	5.00
Porters	5.00
Telephone Messenger	4.50
Pages	4.00

HOUSE OFFICERS AND EMPLOYEES

Chief Clerk.....	15.00
Assistant Chief Clerk	10.00
General Clerk	10.00
Reading Clerk	8.00
Journal Clerks	8.00
Engrossing Clerk	8.00
Enrolling Clerks	8.00
Special Clerks	8.00
Clerk of Enrolled Bills	8.00
Supply Clerks	5.50
Bill and File Clerks	5.50
Speaker's Secretary	7.00
Chief Clerk's Secretary	7.00
Committee Clerks	6.00
Postmaster	5.50
Sergeant-at-arms	7.00
Assistant Sergeant-at-arms	6.00
Porters	5.00
Telephone Messengers	4.50
Chief Doorkeeper	6.00
Doorkeepers	5.50
Pages	4.00
Chief Electrician	8.00
Assistant Electricians	6.00
Matrons	5.00

Be It Further Resolved: That the President and Secretary of the Senate and the Speaker and Chief Clerk of the House shall be authorized to pay compensation to persons acting as temporary officers or employees, prior to the permanent organization of their respective houses, in the positions and at the same scale of compensation as set forth therein.

Senator Dykhousé offered the following amendment and moved its adoption:

Amend House Concurrent Resolution 5 by inserting under the heading of Officers and Employees of the Senate the following the words "Committee Clerks", the figures "6.50" and striking the figures "6.00".

The motion prevailed and the amendment was adopted.

Senator Henningsen offered the following amendment and moved its adoption:

Amend House Concurrent Resolution 5 by inserting under the heading of Officers and Employees of the Senate following the words "Assistant Secretary and Reading Clerk of Senate \$15.00" the following: "General Clerk \$10.00".

The motion prevailed and the amendment was adopted.

Senator Henningsen moved the adoption of the resolution as amended.

The motion prevailed and the resolution as amended was adopted.

RESIGNATION OF EMPLOYEE

MR. PRESIDENT: Due to the illness of Mr. Gardner, I hereby tender my resignation as enrolling clerk of the Senate.

MRS. LOUIS GARDNER.

ELECTION OF PERMANENT OFFICERS

Senator Henningsen asked and received unanimous consent to take up the election of an enrolling clerk on account of the resignation of Mrs. Louis (Celia) Gardner.

Senator Henningsen placed in nomination the name of Dorothy Johnson for the position of enrolling clerk and moved her election.

The motion prevailed and Dorothy Johnson was declared elected enrolling clerk and was duly sworn and subscribed to her oath of office.

REPORT OF COMMITTEE ON COMMITTEE ROOMS

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

Aeronautics—On call of Chairman.
Agriculture—Monday and Wednesday, 3:00 p.m.; Room 22.
Appropriations—Tuesday and Thursday, 3:00 p.m.; Room 22.
Banks, Building and Loan—Tuesday, 1:00 p.m.; Lt. Governor's Room.
Board of Control—Thursday, 1:00 p.m.; Lt. Governor's Room.
Cities and Towns—Monday and Wednesday, 2:00 p.m.; Room 22.
Claims—On call of Chairman.
Compensation of Public Officers and Employees—On call of Chairman.
Conservation—Tuesday, 3:00 p.m.; Lt. Governor's Room.
Election Reform—On call of Chairman.
Enrolled Bills—On call of Chairman.
Governmental Affairs—On call of Chairman.
Highways—Wednesday and Friday, 9:00 a.m.; Room 22.
Insurance—Tuesday and Thursday, 9:00 a.m.; Room 22.
Interstate Cooperation—On call of Chairman.
Iowa Development—On call of Chairman.
Judiciary I—Monday and Wednesday, 1:00 p.m.; Room 22.
Judiciary II—Monday and Wednesday, 1:00 p.m.; Lt. Governor's Room.
Labor—Wednesday, 9:00 a.m.; Lt. Governor's Room.
Manufacturing, Commerce and Trade—Tuesday, 1:00 p.m.; Room 22.
Military Affairs—Wednesday, 3:00 p.m.; Lt. Governor's Room.
Motor Vehicles—Thursday, 3:00 p.m.; Lt. Governor's Room.
Printing—On call of Chairman.
Private Corporations—On call of Chairman.
Public Health—Thursday, 9:00 a.m.; Lt. Governor's Room.
Public Lands and Buildings—On call of Chairman.
Public Libraries—On call of Chairman.
Public Utilities—Tuesday, 9:00 a.m.; Lt. Governor's Room.
Railroads—Thursday, 1:00 p.m.; Room 22.
Rules—On call of Chairman.
Schools and Educational Institutions—Monday and Wednesday, 2:00 p.m.; Lt. Governor's Room.
Social Security—Tuesday and Thursday, 2:00 p.m.; Lt. Governor's Room.
Tax Revision—On call of Chairman.
Ways and Means—Tuesday and Thursday, 2:00 p.m.; Room 22.
HARLAN C. FOSTER
A. E. AUGUSTINE
EARL C. FISHBAUGH, JR.

On motion of Senator Foster the report was adopted.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill	Committee Assignment	Bill	Committee Assignment
S. J. R. 1—	Judiciary I	S. F. 13—	Ways and Means
S. F. 1—	Ways and Means	S. F. 14—	Highways
S. J. R. 2—	Appropriations	S. F. 15—	Ways and Means
S. F. 2—	Military Affairs	S. F. 18—	Motor Vehicles
S. F. 3—	Military Affairs	S. F. 24—	Compensation of Public Officers and Employees
S. F. 4—	Ways and Means	S. F. 25—	Banks, Building and Loan
S. F. 5—	Compensation of Public Officers and Employees	S. F. 26—	Ways and Means
S. F. 6—	Compensation of Public Officers and Employees	S. F. 27—	Highways
S. F. 7—	Compensation of Public Officers and Employees	S. F. 28—	Judiciary I
S. F. 8—	Compensation of Public Officers and Employees	S. F. 29—	Agriculture
S. F. 9—	Schools and Educational Institutions	S. F. 30—	Public Health
S. F. 10—	Social Security	S. F. 31—	Cities and Towns
S. F. 11—	Ways and Means	S. F. 32—	Public Health
S. F. 12—	Judiciary I	S. F. 33—	Ways and Means
		S. F. 34—	Governmental Affairs
		S. F. 35—	Governmental Affairs

ADDITIONAL COPIES

Senator Byers asked and received unanimous consent to have 500 additional copies of Senate Files 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47, 48, 49, 50, 51, 52, 53, 54, and 55 printed. Also 1,000 copies of Senate File 46 printed.

AMENDMENTS FILED

Amend Senate File 25 by inserting in line twenty-seven (27) section three (3) following the word "the" the following: "words 'three hundred' and by substituting in lieu thereof the".

IRVING D. LONG.

Amend Senate File 26 by striking from line three (3) thereof "two (2)", and inserting in lieu thereof "eight (8)".

IRVING D. LONG.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 22, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Ruben Spong, pastor of the Augustana Lutheran church, Boone, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

Senator Byers, from residents of Linn county relating to proposed school legislation.

Senator Byers, from residents of Linn county relating to an increase in salaries for teachers.

Senator Linnevold, from residents of Howard county relating to proposed school legislation.

INTRODUCTION OF BILLS

Senate File 71, by Senator Leo, a bill for an act repealing section four hundred twenty-eight point ten (428.10), Code 1946, imposing an excise tax on the handling of grain and exempting grain subject to such excise from general property taxes.

Read first and second times, and passed on file.

Senate File 72, by Senators Clem and Henningsen, a bill for an act to amend section six hundred two point forty-nine (602.49), Code, 1946, relating to salaries of municipal court employees.

Read first and second times, and passed on file.

Senate File 73, by Senator Berg, a bill for an act to amend section one hundred nine point forty-eight (109.48), Code 1946, changing the beginning of the open season on pheasants to the last Saturday in October.

Read first and second times, and passed on file.

Senate File 74, by Senators Elthon, Byers and Reilly, a bill for an act to amend chapter one hundred seventy (170), Code,

1946, relating to inspection of hotels, providing that the state fire marshal shall have certain powers and duties relating to fire prevention and safety in hotels; providing for safety of persons employed, housed or assembled in hotels; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the state fire marshal; providing penalties for violations of the provisions of this act.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 6, memorializing Congress to remove controls of sugar.

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

Senate Concurrent Resolution 7, instructing the Superintendent of Printing to mail to the United States Department of Commerce one copy of the daily Senate and House Journals and one copy of each House and Senate bill of the Fifty-second General Assembly.

A. C. GUSTAFSON, *Chief Clerk*.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, 22 members of the 8th grade class of Visitation school who were present in the balcony with their instructor, Sister Mary Ermenilde.

President Evans announced that the Senate would stand at ease until the fall of the gavel.

The Senate resumed regular session, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 75, by committee on judiciary 2, a bill for an act to prohibit the trial by courts of this state of actions for penalties or damages because of the failure to pay wages or overtime compensation.

Read first and second times, and placed on the calendar.

Senate File 76, by Senators Clem, Faul, Bekman and Byers, a bill for an act to repeal section two hundred thirty-one point eight (231.8), Code 1946, providing for the appointment and compensation of probation officers in the Juvenile Court and to enact a substitute therefor.

Read first and second times, and passed on file.

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

AFTERNOON SESSION

The Senate resumed regular session, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 77, by Senators Bekman, Clem, Dykhouse, Martin and Reilly, a bill for an act to amend section two hundred twenty point eleven (220.11); to amend section two hundred twenty point sixteen (220.16); to amend section two hundred fifty four point one (254.1); to enact three new sections to follow immediately after section two hundred fifty four point seven (254.7); to amend section three hundred forty seven point thirteen (347.13); subdivision eight (8); to amend section three hundred forty seven point sixteen (347.16); to amend section three hundred forty seven point seventeen (347.17), Code 1946, providing for the care of tuberculosis patients in public tuberculosis sanatoria.

Read first and second times, and passed on file.

Senate File 78, by Senators Faul, Dewel, Keir, Hawkins, Newsome, Dykhouse and Clem, a bill for an act to amend section six hundred five point eight (605.8) and section six hundred five point nine (605.9), Code, 1946, relating to compensation of shorthand reporters of the district courts.

Read first and second times, and passed on file.

Senate File 79, by Senator Klein, a bill for an act to legalize and validate proceedings taken by the City Council of the City of Pella, Iowa, authorizing and providing for the construction of extensions and improvements to its municipal electric light and power plant and the issuance and sale of revenue bonds to defray

the cost thereof and pledging the net future revenues to pay said bonds.

Read first and second times, and passed on file.

Senate File 80, by Senators Schluter, Lynes and Martin, a bill for an act to amend Title ten (X), Code 1946, by adding thereto a new chapter to require operators of sales barns or pavilions to keep a record of property sold or offered for sale.

Read first and second times, and passed on file.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 79, a proposed bill legalizing proceedings of the city council of the city of Pella, Iowa, with respect to construction of extensions and improvements of municipal electric light and power plants.

W. J. SCARBOROUGH, *Secretary*.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment.
S. F. 36	Tax Revision.
S. F. 37	Tax Revision.
S. F. 38	Tax Revision.
S. F. 39	Tax Revision.
S. F. 40	Tax Revision.
S. F. 41	Tax Revision.
S. F. 42	Tax Revision.
S. F. 43	Tax Revision.
S. F. 44	Tax Revision.
S. F. 45	Tax Revision.
S. F. 46	Tax Revision.
S. F. 47	Tax Revision.
S. F. 48	Tax Revision.
S. F. 49	Tax Revision.
S. F. 50	Tax Revision.
S. F. 51	Tax Revision.
S. F. 52	Tax Revision.
S. F. 53	Tax Revision.

Bill No.	Committee Assignment.
S. F. 54	Tax Revision.
S. F. 55	Tax Revision.
S. F. 56	Public Lands and Buildings.
S. F. 57	Motor Vehicles.
S. F. 58	Judiciary II.
S. F. 59	Insurance.
S. F. 60	Judiciary I.
S. F. 61	Judiciary I.
S. F. 62	Judiciary I.
S. F. 63	Cities and Towns.
S. F. 64	Judiciary II.
S. F. 65	Ways and Means.
S. F. 66	Railroads.
S. F. 67	Railroads.
S. F. 68	Election Reform.
S. F. 69	Private Corporations.
S. F. 70	Board of Control.

REPORTS OF COMMITTEES

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on Tax Revision to which was referred Senate File 37, a bill for an act to make permanent fifty-percent abatement in income tax, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Tax Revision to which was referred Senate File 38, a bill for an act to provide for emergency income tax and allocation of revenue, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1. Amend Senate File 10 by striking all after the word "of" in line three (3) of the title down to and including the word "amended" in line four (4) and inserting in lieu thereof the following:

"sections two hundred ninety-four point eight (294.8), two hundred ninety-four point nine (294.9), and two hundred ninety-four point ten (294.10), Code 1946".

2. Amend section one (1) line five (5) by striking all after the word

"to" down to and including the word "being" in line six (6), and by striking the words "of the 1946 Code of Iowa", in line nine (9), and substituting in lieu thereof the words "Code 1946".

3. Amend section three (3) line five (5) by striking the words "of the 1946 Code of Iowa" and substituting in lieu thereof the words "Code 1946" and line ten (10) and line eleven (11) by striking the words "of the 1946 Code of Iowa" and substituting in lieu thereof the words "Code 1946".

FRANK D. MARTIN.

Amend Senate File 75 by striking section one (1) and inserting in lieu thereof the following:

"Section 1. No action shall be maintained and no judgment shall be rendered in any of the Courts of this state for penalties or liquidated damages because of the failure to pay wages or overtime compensation."

FRANK C. BYERS.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 23, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Oswald Sandback, pastor of the Methodist church, Reinbeck, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Fishbaugh, from residents of Page county favoring local option.

By Senator Klein, from residents of Monroe county relating to income tax and application of proceeds therefrom.

By Senator Knudson, from residents of Franklin county relating to proposed school legislation.

By Senator Vittetoe, from residents of Keokuk county relating to proposed school legislation.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lucas for the day on request of Senator Dewel.

INTRODUCTION OF BILLS

Senate File 81, by Senators Faul, Martin and Clem, a bill for an act to amend sections four hundred ten point ten (410.10) and four hundred eleven point six (411.6), Code 1946, relating to the payment of pensions to survivors and dependents of firemen and policemen and to compensation paid to beneficiaries of retired firemen and policemen.

Read first and second times, and passed on file.

Senate File 82, by Senator Musmaker, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of County Memorial Hospital bonds by Adair County, Iowa, and the provisions made for taxes for the

payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county.

Read first and second times, and passed on file.

SENATE RESOLUTION 3

By Lynes

Whereas, the cost of operating and maintaining the state government, its institutions and agencies has increased far beyond expectations; and

Whereas, during the period of the war emergency repairs and improvements on state owned property were postponed in order to aid the war effort and the demands are such that needed improvements must be considered and provided for during the next bi-ennium; and

Whereas, this Assembly will be called upon to make appropriations to provide funds with which to pay the costs of the state government, its institutions and agencies, and the demands for such purposes based upon the askings exceeds the revenues now received; and

Whereas, it would seem that if the state budget for the next bi-ennium is to be balanced that it will be necessary that all major appropriation bills be considered before any bills providing for tax reduction are considered, so that the revenue necessary to balance the budget may be provided;

Be It Resolved by the Senate: That no bill providing for the imposition and collection of taxes of any kind or for the raising of any revenue to provide funds for the payment of the expenses and costs provided for in appropriations made by this, the Fifty-second (52d) General Assembly, which bill or bills will reduce the rate or amount now provided for, shall be considered by the Senate of this, the Fifty-second (52d) General Assembly, until all major appropriation bills have first been considered and acted upon by the Senate of this Fifty-second (52d) General Assembly.

Be It Further Resolved, That any rules to the contrary notwithstanding, this resolution shall be in full force and effect from and after the date of its adoption.

PRESENTATION OF VISITORS

Senator Ritchie asked and received unanimous consent to present to the Senate a former member of the Senate, the Honorable Wm. R. Ritchie of Buena Vista county, who was present in the Senate chamber.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Nays, 30:

Barkley	Dykhouse	Kirketeg	Musmaker
Bekman	Elthon	Long	Myrland
Berg	Faul	Lucas	Reilly
Byers	Hart	Martin	Ritchie
Clem	Hawkins	Maytag	Rockhill
Colburn	Henningsen	Mercer	Vittetoe
Dewel	Hultman	Miller, Ai	Watson
Doud	Jacobson		

Absent or not voting, 2:

Fishbaugh Linnevold

The resolution having failed to receive a constitutional majority was declared to have failed.

SPECIAL ORDER

Senator Long asked and received unanimous consent that Senate Files 37 and 38 be made a special order of business for Wednesday, January 29th at 10:30 a. m.

UNFINISHED BUSINESS

Senator Byers called up Senate File 75, a bill for an act to prohibit the trial by courts of this state of actions for penalties or damages because of the failure to pay wages or overtime compensation, and moved that the bill be read a third time.

Senator Berg asked that further action on Senate File 75 be deferred for a period of one week.

Objection was raised.

Senator Berg asked and received unanimous consent to withdraw his request to defer action on Senate File 75.

Senator Byers asked and received unanimous consent to withdraw his motion that the bill be read a third time.

Senator Maytag moved that further action on Senate File 75 be deferred until Wednesday, February 5th, which motion prevailed and action was deferred.

Senator Long called up Senate File 41, a bill for an act to impose a sales tax of five per cent (5%) upon all liquor sold by the Iowa state liquor stores, for the purpose of providing revenue for incorporated cities and towns of the state for police purposes; providing for the collection of such tax by the state liquor control commission and for the apportionment thereof to the cities and

towns of the state; and amending section one hundred twenty-three point eighteen (123.18) and section one hundred twenty-three point fifty (123.50), Code 1946, for further consideration.

Senator J. F. Miller, at the request of Senator Fishbaugh, asked that further action on Senate File 41 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 41 by striking all of lines three (3), four (4) and five (5) and inserting in lieu thereof the following: "and publication in the Page County Herald-Journal, a newspaper published at Clarinda, Iowa, and the Madrid Register-News, a newspaper published at Madrid, Iowa".

The amendment was adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Findlay	Leo	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson

Nays, 3:

Foster	Miller, J. F.	Zastrow
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Absent or not voting, 3:

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

Senator Long moved that the 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 Faul Senate File 88, a bill for an act to amend section five hundred twenty-six point twenty-five (526.25), Code 1946, relating to investment of funds by banks, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 88 by striking all of section one (1) and inserting in lieu thereof the following:

"Subsection five (5) of section five hundred twenty-six point twenty-five (526.25), Code 1946, is amended by striking from line four (4) thereof the words 'farm land' and inserting in lieu thereof the words 'real estate'; and by striking the words 'except that' from line six (6) thereof and inserting in lieu thereof the following: 'provided, however, that no loan shall be made upon any town or city real estate located beyond the first two (2) tiers of counties of any adjoining state.'"

The amendment was adopted.

Senator Faul asked and received unanimous consent to complete section 2, the publication clause.

Senator Faul moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Findlay	Long	Reilly
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow
Dykhouse	Klein	Musmaker	

Nays, 1:

Hawkins

Absent or not voting, 2:

Fishbaugh Linnevold

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

Senator Faul moved that the vote by which the bill passed.

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Faul Senate File 89, a bill for an act to amend subsection five (5) of section five hundred twenty-six point twenty-five (526.25), Code 1946, relating to investment of funds by banks, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 89 by striking all of lines three (3), four (4) and five (5) of section two (2) and inserting in lieu thereof the following: "Page County Herald-Journal, a newspaper published at Clarinda, Iowa, and the Madrid Register-News, a newspaper published at Madrid, Iowa."

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Findlay	Lord	Reilly
Bekman	Hart	Lucas	Ritchie
Benson	Hawkins	Lynes	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Hultman	Maytag	Sharp
Clem	Jones	Mercer	Skourup
Colburn	Keir	Miller, A.	Vittetoe
Doud	Kirketeg	Miller, J. F.	Watson
Dykhous	Klein	Musmaker	Zastrow

Nays, 3:

Dewel	Jacobson	Long
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Absent or not voting, 3:

Fishbaugh	Foster	Linnevoild
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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 Faul moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Faul Senate File 90, a bill for an act relating to the capital structure of any banks hereafter organized under the laws of this state, was taken up and considered.

Senator Faul offered the following amendments and moved their adoption:

1. Amend Senate File 90 by striking from line five (5), section one (1), the word "places" and inserting in lieu thereof the following: "villages, cities and towns".

2. Further amend Senate File 90 by striking from line eight (8), section one (1), the word "places" and inserting in lieu thereof the word "cities".

3. Further amend Senate File 90 by striking from line eleven (11), section one (1), the word "places" and inserting in lieu thereof the word "cities".

4. Further amend Senate File 90 by striking from line fourteen (14), section one (1), the word "places" and inserting in lieu thereof the word "cities".

The amendments were adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 90 by striking therefrom all of section two (2) and inserting in lieu thereof the following: "This act shall apply to cities and towns under special charter."

The amendment was adopted.

Senator Faul asked and received unanimous consent that further action on Senate File 90 be deferred and that the bill retain its place on the calendar.

REPORT OF SECRETARY

The Secretary of the Senate reports that he has complied with the request under Senate Concurrent Resolution 6, and that copies of the resolution have been transmitted to the President of the United States, to the President of the United States Senate, and the Speaker of the House of Representatives and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress.

On motion of Senator Elthon, the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 127, by Senators Martin and Schluter a bill for an act to repeal section hundred six point fifteen (606.15), Code

1946, and to enact a substitute therefor relating to the fees to be charged by the clerk of the district court and to provide for the payment of a flat fee in certain cases.

Read first and second times, and passed on file.

Senate File 128, by Senators Schluter and Colburn, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, Motor Vehicles and Law of Road and relating to School Buses.

Read first and second times and passed on file.

Senate File 129, by Senators Bateson, Clem and Ritchie, a bill for an act to amend section three hundred fifty-nine point forty-eight (359.48), Code 1946, relating to compensation of township assessors.

Read first and second times, and passed on file.

Senate File 130, by Senator Henningsen, a bill for an act to amend section three hundred seventeen point one (317.1), Code 1946, defining and listing noxious weeds.

Read first and second times, and passed on file.

Senate File 131, by committee on Social Security, a bill for an act to amend section two hundred thirty-eight and seventeen one-hundredths (238.17), Code, 1946, and to provide for the preservation of records of a child placing agency when said child placing agency ceases to exist.

Read first and second times, and placed on the calendar.

SENATE CONCURRENT RESOLUTION 8

By LEO

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing is hereby directed that three thousand five hundred (3,500) copies of the committee books and one thousand five hundred (1,500) copies of the rule books shall be printed, all to be bound in paper covers.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 103	Governmental Affairs.
S. F. 104	Judiciary I.

- S. F. 105 Appropriations.
- S. F. 106 Governmental Affairs.
- S. F. 107 Judiciary II.
- S. F. 108 Judiciary I.
- S. F. 109 Labor.
- S. F. 110 Labor.
- S. F. 111 Labor.
- S. F. 112 Labor.
- S. F. 113 Labor.
- S. F. 114 Motor Vehicles.
- S. F. 115 Judiciary I.
- S. F. 116 Social Security.
- S. F. 117 Social Security.
- S. F. 118 Schools and Educational Institutions.
- H. F. 23 Social Security.
- H. F. 28 Judiciary II.
- H. F. 32 Governmental Affairs.
- H. F. 34 Governmental Affairs.

REPORTS OF COMMITTEES

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 13, a bill for an act to amend section three hundred twenty-six point five (326.5), Code 1946, relating to refund compensation tax paid by certified motor carriers, begs leave to report it has had the same under consideration and returns the bill without recommendation.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 33, a bill for an act to amend section four hundred twenty-two point thirteen (422.13), Code 1946, relating to individual income tax returns, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 37 by striking the title and substituting in lieu thereof the following:

"An Act to amend section four hundred twenty-two point sixty-nine (422.69), Code of Iowa, 1946, relating to the allocation and use of

revenues collected under the provisions of Chapter 422, Code of Iowa, 1946, providing for the use of fifty (50%) per cent of the amount collected under Division II of this chapter from the personal net income tax in the year 1947 and each year thereafter for public elementary and secondary school aid"

By striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Notwithstanding any provision of the law as it is contained in section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, one half ($\frac{1}{2}$) of the revenue collected in the year 1947 and each year thereafter, from the personal net income tax, under the provisions of Division II, Chapter 422, Code of Iowa, 1946, shall be set aside by the Commission and paid into the 'public school state aid fund,' which fund is hereby created.

"Sec. 2. The 'public school state aid fund' shall be held by the treasurer of state as a special fund for public elementary and secondary school aid and shall be disbursed only upon warrants drawn by the comptroller and then only in accordance with the further direction of the legislature."

J. KENDALL LYNES.

Amend Senate File 37 by striking the title and substituting in lieu thereof the following:

"An Act to amend section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, relating to the allocation and use of revenues collected under the provisions of Chapter 422, Code of Iowa, 1946, providing for the use of twenty-five (25%) per cent of the amount collected under Division II of this chapter from the personal net income tax in the year 1947 and each year thereafter for public elementary and secondary school aid and providing for the use of twenty-five (25%) per cent of the amount collected under Division II of this chapter from the personal net income tax in the year 1947 and each year thereafter for secondary road construction and maintenance."

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Notwithstanding any provision of the law as it is contained in section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, one fourth ($\frac{1}{4}$) of the revenue collected in the year 1947 and each year thereafter from the personal net income tax under the provisions of Division II, Chapter 422, Code of Iowa, 1946, shall be set aside by the Commission and paid into the 'public school state aid fund,' which fund is hereby created.

"Sec. 2. The 'public school state aid fund' shall be held by the treasurer of state as a special fund for public elementary and secondary school aid and shall be disbursed only upon warrants drawn by the comptroller and then only in accordance with the further direction of the legislature.

"Sec. 3. Notwithstanding any provision of the law as it is con-

tained in section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, one fourth ($\frac{1}{4}$) of the revenue collected in the year 1947 and each year thereafter, from the personal net income tax, under the provisions of Division II, Chapter 422, Code of Iowa, 1946, shall be set aside by the Commission and paid into the 'secondary road construction and maintenance fund', which fund is hereby created.

"Sec. 4. The 'secondary road construction and maintenance fund' shall be held by the treasurer of state as a special fund for secondary road construction and maintenance and the treasurer of state shall, on or before January 15, 1948 and on or before January 15, each year thereafter, on warrants drawn by the comptroller, allot to each of the several counties of the state its proportionate share of said fund. Said allotment to each county shall be in the ratio that the area of the county bears to the total area of the state. Each county's allotment of the secondary road construction and maintenance fund shall be used, as provided herein, for the construction and maintenance of the secondary road system of that county.

J. KENDALL LYNES.

Amend Senate File 37 by striking the title and substituting in lieu thereof the following:

"An Act to amend section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, relating to the allocation and use of revenues collected under the provisions of Chapter 422, Code of Iowa, 1946, providing for the use of twenty-five (25%) per cent of the amount collected under Division II of this chapter from the personal net income tax in the year 1947 and each year thereafter for public elementary and secondary school aid"

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Notwithstanding any provision of the law as it is contained in section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, one fourth ($\frac{1}{4}$) of the revenue collected in the year 1947 and each year thereafter, from the personal net income tax, under the provisions of Division II, Chapter 422, Code of Iowa, 1946, shall be set aside by the Commission and paid into the 'public school state aid fund', which fund is hereby created.

"Sec. 2. The 'public school state aid fund' shall be held by the treasurer of state as a special fund for public elementary and secondary school aid and shall be disbursed only upon warrants drawn by the comptroller and then only in accordance with the further direction of the legislature."

J. KENDALL LYNES.

Amend Senate File 37 by striking the title and substituting in lieu thereof the following:

"An Act to amend section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, relating to the allocation and use of revenues collected under the provisions of Chapter 422, Code of Iowa,

1946, providing for the use of twenty-five (25%) per cent of the amount collected under Division II of this chapter from the personal net income tax in the year 1947 and each year thereafter for secondary road construction and maintenance."

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Notwithstanding any provision of the law as it is contained in section four hundred twenty two point sixty nine (422.69), Code of Iowa, 1946, one fourth ($\frac{1}{4}$) of the revenue collected in the year 1947 and each year thereafter, from the personal net income tax, under the provisions of Division II, Chapter 422, Code of Iowa, 1946, shall be set aside by the Commission and paid into the 'secondary road construction and maintenance fund', which fund is hereby created.

"Sec. 2. The 'secondary road construction and maintenance fund' shall be held by the treasurer of state as a special fund for secondary road construction and maintenance and the treasurer of state shall, on or before January 15, 1948 and on or before January 15, each year thereafter, on warrants drawn by the comptroller, allot to each of the several counties of the state its proportionate share of said fund. Said allotment to each county shall be in the ratio that the area of the county bears to the total area of the state. Each counties allotment of the secondary road construction and maintenance fund shall be used, as provided herein, for the construction and maintenance of the secondary road system of that county."

J. KENDALL LYNES.

1. Amend Senate File 41 by striking from line five (5), section one (1), the words and figures "eight per cent (8%)" and inserting in lieu thereof the words and figures "ten per cent (10%)".

2. Further amend Senate File 41 section one (1), line nine (9), by striking the period (.) after "state" and substituting in lieu thereof the following: "and providing the state superintendent of public instruction with a fund with which to conduct a program of education for children and adults concerning the effects of alcoholic liquor upon the human system,".

3. Further amend Senate File 41 section two (2) by striking from line three (3) the word "all" and substituting in lieu thereof the words and figures "eight per cent (8%) of".

4. Further amend Senate File 41 section two (2) by striking from line three (3) the words and figures "eight per cent (8%)" and inserting in lieu thereof the words and figures "ten per cent (10%)".

5. Further amend Senate File 41 section two (2) by inserting after the period (.) in line nineteen (19) the following: "The remaining two per cent (2%) of the proceeds of the ten per cent (10%) tax provided in section one hundred twenty-three point eighteen (123.18) as amended, shall be set aside by the state liquor commission for distribution to the office of the state superintendent of public instruction, to be used by said superintendent so as, at the discretion of that officer, to best provide a program of instruction concerning the effects of the consumption of alcoholic liquors upon the human system. Such distribution of funds to

the superintendent of public instruction shall be carried out in the same manner as the distribution to cities and towns previously described in this section."

6. Amend the title to Senate File 41 by striking from line one (1) the words and figures "eight per cent (8%)" and inserting in lieu thereof the words and figures "ten per cent (10%)".

7. Further amend the title to Senate File 41 by inserting the following words after the word "for" in line three (3): "a program of education concerning the effects of alcoholic liquor and for".

8. Further amend the title to Senate File 41 by inserting after the word "the" before the word "cities" in line six (6) the following: "superintendent of public instruction and to the".

EARL C. FISHBAUGH, JR.

Amend Senate File 118 by striking from line five (5) of the title the word "acquisitioned" and inserting in lieu thereof the word "acquired".

GEORGE M. FAUL.

Amend House File 21, Section 2, by striking from line two (2) the word and figure "one (1)" and inserting in lieu thereof the word and figure "two (2)".

Also by striking from line three (3) of Section 2 the word "contracts" and inserting in lieu thereof the word "authorized".

DEVERE WATSON.

On motion of Senator Elthon, the Senate adjourned until 10:00 a. m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 29, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Paul Figge, pastor of the Presbyterian church, Missouri Valley, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county relating to public health legislation.

By Senator Dewel, from residents of Kossuth county favoring local option.

By Senator Dewel, from residents of Palo Alto county relating to school legislation.

By Senator Keir, from residents of O'Brien county relating to school legislation.

By Senator Ai Miller, from residents of Dallas county favoring one hundred per cent collection of state income tax.

By Senator Rockhill, from residents of Marshall county relating to school legislation.

INTRODUCTION OF BILLS

Senate File 132, by Senators Zastrow, Linnevold, Leo, Kirketeg and Miller, J. F., a bill for an act relating to premium taxes to be paid by insurance companies and associations other than life.

Read first and second times, and passed on file.

Senate File 133, by Senators Dykhous and Henningsen, a bill for an act to amend section five hundred fifteen point ninety (515.90), Code 1946, relating to the publication of certificates of compliance of corporations formed for the purpose of insurance, other than life insurance.

Read first and second times, and passed on file.

Senate File 134, by Senators Faul and Lord, a bill for an act to permit banks to remain closed on any one business day of each week of the year upon approval by the superintendent of banking and the state banking board.

Read first and second times, and passed on file.

Senate File 135, by Banks, Building and Loan Committee a bill for an act relating to the execution of renewals of articles of corporations for pecuniary profit.

Read first and second times, and placed on the calendar.

Senate File 136, by Senators Faul and Lord, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1946, relating to the compensation of the deputy superintendent and certain examiners.

Read first and second times, and passed on file.

Senate File 137, by Senator Reilly, a bill for an act to amend sections three hundred ninety-four point two (394.2) and three hundred ninety-four point six (394.6), Code 1946, relating to self-liquidating improvements, and providing that the provisions of said chapter relating to borrowing money and issuing revenue bonds be applicable to chapter three hundred eighty-four (384), Code 1946.

Read first and second times, and passed on file.

Senate File 138, by Senator Reilly a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1946, relating to the grading and filling of lands under the control of the dock board in cities and towns.

Read first and second times, and passed on file.

Senate File 139, by Committee on Insurance, a bill for an act to amend chapter five hundred fifteen (515), Code 1946, relating to insurance other than life by adding thereto a section authorizing the insurance of risks by companies maintaining the required surplus to policy holders.

Read first and second times, and placed on the calendar.

Senate File 140, by Committee on Insurance, a bill for an act to amend section five hundred eleven point eight (511.8), Code 1946, relating to investments of life insurance companies and associations.

Read first and second times, and placed on the calendar.

Senator Leo asked and received unanimous consent to take up Senate Concurrent resolution 8 and moved its adoption.

The motion prevailed and the resolution was adopted.

BILL WITHDRAWN FROM CONSIDERATION

Senator Reilly asked and received unanimous consent to withdraw Senate File 120 from further consideration of the Senate.

MOTION TO RECONSIDER SENATE FILE 41

MR. PRESIDENT: I move that the motion to reconsider the vote by which Senate File 41 passed the Senate be taken from the table.

LEO ELTHON.

Roll call was demanded.

On the question "Shall the motion prevail?" the vote was:

Ayes, 11:

Clem	Foster	Leo	Schluter
Elthon	Henningsen	Lynes	Zastrow
Fishbaugh	Keir	Miller, J. F.	

Nays, 38:

Augustine	Faul	Linnevold	Myrland
Barkley	Findlay	Long	Newsome
Bateson	Hart	Lord	Reilly
Bekman	Hawkins	Lucas	Ritchie
Benson	Hultman	Martin	Rockhill
Byers	Jacobson	Maytag	Sharp
Colburn	Jones	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Musmaker	Watson
Dykhouse	Knudson		

Absent or not voting, 1:

Berg

The motion having failed to receive a constitutional and two-thirds majority was lost.

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

Senate Concurrent Resolution 8, providing for the printing of committee books and rule books of the Fifty-second General Assembly.

Also:

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 36, a bill for an act relating to cost of legislative journals and bills.

Also:

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 38, a bill for an act relating to limitation of certain taxes by cities and towns.

Also:

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 39, a bill for an act relating to municipal parking lots, meters and traffic and parking control devices.

A. C. GUSTAFSON, *Chief Clerk.*

SPECIAL ORDER

The hour of 10:30 a.m., having arrived, President Evans announced the special order for the consideration of Senate Files 37 and 38.

THIRD READING OF BILLS

On motion of Senator Long Senate File 37, a bill for an act to amend chapter four hundred twenty-two (422), Code 1946, relating to the rates, credits and returns provided for in the administration of the Iowa state income tax laws, and amending sections four hundred twenty-two point five (422.5); four hundred twenty-two point twelve (422.12) and four hundred twenty-two point thirteen (422.13), Code 1946, all relating to the taxation of individual incomes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 37 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. In payment of the income tax imposed under the provisions of section four hundred twenty-two point five (422.5), Code 1946, for the year nineteen hundred forty-six (1946), and payable in nineteen hundred forty-seven (1947), fifty per cent (50%) of the tax imposed shall be credited to the taxpayer and fifty per cent (50%) of the tax im-

posed shall be accepted in full of the tax liability for the year nineteen hundred forty-six (1946).

Sec. 2. The fifty per cent (50%) of the tax provided in section one (1) of this act to be accepted in full of the tax liability shall be payable in the same installments as provided for in section four hundred twenty-two point twenty-four (422.24), Code 1946, but in any case where the entire amount of tax due for the year nineteen hundred forty-six (1946) and payable in the year nineteen hundred forty-seven (1947) is ten dollars or less after the fifty per cent (50%) reduction has been made, the tax shall be paid in full in one payment within ninety days after the expiration of the tax year of nineteen hundred forty-six (1946).

Sec. 3. The provisions of this act shall be applicable to individual income tax payers making a return on a fiscal year basis, which fiscal year must include some portion of the taxable year of nineteen hundred forty-six (1946).

Sec. 4. This act being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in _____, a newspaper published at _____, Iowa and in the _____, a newspaper published at _____, Iowa."

Senator Byers raised the point of order that the Rockhill amendment merely makes the affirmative of the amended question equivalent to the negative of the original question.

Objection was raised by Senator Elthon.

The President ruled the point of order not well taken and that the amendment was in order.

Senator Lynes moved the previous question on the Rockhill amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 30:

Augustine	Findlay	Knudson	Miller, J. F.
Barkley	Foster	Leo	Newsome
Bateson	Hawkins	Linnevold	Rockhill
Bekman	Jacobson	Lord	Schluter
Benson	Jones	Lucas	Sharp
Clem	Keir	Lynes	Skourup
Dewel	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein		

Nays, 20:

Berg	Faul	Long	Myrland
Byers	Fishbaugh	Martin	Reilly
Colburn	Hart	Maytag	Ritchie
Doud	Henningsen	Mercer	Vittetoe
Dykhouse	Hultman	Musmaker	Watson

Absent or not voting: none.

The amendment having received a constitutional majority was adopted.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 37 by striking lines three (3), four (4) and five (5) of section four (4) and substituting in lieu thereof the following: "publication in Postville Herald, a newspaper published at Postville, Iowa and in the Marshalltown Times Republican, a newspaper published at Marshalltown, Iowa."

The amendment was adopted.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

EXECUTIVE SESSION

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

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

Ernest Porter of Polk county, as commerce counsel for the unexpired term ending June 30, 1947.

Ernest Porter of Polk county, as commerce counsel for the term of July 1, 1947 to June 30, 1951.

The Senate arose from executive session and resumed regular session.

INTRODUCTION OF BILLS

Senate File 141, by Senators Bateson, Doud and Watson, a bill for an act to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1946, by providing for the revocation of liquor permits of all defendants sentenced for operating a motor vehicle while intoxicated.

Read first and second times, and passed on file.

HOUSE MESSAGES CONSIDERED

House File 36, a bill for an act to amend section sixteen point thirty (16.30), Code 1946, relating to the cost of legislative journals and bills.

Read first and second times, and passed on file.

House File 38, a bill for an act to amend section four hundred four point six (404.6), Code 1946, relating to limitation of certain taxes by cities and towns.

Read first and second times, and passed on file.

House File 39, a bill for an act to amend chapter three hundred ninety (390), Code 1946, relating to municipal parking lots, meters and traffic and parking control devices, the leasing of said lots, funds relating thereto, and providing for issuance of revenue bonds.

Read first and second times, and passed on file.

SENATE CONCURRENT RESOLUTION 9

By ZASTROW

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Thursday, February 27, 1947, it be to reconvene on Monday, March 10, 1947, at 2:00 p.m.

REPORT OF COMMITTEE ON CLERKS

Senator Jones submitted 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 investigation and examinations and finds the following persons competent for the positions to which they have been appointed:

Senator Reilly—Madonna Moylan.

Senator Musmaker—Sue Reed.

The motion prevailed and the report was adopted.

The foregoing committee clerks appeared and were duly sworn and subscribed to their respective positions.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 119	Manufacturing, Commerce and Trade.
S. F. 121	Governmental Affairs.
S. F. 122	Compensation of Public Officers and Employees.
S. F. 123	Motor Vehicles.
S. F. 124	Governmental Affairs.
S. F. 125	Social Security.
S. F. 126	Judiciary I.
S. F. 127	Judiciary II.
S. F. 128	Motor Vehicles.
S. F. 129	Compensation of Public Officers and Employees.
S. F. 130	Agriculture.
H. F. 35	Ways and Means.

REPORTS OF COMMITTEES

Senator Zastrow submitted the following report:

MR. PRESIDENT: Your committee on Private Corporations to which was referred Senate File 69, a bill for an act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto, begs leave to report it has had the same under consideration and recommends the same do pass.

R. W. ZASTROW, *Chairman*.

Ordered passed on file.

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on Cities and Towns to which was referred Senate File 97, a bill for an act to amend sections three hundred ninety-six and twenty-two hundredths (396.22) and four hundred seven and two tenths (407.2), Code, 1946 relating to the limit of indebtedness of cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on Military Affairs to which was referred Senate File 2, a bill for an act to amend section thirty-five point seven (35.7) and to repeal sections thirty-five point eight (35.8) and thirty-five point nine (35.9), and enacting substitutes therefor, and to amend section thirty-five point ten (35.10), Code 1946, relating to soldiers' orphans' educational aid fund, and providing for the expenditures from said fund by the State Bonus Board and the amount of such aid, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN BERG, *Chairman*.

Ordered passed on file.

1. Amend Senate File 37, as amended, by amending section one (1) to read as follows:

"In payment of the income tax imposed under the provisions of section four hundred twenty-two point five (422.5), Code 1946, for the year nineteen hundred forty-six (1946), and payable in nineteen hundred forty-seven (1947), and for the year nineteen hundred forty-seven (1947), and payable in nineteen hundred forty-eight (1948), fifty per cent (50%) of the tax imposed shall be credited to the taxpayer and fifty per cent (50%) of the tax imposed shall be accepted in full of the tax liability for the years nineteen hundred forty-six (1946) and nineteen hundred forty-seven (1947), respectively."

2 Further amend Senate File 37, as amended, by amending section two (2) to read as follows:

"The fifty per cent (50%) of the tax provided in section one (1) of this act to be accepted in full of the tax liability shall be payable in the same installments as provided for in section four hundred twenty-two point twenty-four (422.24), Code 1946, but in any case where the entire amount of tax due for the year nineteen hundred forty-six (1946) and payable in the year nineteen hundred forty-seven (1947), or for the year nineteen hundred forty-seven (1947) and payable in the year nineteen hundred forty-eight (1948), is ten dollars or less after the fifty per cent (50%) reduction has been made, the tax shall be paid in full in one payment within ninety days after the expiration of the tax years of nineteen hundred forty-six (1946) or nineteen hundred forty-seven (1947), as the case may be."

3. Further amend Senate File 37, as amended, by amending section three (3) to read as follows:

"The provisions of this act shall be applicable to individual income tax payers making a return on a fiscal year basis, which fiscal year must include some portion of the taxable years of nineteen hundred forty-six (1946) or nineteen hundred forty-seven (1947), as the case may be."

Roll call was demanded.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of Senate File 37.

Senator Dykhouse moved the previous question on the Faul amendment, which motion prevailed.

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

Ayes, 23:

Bekman	Dykhouse	Long	Myrland
Berg	Faul	Lord	Reilly
Byers	Fishbaugh	Lucas	Ritchie
Colburn	Hart	Martin	Vittetoe
Dewel	Henningsen	Maytag	Watson
Doud	Hultman	Musmaker	

Nays, 26:

Augustine	Foster	Knudson	Miller, J. F.
Barkley	Hawkins	Leo	Rockhill
Bateson	Jacobson	Linnevoid	Schluter
Benson	Jones	Lynes	Sharp
Clem	Keir	Mercer	Skourup
Elthon	Kirketeg	Miller, Ai	Zastrow
Findlay	Klein		

Absent or not voting, 1:

Newsome

The amendment having failed to receive a constitutional majority was declared lost.

Senator Elthon moved the previous question on the main bill, which motion prevailed.

Senator Rockhill offered the following amendment to the title and moved its adoption:

Amend the title to Senate File 37 by striking all after the semicolon in line five (5) thereof and inserting in lieu thereof the following: "so as to provide for a fifty per cent (50%) credit to the taxpayer on the income tax imposed under the provisions of said section and section four hundred twenty-two point twenty-four (422.24) so as to provide that the tax to be paid may be made in the same installments as provided by said section; further providing to include returns on a fiscal year basis where any portion of the taxable year of 1946 is included therein. Further providing a section for publication clause."

The amendment was adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Findlay	Klein	Miller, J. F.
Bateson	Fishbaugh	Knudson	Myrland
Benson	Foster	Leo	Newsome
Berg	Hart	Linnevoid	Reilly
Byers	Hawkins	Long	Ritchie
Clem	Henningsen	Lord	Rockhill
Colburn	Hultman	Lucas	Schluter
Dewel	Jacobson	Lynes	Sharp
Doud	Jones	Martin	Skourup
Dykhouse	Keir	Mercer	Watson
Elthon	Kirketeg	Miller, Ai	Zastrow
Faul			

Nays, 5:

Barkley
Bekman

Maytag

Musmaker

Vittetoe

Absent or not voting: none.

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

Senator Lynes asked and received unanimous consent that Senate File 37 be immediately messaged to the House.

Senator Doud moved that the Senate adjourn until 10:00 a.m., Friday, which motion was lost.

Senator Long asked and received unanimous consent that Senate File 38 be re-referred to the committee on tax revision.

ADDITIONAL COPIES

Senator Bekman asked and received unanimous consent to have 200 additional copies of Senate File 147 printed.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 132	Insurance.
S. F. 133	Insurance.
S. F. 134	Banks, Building and Loan.
S. F. 136	Compensation of Public Officers and Employees.
S. F. 137	Cities and Towns.
S. F. 138	Agriculture.
S. F. 141	Judiciary II.
H. F. 36	Printing.
H. F. 38	Cities and Towns.
H. F. 39	Cities and Towns.

REPORTS OF COMMITTEES

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate joint resolution 1, relating to the qualification of electors and the age at which qualified citizens shall be entitled to exercise the right of

suffrage, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

DeVERE WATSON, *Chairman*.

Ordered passed on file.

Senator Schluter submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File 70, a bill for an act to transfer the supervision of the state sanatorium from the board of control to the board of education, begs leave to report it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 1, a bill for an act relating to collection and refund of taxes while taxpayer served in armed forces, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred House File 2, a bill for an act to increase annual renewal fee for license to practice pharmacy, begs leave to report it has had the same under consideration and recommends the same do pass.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 24 by striking the two words "such" in line six (6) Section two (2) and placing in lieu of the first word "such" the word "the" and by striking the first word "such" in line seven (7) Section two (2).

A. D. CLEM.

1. Amend Senate File 31 by striking all of section one (1) thereof and inserting in lieu thereof the following:

"Chapter four hundred eleven (411), Code 1946, is hereby amended by adding thereto the following:

'All resolutions and acts of cities and towns made prior to January 1, 1947, restoring to active duty in the police and/or fire departments such members as are provided for in section four hundred eleven point nine (411.9), Code 1946, are hereby legalized and validated, whether such resolutions and acts have been made with or without the approval of the medical board provided in section four hundred eleven point nine (411.9), Code 1946, and all the said members shall have full membership

in benefit rights as provided in chapter four hundred eleven (411), Code 1946.'"

2. Further amend Senate File 31 by striking from lines one (1) and two (2) of the title the words and figures "sections four hundred eleven point nine (411.9) and" and inserting in lieu thereof the words and figures "chapter four hundred eleven (411), Code 1946, and section".

GEORGE M. FAUL.

Amend Senate File 46, Section 17, line 1, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

JOHN P. BERG.

Amend Senate File 102 as follows:

Amend line twelve (12) of subsection two (2) of section one (1) by inserting after the word "approval" the following words: "of a bond".

Amend section one (1) thereof by adding the following subsection:

"12. State. Any state, territory, or possession of the United States, the District of Columbia, or any province of the Dominion of Canada."

Amend line seven (7) of section three (3) by striking out the words "by violating" and inserting in lieu thereof the words "of having violated".

Amend section three (3) by inserting after the period (.) in line nine (9) thereof the following:

"A fee of one dollar (\$1.00) shall be paid for each such abstract."

Amend line eight (8) of section twenty-four (24) by inserting after the word "judge" the words "or clerk".

Amend line twenty-eight (28) of section twenty-four (24) by inserting after the word "judge" the words "or clerk".

Amend line two (2) of section forty (40) by inserting after the word "motor vehicle" the words "financial and".

O. H. HENNINGSEN.

On motion of Senator Henningsen, the Senate adjourned until 10:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 31, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. William Kmet, pastor of the St. Marks Lutheran church, Davenport, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Findlay, from residents of Webster county, members of the Parent-Teacher Association, relative to school legislation.

By Senator Foster, from residents of Washington county relative to compensation of state examiners.

By Senator Leo, from residents of Linn county relative to school legislation.

By Senator Lucas, from residents of Boone county relative to school legislation.

By Senator Mercer, from residents of Iowa county relative to compensation of state examiners.

INTRODUCTION OF BILLS

Senate File 150, by committee on public health, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1946, relating to the payment of reasonable funeral expenses from the old age assistance fund so as to increase maximum payments and allowances.

Read first and second times, and placed on the calendar.

Senate File 151, by committee on public health, a bill for an act to amend section one hundred forty-seven point seventy-seven (147.77), Code 1946, relating to licenses for itinerant practitioners licensed by the department of health.

Read first and second times, and placed on the calendar.

Senate File 152, by committee on railroads, a bill for an act to

amend section four hundred seventy-nine point ninety-one (479.91), Code 1946, relating to classification of railroads by the executive council.

Read first and second times, and placed on the calendar.

Senate File 153, by Senators Faul, Clem, Martin and Henningsen, a bill for an act to amend section four hundred four point five (404.5), subsection nine (9), Code 1946, relating to fire department maintenance fund and the millage rate therein authorized.

Read first and second times, and passed on file.

Senate File 154, by committee on governmental affairs, a bill for an act to amend section eleven point three (11.3), Code 1946, relating to the audit of accounts of state highway commission.

Read first and second times, and placed on the calendar.

Senate File 155, by committee on insurance, a bill for an act to repeal section five hundred fifteen point one hundred thirty-eight (515.138) and section five hundred fifteen point one hundred thirty-nine (515.139), Code 1946, and to enact a substitute therefor; to amend sections five hundred fifteen point one hundred nine (515.109), five hundred fifteen point one hundred thirty-one (515.131) and five hundred fifteen point one hundred forty-two (515.142), Code 1946; and to repeal sections five hundred fifteen point ninety-nine (515.99), five hundred fifteen point one hundred three (515.103), five hundred fifteen point one hundred four (515.104), five hundred fifteen point one hundred seven (515.107), five hundred fifteen point one hundred seventeen (515.117) and five hundred fifteen point one hundred forty-three (515.143), Code 1946, all relating to standard policy provisions in fire insurance contracts.

Read first and second times, and placed on the calendar.

Senate File 156, by committee on ways and means, a bill for an act to amend section four hundred twenty-two point sixty-five (422.65), Code 1946, relating to confidential information in the hands of the state tax commission.

Read first and second times, and placed on the calendar.

Senate File 157, by committee on ways and means, a bill for an act to amend section four hundred twenty-two point forty-

three (422.43), Code 1946, and providing for the taxation of sale, furnishing or servicing of heat.

Read first and second times, and placed on the calendar.

Senate File 158, by committee on judiciary 2, a bill for an act to amend section three point sixteen (3.16), Code 1946, relating to the cost of publishing the laws of the General Assembly.

Read first and second times, and placed on the calendar.

Senate File 159, by Senator Barkley, a bill for an act to amend section four hundred seventy-nine point five (479.5), Code 1946, relating to regulation of train service by Iowa State Commerce Commission.

Read first and second times, and passed on file.

Senate File 160, by Senator Byers, a bill for an act to amend section two hundred ninety-six point one (296.1), Code 1946, and to provide for the construction of and procuring sites for stadiums and field houses.

Read first and second times, and passed on file.

Senate File 161, by Senator Byers, a bill for an act to amend sections four hundred sixteen point one hundred thirty-five (416.135) and four hundred sixteen point one hundred thirty-six (416.136), Code 1946, and to provide for the construction of and procuring sites for field houses, athletic and recreational facilities.

Read first and second times, and passed on file.

Senate File 162, by Senator Jacobson, a bill for an act to amend section three hundred sixty-five point three (365.3), Code 1946, relating to the adoption of civil service and the appointment of civil service commissioners in certain cities.

Read first and second times, and passed on file.

Senate File 163, by Senators Martin, Henningsen, Augustine, Kirketeg, Lord and Colburn, a bill for an act relating to the authorization, issuance, and payment of county secondary road bonds.

Read first and second times, and passed on file.

Senate File 164, by Senator Watson (Steinberg), a bill for an act to amend chapter two hundred forty-seven (247), Code 1946, relating to paroles.

Read first and second times, and passed on file.

Senate File 165, by Senators Knudson and Doud, a bill for an act to amend section two hundred twenty-six point four (226.4), Code 1946, relating to the salary of the superintendent of state hospitals for the insane.

Read first and second times, and passed on file.

Senate File 166, by Senators Knudson and Doud, a bill for an act to amend section two hundred twenty-six point thirty-two (226.32), Code 1946, relating to the discharge and removal of incurable and harmless patients from the state hospitals for the insane.

Read first and second times, and passed on file.

Senate File 167, by Senators Knudson and Doud, a bill for an act to amend section two hundred twenty-seven point two (227.2), Code 1946, relating to the inspection of county and private hospitals for the insane.

Read first and second times, and passed on file.

Senate File 168, by Senators Knudson and Doud, a bill for an act to amend section two hundred twenty-seven point four (227.4), Code 1946, relating to the compensation of inspectors of county and private hospitals for the insane.

Read first and second times, and passed on file.

Senate File 169, by Senators Knudson and Doud, a bill for an act to amend section two hundred twenty-eight point nine (228.9), Code 1946, relating to the compensation and expenses of members of county commission of insanity.

Read first and second times, and passed on file.

Senate File 170, by Senators Knudson and Doud, a bill for an act to amend chapter two hundred twenty-nine (229), Code 1946, relating to the commitment and discharge of insane persons.

Read first and second times, and passed on file.

Senate File 171, by Senators Knudson and Doud, a bill for an act to amend sections two hundred twenty-nine point nine (229.9), two hundred twenty-nine point eleven (229.11), two hundred twenty-nine point ten (229.10), two hundred twenty-nine point

fourteen (229.14), and two hundred twenty-nine point twenty-four (229.24), and repealing section two hundred twenty-nine point thirteen (229.13), Code 1946, relating to the commitment and discharge of persons who are insane.

Read first and second times, and passed on file.

Senate File 172, by Senators Knudson and Doud, a bill for an act to amend section two hundred thirty point twenty (230.20), Code 1946, relating to the support of the insane and the expenses chargeable to the counties.

Read first and second times, and passed on file.

Senate File 173, by committee on appropriations, a bill for an act to make an emergency appropriation to the state board of education for salaries, support, and maintenance of the university hospital, Iowa City, Iowa, the bacteriological laboratory, Iowa City, Iowa, the Iowa state teachers college, Cedar Falls, Iowa, and the Iowa school for the blind, Vinton, Iowa.

Read first and second times, and placed on the calendar.

Senate File 174, by Senators Faul, Bekman and Doud, a bill for an act to amend the law as it appears in chapter ninety-seven (97), Code 1946, relating to old age and survivors' insurance of certain public employees and regulating the collections of contributions to said system and the payments of benefits thereunder.

Read first and second times, and passed on file.

Senate Joint Resolution 4, by Senators Berg, Long, Clem, Henningsen, Sharp, Maytag and Faul, a bill for an act relating to the acquisition of a home for the Governor of the State of Iowa, the appointment of a committee in relation thereto, and prescribing its powers and providing for an appropriation for that purpose.

Read first and second times, and passed on file.

Senate File 175, by Senator Dykhouse, a bill for an act relating to military service exemptions from taxation.

Read first and second times, and passed on file.

UNFINISHED BUSINESS

On motion of Senator Lord, Senate File 90, a bill for an act relating to the capital structure of any banks hereinafter organ-

ized under the laws of this state, was taken up for further consideration.

Senator Doud asked and received unanimous consent to withdraw the amendment to Senate File 90 filed by him and found on page 157 of the Senate Journal.

Senator Miller, J. F., asked and received unanimous consent to withdraw the amendment to Senate File 90 filed by him and found on page 157 of the Senate Journal.

Senator Miller, J. F., offered the following amendment and moved its adoption:

Amnd Senate File 90 by inserting following the word "amount" in line twenty-one (21), section one (1) the following: "but in no instance in excess of twenty percent (20%) of the capital,".

The amendment was adopted.

Senator Lord moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27:

Bateson	Faul	Lord	Reilly
Bekman	Fishbaugh	Lucas	Rockhill
Benson	Foster	Martin	Sharp
Berg	Hart	Maytag	Skourup
Byers	Henningsen	Mercer	Vittetoe
Clem	Hultman	Miller, J. F.	Zastrow
Dewel	Kirketeg	Musmaker	

Nays, 22:

Augustine	Findlay	Knudson	Myrland
Barkley	Hawkins	Leo	Newsome
Colburn	Jacobson	Linnevold	Ritchie
Doud	Jones	Lynes	Schluter
Dykhouse	Keir	Miller, Ai	Watson
Elthon	Klein		

Absent or not voting, 1:

Long

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

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

President pro tempore Leo took the chair at 11:00 a.m.

THIRD READING OF BILLS

On motion of Senator Faul Senate File 91, a bill for an act relating to bank records and files, the admissibility as evidence of entries therein or a photostatic or photographic reproduction thereof and limiting the time for bringing actions on claims arising therefrom, was taken up, and considered.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 91 by striking section six (6).

The amendment was adopted.

Senator Maytag moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Findley	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 3:

Doud	Hawkins	Jacobson
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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 Maytag moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman Senate File 92, a bill for an act relating to trusts and the management, control and investment of trust property by trustees, was taken up, and considered.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 92 by striking all of section four (4) and by renumbering the remaining sections.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 9, providing for the March 1st recess.

Also: That the House has concurred in Senate amendments to and adopted House Concurrent Resolution 8, fixing the compensation of the joint officers and employees of the Fifty-second General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 41, a bill for an act providing for day and evening classes and public forums in public schools.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 41, a bill for an act to provide for the establishment and maintenance in the public schools in the state, day and evening classes and public forums for the education of adults, and to repeal chapter two hundred eighty-eight (288), Code 1946.

Read first and second times, and passed on file.

REPORT OF COMMITTEE ON INTERSTATE COOPERATION

MR. PRESIDENT and members of the Senate:

Your committee of the Senate chosen to represent Iowa at the Council of State Governments held in Chicago on January 16, 17, and 18, 1947, begs leave to report as follows:

This eighth biennial meeting of the Council of State Governments was undoubtedly the best attended and most successful meeting this organization has held to date. Forty-four of the forty-eight State Legislatures were represented. Fourteen of the governors were present as well as many other prominent State officials. While your committee deemed it an honor and a privilege to represent Iowa it was regrettable that Iowa did not have a larger delegation in as much as many other nearby states had from fifteen to twenty.

Your committee would recommend that in the future the State of Iowa cooperate to the fullest extent with the Council of State Governments and that a delegation be authorized to attend every meeting of the council.

We further recommend that at the next biennial meeting, a delegation of at least ten members of the Legislature be appointed to attend and that the membership be chosen next time, not from the degree of their importance but that the House be given equal representation in numbers.

The meeting on Thursday, at which was held a discussion on Legislative processes and procedure, was found to be extremely interesting and enlightening to the Iowa delegation. At the evening meeting, one of the most outstanding addresses to which we have ever had the pleasure of listening, was given by former Senator, Warren G. Austin of Vermont, our present Ambassador to the United Nations.

At the Friday morning session the discussion centered upon "Our Public Services. How Shall They be Financed and Administered?" We found this topic very timely as that seems to be the subject of most discussion in the Iowa Legislature this session. The outstanding speaker of this session was Senator Petrus Peterson, Speaker of the Nebraska Unicameral Legislature.

At the Friday afternoon session a number of different subjects were considered, such as taxation, veteran's affairs, water resources, and aviation, all of which are interstate problems.

The Saturday session had the discussion title, "Do We Have To—Boom and Bust?" After listening to Simon Leland, Chairman of the Federal Reserve Board, Edward J. Condon, Assistant to the President of Sears and Roebuck Company, and the Honorable Keen Johnson, Under Secretary of Labor, we were all of us pretty well prepared to "bust", however, John Temple Graves, Editor of the Birmingham Post and Associate Editor of the Southern Agriculturist, dispelled our fears and sent us home with the feeling of prosperity.

We wish to thank all of the members of the Senate for giving us the opportunity of attending this meeting.

FLOYD JONES, *Chairman.*

A. E. AUGUSTINE.

AI MILLER.

ASSIGNMENT OF SEAT IN PRESS GALLERY

The Secretary of the Senate assigned seat 57 previously assigned to John Zug of the Iowa Daily Press Association to John Henderson, newly assigned representative of the Iowa Daily Press Association.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 142	Cities and Towns
S. F. 146	Manufacturing, Commerce and Trade
S. F. 147	Social Security
S. F. 148	Compensation of Public Officers and Employees

S. F. 149 Governmental Affairs
S. J. R. 3 Appropriations
H. F. 37 Cities and Towns
H. F. 48 Social Security
H. F. 51 Cities and Towns

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on Judiciary II to which was referred Senate File 58, a bill for an act to amend section two hundred thirty point twenty-six (230.26), Code 1946, relating to record to be kept by county auditor of the names of insane persons committed to a state hospital begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on Judiciary II to which was referred Senate File 64, a bill for an act to amend section six hundred two point thirteen (602.13), Code 1946, relating to the records in Municipal Courts, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

MR. PRESIDENT: Amend Senate File 92 by changing the comma (,) after the word "acquired" in line nineteen (19), section two (2), to a period (.), and by striking the remainder of line nineteen (19) and all of line twenty (20) therefrom.

GEORGE FAUL.

Amend Senate File 102 by adding the following:

"No operator's license shall be issued unless the applicant for an operator's license shall first present a certificate from the County Treasurer's office showing that no delinquent personal taxes are then owing by the applicant."

J. R. BARKLEY.

Amend section seven (7) of Senate File 132 by striking out the period in line six (6), inserting a comma, and adding the following: "provided this act shall not apply to any life insurance company or any business that it is authorized to transact under the statutes of the State of Iowa."

GEORGE FAUL.

On motion of Senator Elthon, the Senate adjourned until 1:00 p.m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 3, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. O. E. Schaal, pastor of the Morgan Methodist church, Dows, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Linn county relating to school legislation.

By Senator Faul, from residents of Polk county, members of the Westminster United Presbyterian church, favoring local option; also from members of the city council of the city of Des Moines, favoring an increase in salaries for county officers.

By Senator Findlay, from residents of Calhoun county favoring an increase in salaries for teachers.

By Senator Henningsen, from residents of Clinton county relating to school legislation.

By Senator Linnevold, from residents of Howard county relating to compensation of state examiners.

By Senator Lord, from residents of Muscatine county relating to school legislation.

By Senator Lynes, from residents of Bremer county favoring road legislation.

By Senator Reilly, from residents of Dubuque county relating to school legislation.

By Senator Schluter, from residents of Jackson county relating to school aid legislation.

INTRODUCTION OF BILLS

Senate File 176, by Senator Reilly, a bill for an act to amend chapter four hundred nineteen (419), Code 1946, to permit cities

over twenty-five thousand population operating under the manager plan to increase the levy for park purposes.

Read first and second times, and passed on file.

Senate File 177, by Senators Foster and Sharp (Anderson), a bill for an act to amend section three hundred sixty-eight point one (368.1), section three hundred sixty-eight point nine (368.9), and section three hundred seventy point thirteen (370.13), Code 1946, relating to general powers of cities and towns, and to leasing of public parks, and authorizing cities and towns, under thirty thousand population, to lease parks or portions thereof to organizations to conduct celebrations, and for the playing of baseball and other athletic games.

Read first and second times, and passed on file.

Senate File 178, by committee on insurance, a bill for an act relating to the regulation of rates for fire, marine and inland marine insurance, and to rating organizations.

Read first and second times, and placed on the calendar.

Senate File 179, by committee on insurance, a bill for an act relating to the regulation of rates for certain casualty insurance including fidelity, surety and guaranty bonds and for all other forms of motor vehicle insurance, and to rating organizations.

Read first and second times, and placed on the calendar.

Senate File 180, by committee on insurance, a bill for an act to amend chapter five hundred five (505), Code 1946, authorizing the commissioner of insurance to require foreign insurers doing business in the state of Iowa to make additional deposits and pay additional license fees, taxes, fines and penalties, and to refuse certificates of authority, in the event Iowa insurers, their agents or securities, are required by the domiciliary state or country of any foreign insurer to pay or bear higher license fees, taxes, fines and penalties or meet requirements more stringent than provided by the laws of the state of Iowa, and to repeal section four hundred thirty-two point two (432.2), Code 1946, all relating to the business of insurance and the tax on insurance premiums.

Read first and second times, and placed on the calendar.

Senate File 181, by Senators Bekman, Dewel, Faul and Long,

a bill for an act to amend sections three hundred thirty-one point twenty-two (331.22), three hundred forty point one (340.1), three hundred forty point three (340.3), three hundred forty point five (340.5), three hundred forty point seven (340.7) to three hundred forty point eleven (340.11), inclusive, three hundred forty point eighteen (340.18) and four hundred forty-four point nine (444.9), Code 1946; to repeal sections three hundred forty point two (340.2) three hundred forty point four (340.4), three hundred forty point six (340.6) and three hundred forty point twelve (340.12), Code 1946, and to enact substitutes therefor— all relating to the compensation of county officers, their deputies, assistants and clerks and the millage levy to pay such compensation.

Read first and second times, and passed on file.

Senate File 182, by Senator Clem, a bill for an act to amend section five hundred thirty-four point twenty-one (534.21), Code 1946, relating to shares of building and loan associations.

Read first and second times, and passed on file.

Senate File 183, by Senators Bekman and Augustine, a bill for an act relating to the abandonment of cemetery lots.

Read first and second times, and passed on file.

Senate File 184, by Senators Clem, Schluter, Martin and Reilly, a bill for an act to amend section seven hundred fifty-five point four (755.4), Code 1946, relating to arrest.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 13, a bill for an act relating to reinstatement of truck operator permit.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 14, a bill for an act relating to truck operator permit. ●

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 16, a bill for an act relating to motor carrier application for certificate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 18, a bill for an act relating to application for truck operator permit.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 169, a bill for an act providing an emergency appropriation to the state board of education.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 13, a bill for an act to amend section three hundred twenty-seven point sixteen (327.16), Code 1946, relating to reinstatement of truck operator permit.

Read first and second times, and passed on file.

House File 14, a bill for an act to amend section three hundred twenty-seven point eight (327.8), Code 1946, relating to truck operator permit.

Read first and second times, and passed on file.

House File 16, a bill for an act to amend section three hundred twenty-five point twelve (325.12), Code 1946, relating to motor carrier application for certificate.

Read first and second times, and passed on file.

House File 18, a bill for an act to amend section three hundred twenty-seven point seven (327.7), Code 1946, relating to the application for a truck operator permit.

Read first and second times, and passed on file.

House File 169, a bill for an act to make an emergency appropriation to the state board of education for salaries, support, and maintenance of the University Hospital, Iowa City, Iowa, the Bacteriological Laboratory, Iowa City, Iowa, the Iowa State Teachers College, Cedar Falls, Iowa, and the Iowa School for the Blind at Vinton, Iowa.

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

THIRD READING OF BILLS

Senator Faul asked and received unanimous consent that action on Senate Files 92 and 93 be deferred and that the bills retain their place on the calendar.

On motion of Senator Faul Senate File 31, a bill for an act to amend sections four hundred eleven point nine (411.9) and four hundred eleven point ten (411.10), Code 1946, relating to retirement of members of the fire department who served in any branch of the armed forces of the United States or its allies during World War II, and the fund contributed by municipalities for the retirement of such members, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul offered the following amendments and moved their adoption:

1. Amend Senate File 31 by striking all of section one (1) thereof and inserting in lieu thereof the following:

"Chapter four hundred eleven (411), Code 1946, is hereby amended by adding thereto the following:

'All resolutions and acts of cities and towns made prior to January 1, 1947, restoring to active duty in the police and/or fire departments such members as are provided for in section four hundred eleven point nine (411.9), Code 1946, are hereby legalized and validated, whether such resolutions and acts have been made with or without the approval of the medical board provided in section four hundred eleven point nine (411.9), Code 1946, and all the said members shall have full membership in benefit rights as provided in chapter four hundred eleven (411), Code 1946.'

2. Further amend Senate File 31 by striking from lines one (1) and two (2) of the title the words and figures "sections four hundred eleven point nine (411.9) and" and inserting in lieu thereof the words and figures "chapter four hundred eleven (411), Code 1946 and section".

The amendments were adopted.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine
Barkley
Bateson
Bekman
Benson

Berg
Byers
Clem
Colburn
Dewel

Doud
Dykhouse
Elthon
Faul
Findlay

Fishbaugh
Foster
Hart
Hawkins
Henningsen

Hultman	Linnevold	Mercer	Ritchie
Jacobson	Long	Miller, Ai	Rockhill
Jones	Lord	Miller, J. F.	Schluter
Kirketeg	Lucas	Musmaker	Sharp
Klein	Lynes	Myrland	Skourup
Knudson	Martin	Newsome	Vittetoe
Leo	Maytag	Reilly	Watson

Nays: none.

Absent or not voting, 2:

Keir Zastrow

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

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

On motion of Senator Bekman Senate File 13, a bill for an act to amend section three hundred twenty-six point five (326.5), Code 1946, relating to refund of compensation tax paid by certified motor carriers, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be rereferred to the committee on ways and means.

Senator Faul moved as a substitute that Senate File 13 be laid on the table, which motion prevailed, and the substitution was made.

On motion of Senator Faul, Senate File 13 was laid on the table.

On motion of Senator Schluter Senate File 33, a bill for an act to amend section four hundred twenty-two point thirteen (422.13), Code 1946, relating to individual income tax returns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schluter asked and received unanimous consent that further action on Senate File 33 be deferred and that the bill retain its place on the calendar.

On motion of Senator Lucas Senate File 131, a bill for an act to amend section two hundred thirty-eight and seventeen one-hundredths (238.17), Code 1946, and to provide for the preservation of records of a child placing agency when said child placing agency ceases to exist, was taken up and considered.

Senator Lucas moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting: none.

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

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

On motion of Senator Faul Senate File 135, a bill for an act relating to the execution of renewals of articles of corporations for pecuniary profit, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 135 by striking from lines five (5) and six (6) of section one (1) the sentence beginning with the word "Section" and ending with the word "repealed".

2. Further amend Senate File 135 by inserting after section one (1) as section two (2) the following:

"Section four hundred ninety-one point thirty-six (491.36), Code 1946, is hereby repealed."

3. Further amend Senate File 135 by striking section two (2), of the original bill, the publication clause.

The amendment was adopted.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting: none.

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

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

On motion of Senator Berg Senate File 2, a bill for an act to amend section thirty-five point seven (35.7) and to repeal sections thirty-five point eight (35.8) and thirty-five point nine (35.9), and enacting substitutes therefor, and to amend section thirty-five point ten (35.10), Code 1946, relating to soldiers' orphans' educational aid fund, and providing for the expenditures from said fund by the State Bonus Board and the amount of such aid, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question: "Shall the bill pass?" the vote was:

Ayes, 50:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting: none.

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

Senator Skourup moved that the 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 10

By HENNINGSEN

Whereas, present facilities for caring for all veterans are inadequate; and

Whereas, many patients requiring immediate medical attendance are neglected due to lack of facilities, resulting in undue hardship, suffering and death, and

Whereas, there are at present existing facilities that can be utilized without further expenditure of public money and use of critical materials, and

Whereas, Schick General Hospital, a twelve million (\$12,000,000) Army Hospital located at Clinton, Iowa, is now available for such contemplated uses, now therefore,

Be It Resolved by the Senate, the House Concurring: That the Veterans' Administration is respectfully requested to utilize Schick General Hospital at Clinton, Iowa, with its suitable facilities and very desirable location for the permanent care of veterans.

Be it Further Resolved that copies of this Resolution be transmitted to the President of the United States, to the President of the United States Senate, and to the Speaker of the House of Representatives of Congress and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress and General Omar Bradley of the Veterans' Administration.

ADDITIONAL COPIES

Senator Faul asked and received unanimous consent to have 500 additional copies of Senate File 181 printed.

BILL WITHDRAWN FROM CONSIDERATION

Senator Henningsen asked and received unanimous consent to withdraw Senate File 114 from further consideration of the Senate.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 82, a proposed bill authorizing and providing for the issuance, sale and delivery of county memorial hospital bonds by Adair county.

W. J. SCARBOROUGH, *Secretary*.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 153	Ways and Means.
S. F. 159	Railroads.
S. F. 160	Schools and Educational Institutions.
S. F. 161	Schools and Educational Institutions.
S. F. 162	Judiciary II.
S. F. 163	Ways and Means.
S. F. 164	Judiciary II.
S. F. 165	Compensation of Public Officers and Employees.
S. F. 166	Board of Control.
S. F. 167	Board of Control.
S. F. 168	Compensation of Public Officers and Employees.
S. F. 169	Compensation of Public Officers and Employees.
S. F. 170	Board of Control.
S. F. 171	Board of Control.
S. F. 172	Board of Control.
S. F. 174	Social Security.
S. F. 175	Ways and Means.
S.J.R. 4	Appropriations.
H. F. 41	Schools and Educational Institutions.

REPORTS OF COMMITTEES

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 46, a bill for an act to create the office of the county assessor, and providing for the selection of same, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institu-

tions to which was referred Senate File 118, a bill for an act relating to the reorganization of school districts, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 3 by adding thereto the following section:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Cedar Falls Record, a newspaper published in Cedar Falls, Iowa, and in the Marshalltown Times Republican, a newspaper published in Marshalltown, Iowa."

R. A. ROCKHILL.

Amend Senate File 70 by inserting at the end of section five (5) the following:

"4. Strike from line seven (7) the words, "business manager" and insert in lieu thereof the words, "finance committee".

IRVING D. LONG.

Amend Senate File 70 by striking all of Section three (3) and insert in lieu thereof the following: "Repeal all of Section 220.4, Code 1946."

J. T. DYKHOUSE.

Amend Senate File 75 by striking section one (1) as amended, and section two (2), and by inserting in lieu thereof the following:

"Section 1. No suit or action for the recovery of "portal-to-portal pay" shall be maintained in any of the courts of this state including district, municipal, superior and justice of the peace courts.

"Sec. 2. The term "portal-to-portal pay" as used herein shall be construed to mean pay for the time during which an employee is required to be on the employer's premises or at a prescribed working place and is not engaged in productive work, excluding the part of such time which under the terms of a contract applicable to the employment or according to established custom in the industry or part thereof involved is treated as compensable working time."

Further amend Senate File 75 by inserting the following as section three (3);

"Sec. 3. The provisions of sections one (1) and two (2) shall apply to any suit or action now pending or hereafter instituted."

Further amend Senate File 75 by renumbering the succeeding sections.

Further amend Senate File 75 by striking the title and submitting in lieu thereof the following:

"An Act relating to the jurisdiction of the courts of this state to entertain actions for "portal-to-portal pay" and defining "portal-to-portal pay"."

GEORGE FAUL.

1. Amend Senate File 92 by striking Section seven (7).
2. Amend Senate File 92 by adding thereto the following: "Section 7. This act shall not apply to trusts created and in existence before the effective date of this act."

IRVING D. LONG.

Amend Senate File 121 by adding the following section:

"Sec. 2. Section sixty-four point eight (64.8), Code 1946, is hereby amended by striking the period (.) at the end of line eight (8) and inserting in lieu thereof a comma (,) together with the following:

"the reasonable cost of such bond shall be paid by the county where the bond is filed."

Further amend the title of said bill by inserting after the word "amend" in line one (1) of the title the following: "Section sixty-four point eight (64.8) and".

J. A. NEWSOME.

1. Amend section one (1) of Senate File 127 by inserting after the word "those" in line nine (9) thereof the words "otherwise and".

2. Further amend Senate File 127 by adding thereto at the end thereof the following:

12. "In all divorce and separate maintenance cases in which a decree or supplemental decree provides for the payment of alimony or support money in installments through the office of the clerk of the district court, an 'installment payment fee' of \$5.00, same to be taxed at the time of the filing of the decree or supplemental decree, and only once in each case."

EDWIN C. SCHLUTER.

FRANK D. MARTIN.

Amend Senate File 144 as follows:

By striking all of section one (1) after the word "men" in line six (6) thereof and substituting in lieu thereof the following: "and women from the military or naval forces of the United States in any war in which the United States was or is now engaged, including the Philippine insurrection and China relief expedition, who are citizens and residents of this state,"

EARL C. FISHBAUGH, JR.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 4, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. LeRoy Nattress, pastor of the American Reformed church, Orange City, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from members of the bar association of Wapello county relating to an increase in salaries for supreme court judges.

By Senator Doud, from members of the bar association of Wapello county relating to an increase in the salaries for supreme court judges.

By Senator Reilly, from residents of Dubuque county favoring school legislation.

INTRODUCTION OF BILLS

Senate File 185, by committee on schools and educational institutions, a bill for an act to amend section two hundred seventy-eight point one (278.1), Code 1946, relating to powers of voters of a school district to establish a schoolhouse fund for future construction and the voting of a tax for a term of years therefor.

Read first and second times and placed on the calendar.

Senate File 186, by Senator Sharp (Smith of Clayton), a bill for an act to amend section two hundred seventy-nine point thirty-four (279.34) Code 1946, an act relating to powers and duties of school directors.

Read first and second times, and passed on file.

Senate File 187, by Senator Jones, a bill for an act to repeal section two hundred ninety-nine point six (299.6), Code 1946, relating to the enforcement of school attendance and to enact a substitute therefore.

Read first and second times, and passed on file.

Senate File 188, by Senators Dykhousé and Keir, a bill for an act to amend chapter one hundred nine point eighty-seven (109.87), Code 1946, relating to open seasons on fur-bearing animals, and providing for an open season on beaver.

Read first and second times, and passed on file.

Senate File 189, by Senator Bekman, a bill for an act to provide for the organization and regulation of school board associations.

Read first and second times, and passed on file.

Senate File 190, by Senator Bekman, a bill for an act to amend section two hundred ninety-six point one (296.1) and two hundred ninety-seven point three (297.3), Code 1946, to permit school corporations to become indebted for the purpose of building and furnishing athletic fields and stadiums and procure sites therefor.

Read first and second times, and passed on file.

Senate File 191, by Senator Faul (Sloan and Burkman), a bill for an act to amend sections four hundred ten point six (410.6), and four hundred ten point five (410.5), Code 1946, relating to pension funds and annual assessments therefor, and providing that the same shall be applicable to certain deputy bailiffs of municipal courts in cities having a population of one hundred twenty-five thousand or more.

Read first and second times, and passed on file.

Senate File 192, by committee on insurance, a bill for an act to repeal chapter five hundred nine (509), Code 1946, and substituting in lieu thereof the following relating to group insurance.

Read first and second times, and placed on the calendar.

Senate File 193, by Senator Lucas, a bill for an act to create a state hospital-school for severely handicapped persons and to provide funds for its establishment and maintenance; to amend sections two hundred sixty-two point seven (262.7), two hundred ninety-nine point seventeen (299.17), two hundred ninety-nine point eighteen (299.18), and two hundred seventy point four (270.4), two hundred seventy point five (270.5), two hundred seventy point six (270.6), two hundred seventy point seven (270.7), two hundred seventy point eight (270.8), Code 1946, all relating to education in institutions governed by the state board of education.

Read first and second times, and passed on file.

Senate File 194, by Senator Barkley, a bill for an act to amend section four hundred twenty-five point one (425.1), Code 1946, relating to homestead tax credit.

Read first and second times, and passed on file.

Senate File 195, by committee on social security, a bill for an act to amend the law as it appears in chapter ninety-six (96), Code, 1946, relating to the Iowa Employment Security Act; and section ninety-six point seven (96.7) of said chapter, relating to the payment of contributions by employers, the manner of keeping accounts with employers and charging to such accounts benefits paid to eligible individuals, and the determination of the employer's rate of contribution; also section ninety-six point eight (96.8), relating to the termination of coverage of said employers; also section ninety-six point nineteen (96.19), relating to the definition of the terms "annual payroll", "benefit year" and "taxable wages", and providing for the coverage under the Iowa Employment Security Act of any employer who is an employer under the Federal Act; and for the repeal of all acts, or parts of acts, inconsistent with the provisions of this act.

Read first and second times, and placed on the calendar.

Senate File 196, by committee on social security, a bill for an act to repeal section eighty-five point sixty-two (85.62) Code, 1946, and to enact a substitute therefor, relating to the payment of workmen's compensation to peace officers.

Read first and second times, and placed on the calendar.

Senate File 197, by committee on social security, a bill for an act to repeal sections eighty-five point forty-nine (85.49) and eighty-five point fifty (85.50), Code, 1946, and to enact substitutes therefor relating to payment of workmen's compensation to injured minor employees, minor dependents or one mentally incompetent to a trustee, also providing for a trustee's annual report and compensation for services as such trustee.

Read first and second times, and placed on the calendar.

Senate File 198, by Senator Dykhouse, a bill for an act to amend section twenty-four point three (24.3), Code 1946, relating to the fixing of the fiscal year for school districts.

Read first and second times, and passed on file.

Senate File 199, by Senator Leo, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by the Consolidated Independent School District of Vinton, in the county of Benton, State of Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times, and passed on file.

Senate File 200, by Senators Berg, Faul, Lord, Henningsen, Lynes, Mercer, Knudson, Long, Skourup, Dykhouse, Dewel and Lucas, a bill for an act fixing a limit of bonded indebtedness of political or municipal corporations at five per cent of the actual value of the taxable property within such corporations and amending sections seventy-six point three (76.3), two hundred ninety-six point one (296.1), three hundred ninety-six point twenty-two (396.22), four hundred seven point one (407.1), four hundred seven point two (407.2), four hundred sixteen point one hundred thirty-two (416.132), four hundred nineteen point seventy-three (419.73), Code 1946.

Read first and second times, and passed on file.

Senate File 201, by Senators Bekman, Kirketeg and Knudson, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 23, a bill for an act relating to recording birth of stillborn children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 19, a bill for an act relating to the military code of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 40, a bill for an act relating to legalizing action of the board of supervisors of Des Moines County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 105, a bill for an act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 136, a bill for an act relating to suspended county real estate taxes paid from old age assistance revolving fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked: -

House File 175, a bill for an act relating to publication of matters of general public importance.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 19, a bill for an act to amend the military code of Iowa (Code 1946).

Read first and second times, and passed on file.

House File 40, a bill for an act to legalize action of the board of supervisors of Des Moines county, in making expenditures for erection of improvements at county home out of the poor fund.

Read first and second times, and passed on file.

House File 105, a bill for an act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto.

Read first and second times, and passed on file.

House File 136, a bill for an act to amend section two hundred forty-nine point twenty (249.20), Code 1946, relating to suspended county real estate taxes paid from the old age assistance revolving fund.

Read first and second times, and passed on file.

House File 175, a bill for an act to amend chapter six hundred eighteen (618), Code 1946, relating to the publication of matters of general public importance by municipalities, including special charter cities, or other political subdivisions.

Read first and second times, and passed on file.

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

SENATE CONCURRENT RESOLUTION 10

Whereas, present facilities for caring for all veterans are inadequate; and

Whereas, many patients requiring immediate medical attendance are neglected due to lack of facilities, resulting in undue hardship, suffering and death, and

Whereas, there are at present existing facilities that can be utilized without further expenditure of public money and use of critical materials, and

Whereas, Schick General Hospital, a twelve million (\$12,000,000) Army Hospital located at Clinton, Iowa, is now available for such contemplated uses, now therefore,

Be It Resolved by the Senate, the House Concurring: That the Veterans' Administration is respectfully requested to utilize Schick General Hospital at Clinton, Iowa, with its suitable facilities and very desirable location for the permanent care of veterans.

Be It Further Resolved, That copies of this Resolution be transmitted to the President of the United States, to the President of the United States Senate, and to the Speaker of the House of Representatives of Congress and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress and General Omar Bradley of the Veterans' Administration.

The motion prevailed and the resolution was adopted.

SPECIAL ORDER

Senator Long asked and received unanimous consent that Senate File 46 be made a special order of business for Tuesday, February 11th at 10:30 a. m.

Senator Jones asked and received unanimous consent to take up the report of the committee on interstate co-operation filed by him and found on pages 176 and 177 of the Senate journal, and moved its adoption.

The motion prevailed and the report was adopted.

Senator Findlay asked and received unanimous consent that Senate File 161, assigned to the committee on schools and educational institutions, be referred to the committee on cities and towns.

UNFINISHED BUSINESS

On motion of Senator Bekman Senate File 92, a bill for an act relating to trusts and the management, control and investment of trust property by trustees, was taken up for further consideration.

Senator Fishbaugh called up the following amendment and moved its adoption:

Amend Senate File 92 by striking all of section four (4) and by renumbering the remaining sections.

The amendment was lost.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 92 by changing the comma (,) after the word "acquired" in line nineteen (19), section two (2), to a period (.), and by striking the remainder of line nineteen (19) and all of line twenty (20) therefrom.

The amendment was adopted.

Senator Long offered the following amendment and moved the adoption of amendment 1.

1. Amend Senate File 92 by striking Section seven (7).

2. Amend Senate File 92 by adding thereto the following: "Section 7. This act shall not apply to trusts created and in existence before the effective date of this act."

The amendment was adopted.

On motion of Senator Long amendment 2 was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 92 by striking from section two (2), lines two (2) and three (3), the words "heretofore or".

The amendment was adopted.

President pro tempore Leo took the chair at 10:35 a. m.

Senator Elthon moved the previous question on the bill, which motion prevailed.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 21:

Bekman	Faul	Lord	Newsome
Berg	Hart	Lucas	Sharp
Byers	Hultman	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Long	Musmaker	Watson
Elthon			Zastrow

Nays, 25:

Augustine	Findlay	Klein	Miller, J. F.
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Ritchie
Benson	Hawkins	Lynes	Rockhill
Clem	Henningsen	Martin	Schluter
Colburn	Jones	Miller, Ai	
Doud			

Absent or not voting, 4:

Jacobson	Kirketeg	Knudson	Reilly
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Fishbaugh 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.

Senator Schluter called up Senate File 33, a bill for an act to amend section four hundred twenty-two point thirteen (422.13), Code 1946, relating to individual income tax returns, for further consideration.

Senator Schluter moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 8:

Colburn	Keir	Leo	Schluter
Dykhouse	Knudson	Musmaker	Zastrow

Nays, 25:

Augustine	Findlay	Lord	Newsome
Barkley	Hart	Lucas	Ritchie
Bateson	Hawkins	Maytag	Sharp
Benson	Hultman	Miller, Ai	Skourup
Berg	Jacobson	Miller, J. F.	Vittetoe
Elthon	Linnevold	Myrland	Watson
Faul			

Absent or not voting, 17:

Bekman	Fishbaugh	Kirketeg	Martin
Byers	Foster	Klein	Mercer
Clem	Henningsen	Long	Reilly
Dewel	Jones	Lynes	Rockhill
Doud			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Faul 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.

THIRD READING OF BILLS

On motion of Senator Faul Senate File 93, a bill for an act relating to the registration or transfer of securities to or by fiduciaries or their nominees, was taken up, and considered.

Senator Zastrow moved that the bill be read a third 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:

Bateson	Findlay	Long	Myrland
Bekman	Hart	Lord	Newsome
Benson	Henningsen	Lucas	Reilly
Berg	Jacobson	Lynes	Ritchie
Byers	Jones	Martin	Rockhill
Clem	Keir	Maytag	Schluter
Colburn	Klein	Mercer	Sharp
Dewel	Knudson	Miller, Ai	Skourup
Dykhouse	Leo	Miller, J. F.	Vittetoe
Elthon	Linnevoold	Musmaker	Zastrow
Faul			

Nays, 4:

Barkley	Fishbaugh	Hawkins	Watson
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Absent or not voting, 5:

Augustine	Foster	Hultman	Kirketeg
Doud			

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

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

On motion of Senator Berg Senate File 3, a bill for an act to provide for minors to utilize the rights and provisions of the Federal Servicemen's Readjustment Act of 1944, as amended, by removing the disability of said minor under the provisions of chapter five hundred ninety-nine (599), Code 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 3 by adding thereto the following section:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Cedar Falls Record, a newspaper published in Cedar Falls, Iowa, and in the Marshalltown Times Republican, a newspaper published in Marshalltown, Iowa."

The amendment was adopted.

On motion of Senator Elthon, the Senate recessed until 1:10 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Leo presiding.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 3.

Senator Elthon moved the previous question on the bill, which motion prevailed.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Dykhouse	Keir	Mercer
Barkley	Elthon	Kirketeg	Miller, A.
Bateson	Faul	Klein	Myrland
Bekman	Findlay	Knudson	Reilly
Benson	Fishbaugh	Leo	Rockhill
Berg	Foster	Linnevold	Schluter
Byers	Hart	Lord	Sharp
Clem	Henningsen	Lucas	Skourup
Colburn	Hultman	Lynes	Vittetoe
Dewel	Jacobson	Martin	Watson
Doud	Jones	Maytag	

Nays, 5:

Long	Newsome	Ritchie	Zastrow
Miller, J. F.			

Absent or not voting, 2:

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

On motion of Senator Bekman Senate File 69, a bill for act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman asked and received unanimous consent that House File 105 be substituted for Senate File 69.

On motion of Senator Bekman House File 105, a bill for an act concerning the transfer of shares of stock in corporations, making uniform the law relating thereto, was taken up, and considered.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Myrland
Bateson	Findlay	Leo	Newsome
Bekman	Fishbaugh	LinnevoId	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 2:

Foster Musmaker

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

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

On motion of Senator Dewel Senate File 97, a bill for an act to amend sections three hundred ninety-six and twenty-two hundredths (396.22) and four hundred seven and two tenths (407.2), Code 1946, relating to the limit of indebtedness of cities and

towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 97 by inserting in the blank in line three (3), Section four (4), the words "West Bend Journal" and in the first blank in line four (4) the words "West Bend" and in the second blank in line four (4) the words "Emmetsburg Reporter" and in the blank in line five (5) the word "Emmetsburg".

The amendment was adopted.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Klein	Miller, J. F.
Barkley	Findlay	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon			

Nays: none.

Absent or not voting, 1:

Musmaker

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

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

On motion of Senator Berg Senate File 144, a bill for an act to amend section three hundred sixty-five point ten (365.10), Code 1946, relating to veterans' preference in public employment under Civil Service, was taken up, and considered.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 144 by striking all of section one (1) after the

word "men" in line six (6) thereof and substituting in lieu thereof the following: "and women from the military or naval forces of the United States in any war in which the United States was or is now engaged, including the Philippine insurrection and China relief expedition, who are citizens and residents of this state,"

The amendment was adopted.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Klein	Miller, J. F.
Barkley	Findlay	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhous	Kirketeg	Miller, Ai	Zastrow
Elthon			

Nays: none.

Absent or not voting, 1:

Musmaker

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

Senator Faul moved that the 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 11

By REILLY.

Whereas, Both Houses of the Legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the Passion and Death of the Lord to whom they dedicate their daily efforts:

Whereas, Many members will absent themselves from the legislative halls during that time to attend services in their respective churches; therefore,

Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, April 4, during the hours of twelve to three o'clock, out of reverence to the Passion and Death of Our Lord.

INDEFINITE POSTPONEMENT SENATE JOINT RESOLUTION 1

Senate Joint Resolution 1, having been referred to judiciary 1 committee and reported out for indefinite postponement on January 30, and said resolution having remained on the calendar of the Senate for three legislative days, the committee recommendation is adopted as provided by Rule 37 of the rules of the Senate of the Fifty-second General Assembly.

ADDITIONAL COPIES

Senator Faul asked and received unanimous consent to have 500 additional copies of Senate File 192 printed.

Senator Bekman asked and received unanimous consent to have 100 additional copies of Senate File 201 printed.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 176	Cities and Towns.
S. F. 177	Cities and Towns.
S. F. 181	Compensation of Public Officers and Employees
S. F. 182	Banks, Building and Loan.
S. F. 183	Judiciary I.
S. F. 184	Judiciary II.
H. F. 13	Motor Vehicles.
H. F. 14	Motor Vehicles.
H. F. 16	Motor Vehicles.
H. F. 18	Motor Vehicles.

REPORTS OF COMMITTEES

Senator Doud submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred Senate File 10, a bill for an act to provide for the termination of any pension and annuity retirement system created pursuant to the provisions of Chapter 387 of the Laws of the Thirty-seventh General Assembly, as amended, by any independent school district which includes within its boundaries all, or a substantial part, of any city acting under special charter, to provide for the disposition of its funds and for the levy of a tax to permit the continuation of retirement benefits to sur-

viving beneficiaries, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Senator Elthon submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles to which was referred Senate File 57, a bill for an act to provide for the license fees of motor trucks, truck tractors or road tractors and semi-trailers, operated exclusively within the limits of cities and towns, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

LEO ELTHON, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 46 as follows:

1. Amend section two (2) by striking from line three (3) the words "an examination" and by substituting the word "examinations".

2. Amend section three (3) by adding after the word "thereof." in line fifteen (15) the following: "All meetings of the board shall be public and it shall keep minutes of its proceedings."

3. Further amend section three (3) by striking from line fifty-six (56) the word and figure "four (4)" and by substituting the word and figure "six (6)".

4. Amend section five (5) by striking the same and substituting the following:

"In case of any vacancy in the office of the county assessor, the appointive board shall be reconvened for the purpose of selecting his successor, and the chief deputy or in the absence of a chief deputy any deputy designated by the appointive board, shall act as temporary county assessor until such time as a permanent assessor is appointed. If any vacancy occurs among the full time deputies and the qualified list has been exhausted or is no longer in effect, the assessor shall call for an examination for deputy assessors."

5. Amend section ten (10) by striking from line three (3) the words "board of supervisors." and substituting the words "appointive board."

6. Further amend section ten (10) by striking from line eight (8) the words "board of supervisors," and substituting the words "appointive board,".

7. Amend section twelve (12) by changing the period (.) to a comma (,) at the end of line twenty-three (23) and by adding the following: "insofar as the same may be required by law."

8. Further amend section twelve (12) by striking lines twenty-four (24) to thirty-five (35) both inclusive and by substituting the following:

"5. Have power to apply to the district court of the county for an order requiring the production of books and records of any person, firm, association or corporation within the county, whenever he has reason to believe that such person, firm, association or corporation has not listed

his or its property as provided by law. The proceeding for the examination of the books and records of any such taxpayer, to determine the existence of taxable property, shall be instituted and conducted in the manner provided for the discovery of property under the provisions of Chapter 630, Code, 1946. The court shall make an appropriate finding as to the existence of taxable property not listed. All taxable property discovered thereby shall thereupon be assessed by the assessor in the manner provided by law."

9. Further amend section twelve (12) by striking the word "he" in line forty-seven (47) and substituting the words "the court".

10. Further amend section twelve (12) by striking the word "he" in line forty-nine (49) and substituting the words "the court".

11. Further amend section twelve (12) by striking all of lines fifty-seven (57) to sixty-nine (69) both inclusive.

GEORGE FAUL.

Amend Senate File 48 by striking from line four (4), section two (2) the following: "or to policy loans made by insurance companies", and inserting in lieu thereof the words "or to insurance companies subject to tax on gross premiums under chapter four hundred thirty-two (432), Code 1946.

FRANK C. BYERS.

Amend Senate File 71 by striking all after the enacting clause and substituting therefor:

Section 1. Amend section four hundred twenty-eight point ten (428.10), Code 1946, by striking from line two (2) the word "grain"; by striking from line seven (7) the word "grain" and substituting therefor the words "ice and coal"; amend lines eight (8) and nine (9) by striking therefrom the words "granaries or cribs"; by striking from line eight (8) the comma (,) following the word "warehouses" and substituting therefor the word "or"; by striking from line eight (8) the comma (,) following the word "icehouses".

Sec. 2. Chapter four hundred twenty eight (428), Code 1946, is hereby amended by inserting as a new section thereof the following:

1. Definitions. "Person" as used herein means individuals, corporations, firms and associations of whatever form. "Handling or handled" as used herein means the receiving of grain at or in each elevator, warehouse, mill, processing plant or other facility in this state in which it is received for storage, accumulation, sale, processing or for any purpose whatsoever. "Grain" as used herein means wheat, corn, barley, oats, rye, flaxseed, field peas, soybeans, grain sorghums, spelts, and such other products as are usually stored in grain elevators. Such term excludes such seeds after being processed, and the products of such processing when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grading or polishing.

2. Tax Imposed. An annual excise tax is hereby levied on such handling of grain in the amount hereinafter provided. All grain so handled shall be exempt from all taxation as property under the laws of this state. The amount of such excise tax shall be a sum equal to

one-fourth ($\frac{1}{4}$) mill per bushel upon all grain as herein defined so handled.

3. Statement Filing Form. Every person engaged in handling grain shall, on the first day of January of each year and not later than sixty (60) days thereafter, make and file with the assessor a statement of the number of bushels of grain handled by him in that district during the year immediately preceding, or the part thereof, during which he was engaged in handling grain; and on demand the assessor shall have the right to inspect all such person's records thereof. A form for making such statement shall be included in the blanks prescribed by the State Tax Commission. If such statement is not furnished as herein required, section four hundred forty-one point seven (441.7), Code 1946, shall be applicable.

4. Assessment. The assessor of each such district, from the statement required or from such other information as he may acquire, shall ascertain the number of bushels of grain handled by each person handling grain in his district during the preceding year, or part thereof, and shall assess the amount herein provided to such person under the provisions of this Act.

5. Computation of Tax. The rate imposed by section three (3) of this Act shall be applied to the number of bushels of grain so handled, and the computed amount thereof shall constitute the tax to be assessed.

6. Payment of Tax. Such specific tax, when determined as aforesaid, shall be entered in the same manner as general personal property taxes on the tax list of the taxing district, and the proceeds of the collection of such tax shall be distributed to the same taxing units and in the same proportion as the general personal property tax on the tax list of said taxing district. All provisions of the law relating to the assessment and collection of personal property taxes and the powers and duties of the county treasurer, county auditor and all other officers with respect to the assessment, collection and enforcement of personal property taxes shall apply to the assessment, collection and enforcement of the tax imposed by this Act.

Sec. 3. Section four hundred twenty-seven point one (427.1), Code 1946, is hereby amended by adding thereto a new subsection as follows:

"Grain handled, as defined under Chapter four hundred twenty-eight (428)."

Further amend by striking the title and substituting therefor:

An Act amending section four hundred twenty-eight point ten (428.10), Code 1946, by removing grain dealers from the provisions thereof and by enacting a new section imposing an excise tax on the handling of grain and exempting grain subject to such excise from general property taxes.

RICHARD V. LEO.

1. Amend Senate File 79, section 2 by inserting in the blank space in line 4 the words "Des Moines Register" and by inserting in the blank space in line 5 the words "Des Moines".

2. Further amend section 2 by adding thereto the following: "The publication herein provided shall be without cost to the State of Iowa."

R. A. ROCKHILL.

SENATE FILE 150

Amend Senate File 150 by striking lines three (3), four (4) and five (5) of section 2 and inserting in lieu thereof the following: "Cedar Falls Daily Record, a newspaper published at Cedar Falls, Iowa, and the Keokuk County News, a newspaper published at Sigourney, Iowa.

LUKE VITTETOE.

1. Amend House File 39 by striking from line four (4) of section (3) the word "surplus".

2. Further amend House File 39 by inserting after the word "bonds" in line six (6) of section four (4) the word "therefor".

3. Further amend House File 39 by inserting after the word "tax" in line seven (7) of section four (4) the words "upon a benefited district to pay any deficit due under said revenue bonds".

4. Further amend House File 39 by inserting after section four (4) as section five (5) the following:

"All contracts or leases and the procedure thereunder by all cities and towns which have established or installed parking meters or entered into contracts therefor, which procedure has not heretofore been held illegal by the Supreme Court of Iowa, are hereby legalized."

5. Further amend House File 39 by inserting after the new section five (5) as section six (6) the following:

"Section three hundred ninety point five (390.5), Code 1946, is amended by striking from line nine (9) thereof the word 'five' and inserting in lieu thereof the word 'thirty'."

6. Further amend House File 39 by renumbering the succeeding sections:

GEORGE FAUL.

Amend House File 39 by inserting as a new section six (6) the following: "This act shall apply to cities and towns under special charter."

Further amend by renumbering the present section six (6).

HERMAN B. LORD.

1. Amend House File 39, as amended, by striking from line four (4) of section one (1) the words "and special charter cities".

2. Further amend House File 39, as amended, by striking from line one (1) of section two (2) the words "and special charter cities".

3. Further amend House File 39, as amended, by striking from line one (1) of section three (3) the words "and special charter cities".

4. Further amend House File 39, as amended, by striking from line five (5) of section four (4) the words "and special charter cities".

5. Further amend House File 39, as amended, by striking from line six (6) of section four (4) the words "and special charter cities".

6. Further amend House File 39, as amended, by inserting after section five (5) of section six (6) the following: "This act shall apply to cities organized under special charter."

FRANK D. MARTIN.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 5, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. J. R. Moore, pastor of the First Methodist church, Eldora, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county relating to public health legislation.

By Senator Jacobson, from residents of Fayette county relating to school legislation.

By Senator Rockhill, from residents of Marshall county in opposition to Senate File 100.

By Senator Skourup, from residents of Des Moines county relating to an increase in salaries for supreme court judges.

By Senator Watson, from residents of Pottawattamie county relating to school legislation.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Benson for the day on request of Senator Leo.

Senator Elthon asked and received unanimous consent that the communications found in the proof journal of February 4 be stricken from the Senate journal.

INTRODUCTION OF BILLS

Senate File 202, by Senator Bateson, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1946, providing for the payment by counties of premiums for liability and property damage insurance and workmen's compensation insurance out of road funds.

Read first and second times, and passed on file.

Senate File 203, by Senators Rockhill, Leo, Faul, Bateson, Knudson, Elthon, and Lucas, a bill for an act to amend chapter one hundred ninety-nine (199), Code 1946, relating to agricultural seeds.

Read first and second times, and passed on file.

Senate File 204, by Senator Byers, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of park bonds by the city of Cedar Rapids, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said city.

Read first and second times, and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly 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 23.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate File 23.

BILLS SENT TO THE GOVERNOR

Senator Reilly from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 5th day of February, 1947, sent to the governor for his approval, Senate File 23.

ROBERT C. REILLY, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 10, relating to the Veterans' Administration utilizing Schick General Hospital for the permanent care of veterans.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 91, a bill for an act legalizing proceedings of County Memorial Hospital, Adair County, Iowa.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 92, a bill for an act relating to number of fruit trees per acre in fruit reservations.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 110, a bill for an act relating to boards of levee and drainage districts.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 91, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of county memorial hospital bonds by Adair county, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county.

Read first and second times, and passed on file.

House File 92, a bill for an act to amend section one hundred sixty-one point seven (161.7), Code 1946, relating to the number of apple trees or other fruit trees per acre in a fruit reservation.

Read first and second times, and passed on file.

House File 110, a bill for an act to amend section four hundred fifty-five and four tenths (455.4), Code 1946, relating to boards of levee and drainage districts.

Read first and second times, and passed on file.

Senator Byers asked and received unanimous consent that Senate File 75 be rereferred to the committee on judiciary 2.

THIRD READING OF BILLS

On motion of Senator Faul Senate File 140, a bill for an act to amend section five hundred eleven point eight (511.8), Code

1946, relating to investments of life insurance companies and associations, was taken up, and considered.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevoold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Klein	Miller, A.	Watson
Elthon	Kirketeg	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

Senator Faul moved that the 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 Berg asked and received unanimous consent that Senate File 145 be returned to the committee on military affairs.

On motion of Senator Long Senate File 70, a bill for an act to transfer the supervision of the state sanatorium from the board of control to the board of education, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 70 by inserting at the end of section five (5) the following:

"4. Strike from line seven (7) the words, "business manager" and insert in lieu thereof the words, "finance committee".

The amendment was adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend Senate File 70 by striking all of section three (3) and inserting in lieu thereof the following: "Repeal all of section two hundred twenty point four (220.4), Code 1946."

The amendment was adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Vittetoe Senate File 150, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1946, relating to the payment of reasonable funeral expenses from the old age assistance fund so as to increase maximum payments and allowances, was taken up, and considered.

Senator Vittetoe offered the following amendment and moved its adoption:

Amend Senate File 150 by striking lines three (3), four (4) and five (5) of section 2 and inserting in lieu thereof the following: "Cedar Falls

Daily Record, a newspaper published at Cedar Falls, Iowa, and the Keokuk County News, a newspaper published at Sigourney, Iowa."

The amendment was adopted.

Senator Vittetoe offered the following amendment and moved its adoption:

Amend Senate File 150 by striking line six (6) of section two (2).

The amendment was adopted.

Senator Vittetoe moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Berg	Hart	Long	Reilly
Byers	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Mercer	Vittetoe
Elthon	Kirketeg	Miller, A.	Watson
Faul	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Barkley Benson

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

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

President pro tempore Leo took the chair at 11:00 a.m.

On motion of Senator Vittetoe Senate File 151, a bill for an act to amend section one hundred forty-seven point seventy-seven (147.77), Code 1946, relating to licenses for itinerant practitioners licensed by the department of health, was taken up, and considered.

Senator Vittetoe moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Berg	Hart	Long	Reilly
Byers	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Mercer	Vittetoe
Elthon	Kirketeg	Miller, Ai	Watson
Faul	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Barkley Benson

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

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

On motion of Senator Ritchie Senate File 154, a bill for an act to amend section eleven point three (11.3), Code 1946, relating to the audit of accounts of state highway commission, was taken up, and considered.

Senator Ritchie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Barkley	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Berg	Hart	Long	Reilly
Byers	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Mercer	Vittetoe
Elthon	Kirketeg	Miller, Ai	Watson
Faul	Klein	Miller, J. F.	Zastrow

Nays, 1:

Augustine

Absent or not voting, 1:

Benson

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

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

On motion of Senator Bekman House File 1, a bill for an act to amend section four hundred forty-five point thirty-nine (445.39), Code 1946, relating to interest and penalty on delinquent taxes levied on property of persons serving in the armed forces of the United States, legalizing the acceptance of said taxes on the part of county treasurers without the payment of interest and penalty, and providing for a refund of such interest and penalty to such persons where the same were paid on taxes due and payable in the years 1945 and 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Sharp, Senate File 152, a bill for an act to amend section four hundred seventy-nine point ninety-one (479.91), Code 1946, relating to classification of railroads by the executive council, was taken up, and considered.

Senator Sharp moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirkteg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

President Evans took the chair at 11:38 a.m.

On motion of Senator Byers Senate File 58, a bill for an act to amend section two hundred thirty point twenty-six (230.26), Code 1946, relating to record to be kept by county auditor of the names of insane persons committed to a state hospital, with report of committees recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Faul Senate File 64, a bill for an act to amend section six hundred two point thirteen (602.13), Code 1946, relating to records in municipal courts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent that action on Senate File 64 be deferred and that the bill retain its place on the calendar.

On motion of Senator Henningsen Senate File 156, a bill for an act to amend section four hundred twenty-two point sixty-five (422.65), Code 1946, relating to confidential information in the hands of the state tax commission, was taken up and considered.

Senator Henningsen offered the following amendment and moved its adoption:

Amend Senate File 156 by striking lines three (3), four (4), five (5), and six (6), of section two (2) and inserting in lieu thereof the following: "and publication in the Clinton Herald, a newspaper published at Clinton, Iowa, and The Democrat, a newspaper published at Waukon, Iowa."

The amendment was adopted.

Senator Henningsen asked and received unanimous consent that action on Senate File 156 be deferred and that the bill retain its place on the calendar.

Senator Berg asked and received unanimous consent to take up the following resolution and moved that the rules be suspended and that the resolution be adopted:

SENATE CONCURRENT RESOLUTION 12

By BERG

Whereas, Paul H. Griffith, National Commander of the American Legion will be in Des Moines, Iowa, on February 17, 1947,

Therefore, Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Mr. Griffith to address a joint convention of both Houses at eleven o'clock (11:00) a.m. on February 17, 1947.

The motion prevailed and the resolution was adopted.

Senator Berg asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

Senator Byers asked and received unanimous consent that Senate File 57 be rereferred to the committee on motor vehicles.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 205, by Senator Fishbaugh, a bill for an act relating to the expenses of soil conservation district commissioners and providing for an appropriation for that purpose.

Read first and second times, and passed on file.

Senate File 206, by committee on cities and towns, a bill for an act to repeal sections four hundred seventy-eight point twenty-one (478.21), four hundred seventy-eight point twenty-five (478.25), and four hundred seventy-eight point twenty-six (478.26), Code 1946, and to enact a substitute therefor relating to railway crossings with highways, streets and alleys.

Read first and second times, and placed on the calendar.

Senate File 207, by committee on cities and towns, a bill for an act relating to abandoned towns and to amend section three hundred sixty-two point eighteen (362.18), Code 1946.

Read first and second times, and placed on the calendar.

Senate File 208, by committee on ways and means, a bill for an act to provide for the taxation of airplanes under the Iowa laws relating to sales and use tax; and amending sections four hundred twenty-two point forty-six (422.46), four hundred twenty-three point four (423.4), and three hundred twenty-eight point twenty-five (328.25), Code 1946.

Read first and second times, and placed on the calendar.

Senate File 209, by committee on ways and means, a bill for an act to amend section four hundred twenty-one point thirteen (421.13), Code 1946.

Read first and second times, and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 12, relating to invitation extended to Mr. Paul Griffith, National Commander of the American Legion, to address a joint convention February 17, 1947.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 104, a bill for an act relating to causes for divorce.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 126, a bill for an act relating to share of surviving spouse in absence of issue.

Also: That the House has passed the following bill, in which the concurrence of the Senate is asked:

House File 153, a bill for an act to authorize merger or consolidation of corporations.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 104, a bill for an act to amend section five hundred ninety-eight point eight (598.8), Code 1946, relating to causes for divorce.

Read first and second times, and passed on file.

House File 126, a bill for an act to amend section six hundred thirty-six point thirty-two (636.32), Code 1946, relating to share of surviving spouse in absence of issue.

Read first and second times, and passed on file.

House File 153, a bill for an act to amend chapter four hundred ninety-one (491), Code 1946, to authorize merger or consolidation of corporations.

Read first and second times, and passed on file.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 186	Schools and Educational Institutions
S. F. 187	Schools and Educational Institutions
S. F. 188	Conservation
S. F. 189	Schools and Educational Institutions
S. F. 190	Schools and Educational Institutions
S. F. 191	Cities and Towns
S. F. 193	Appropriations
S. F. 194	Ways and Means
S. F. 198	Schools and Educational Institutions
S. F. 199	Judiciary I
S. F. 200	Cities and Towns
S. F. 201	Public Libraries
S. F. 202	Highways
S. F. 203	Agriculture
S. F. 204	Judiciary II
H. F. 19	Military Affairs
H. F. 40	Judiciary I
H. F. 91	Judiciary II
H. F. 92	Agriculture
H. F. 110	Agriculture
H. F. 136	Social Security
H. F. 175	Printing

REPORTS OF COMMITTEES

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 137, a bill for an act relating to self-liquidating improvements, and providing that the provisions of said chapter relating to borrowing money and issuing revenue bonds be applicable to chapter three hundred eighty-four (384), Code 1946, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File 38, a bill for an act to amend section four hundred four point six (404.6), Code 1946, relating to limitations of certain taxes by cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 61, a bill for an act legalizing all notices of appointments of executors and administrators prior to July 4, 1943, where no direction of the court or clerk as to publication of notice of appointment was endorsed on letters testamentary or of administration, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 62, a bill for an act relating to the proceeds from the sale on contract of real estate held in joint tenancy, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 79, a bill for a legalizing act pertaining to public utilities in the City of Pella, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Senate File 79, section 2 by inserting in the blank space in line 4 the words "Des Moines Register" and by inserting in the blank space in line 5 the word "Des Moines".

2. Further amend section 2 by adding thereto the following: "The publication herein provided shall be without cost to the State of Iowa."

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 82, a bill for an act legalizing proceedings for issuance of hospital bonds by Adair County and the provision for taxes for payment of same, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 108, a bill for an act to amend section six hundred thirty-nine point eight (639.8), Code 1946, with reference to the amount in value that may be attached by the levying officer when the demand is not founded on contract, in order to give a judge of a municipal court the power to make an allowance, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred House File 30, a bill for an act legalizing the corporation of the Boomhower Hardware Company, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred House File 31, a bill for an act legalizing the corporation of the Morning-side Lumber & Coal Company, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institu-

tions to which was referred Senate File 85, a bill for an act relating to minimum wages of teachers in public schools, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Senator Doud submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred House File 23, a bill for an act relating to reports of injuries to employees to be filed with the industrial commissioner, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 100, a bill for an act to amend chapter one hundred twenty-four (124), Code 1946, relating to the issuance of permits to sell beer and malt liquors and to the regulations of places where sales are made by such permit holders, begs leave to report it has had the same under consideration and returns the bill without recommendation.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 141, a bill for an act to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1946, by providing for the revocation of liquor permits of all defendants sentenced for operating a motor vehicle while intoxicated, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Lynes submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File 80, a bill for an act to amend Title ten, Code 1946, by adding thereto a new chapter to require operators of sales barns or pavilions to keep a record of property sold or offered for sale, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred

Senate File 96, a bill for an act relating to boards of levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1. Amend Senate File 164, section one (1) line fifteen (15) by striking the words "he shall be so held" and insert in lieu thereof the words "the court may order him so held".

2. Further amend section one (1) line eighteen (18) by striking the word "shall" and inserting in lieu thereof the word "may".

3. Strike section two (2) of the bill.

E. K. BEKMAN.

Amend Senate File 199, section two (2) by inserting in the blank space in line three (3), the words "Cedar Valley Daily Times" and by inserting in the blank space of line four of the same section the word "Vinton".

Also amend section two (2) by inserting in the blank space in line five (5) the words "Belle Plaine Union" and inserting in the blank space in line six (6) the words "Belle Plaine".

RICHARD V. LEO.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 6, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. F. W. Wills, pastor of the Presbyterian church, Cedar Falls, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Benson for the day on request of Senator Leo.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Berg, from the board of trustees of Cedar Falls public library asking that the part of the statute which compels public bodies to pay a use and sales tax be repealed.

By Senator Clem, from a resident of Woodbury county in opposition to liquor legislation.

By Senator Klein, from members of the bar association of Wapello county relating to an increase in salaries for supreme court judges.

INTRODUCTION OF BILLS

Senate File 210, by committee on printing, a bill for an act relating to the price to be charged for legal publications.

Read first and second times, and placed on the calendar.

Senate File 211, by committee on judiciary 2, a bill for an act to suppress the increasing abuse of unlicensed and unregulated sales of alcoholic liquor by an exercise of the police power of the state for the protection of the welfare, health, morals and the safety of the people of the state by licensing and regulating the sale of wine and spirits by reputable persons in cities and towns under local conditions; and to amend chapter one hundred twenty-three (123), Code 1946, relating to the sale and control of liquor and for the promotion of temperance, and to provide

for the issuance by cities and towns of licenses to sell wine and spirits for consumption on the premises where sold in said cities and towns; limiting the authority to issue such licenses in cities and towns having a population of less than ten thousand inhabitants, unless a petition therefor is properly signed and filed; providing for a mulct tax against those to whom licenses are issued; levying a tax on all wine and spirits purchased for sale under such licenses; authorizing the State Liquor Control Commission to issue licenses to golf and country clubs located outside of cities and towns under certain conditions; defining the classes of licenses to be issued; prescribing who may obtain licenses and the conditions relating to the issuance of licenses; providing regulations of licensees and the premises covered by such license; providing regulation of licensed premises; providing for the filing of bonds by licensees; providing for revocation of license and forfeiture of bonds; and authorizing cities and towns to adopt ordinances further regulating the sale of wine and spirits.

Read first and second times, and placed on the calendar.

Senate File 212, by committee on judiciary 2, a bill for an act to amend section six hundred eighty-four point seventeen (684.17), Code 1946, providing for the salary to be paid to judges of the supreme court.

Read first and second times, and referred to the committee on compensation of public officers and employees.

Senate File 213, by Senators Zastrow, Bateson, Rockhill and Fishbaugh, a bill for an act to provide for the formation of associations to purchase or build and own residential, business and commercial properties upon a co-operative basis. To provide for articles of co-operation of such associations and to establish the powers, duties and liabilities of the association and the members thereof.

Read first and second times, and passed on file.

Senate File 214, by committee on public health, a bill for an act relating to penalties for violations of the barbering, barber shop, and barber school statutes.

Read first and second times, and placed on the calendar.

Senate File 215, by Senators Schluter, Zastrow, Jacobson, Klein, Lucas and Clem, a bill for an act to amend section thirteen point two (13.2), Code 1946, relating to the duties of the attorney general.

Read first and second times, and passed on file.

Senate File 216, by Senators Schluter, Zastrow, Jacobson, Klein, Lucas and Clem, a bill for an act to amend chapter eighty (80), Code 1946, relating to department of public safety.

Read first and second times, and passed on file.

Senate File 217, by committee on board of control, a bill for an act to amend section two hundred twenty-two point thirty-six (222.36), Code 1946, to provide for the parole of feeble-minded inmates from state institutions under the board of control.

Read first and second times, and placed on the calendar.

Senate File 218, by Senator Lynes, a bill for an act to amend chapter three hundred seventeen (317), Code 1946, relating to weeds.

Read first and second times, and passed on file.

SENATE CONCURRENT RESOLUTION 13

By DOUD, COLBURN and KNUDSON

Whereas, The national debt remains at one of the highest amounts in our history, and

Whereas, It is the universal desire of all citizens that we adopt a national fiscal policy which will provide for an orderly liquidation of the national debt, eliminate deficit spending and place the National Government on a pay-as-you-go basis, and

Whereas, The Senior Senator from Iowa, the Honorable George A. Wilson, has introduced Senate Concurrent Resolution 5 in the Senate of the United States, which said Resolution will result in the afore-said objectives, now therefore

Be It Resolved by the Senate, the House Concurring: That the Congress of the United States is respectfully requested to give early and favorable consideration to Senate Concurrent Resolution 5.

And Be It Further Resolved: That copies of this Resolution be transmitted to the President of the United States, to the Iowa members of the United States Senate, to the Iowa members of the House of Representatives in Congress, to the chairmen of the Committee on Ways and Means and the Committee on Appropriations of the House of Representatives, and the chairmen of the Committee on Finances and the Committee on Appropriations of the Senate.

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

SENATE CONCURRENT RESOLUTION 11

Whereas, Both Houses of the Legislature see fit to open their day's work with prayer, and it is unseemly that they should work during the time in which is commemorated the Passion and Death of the Lord to whom they dedicate their daily efforts:

Whereas, Many members will absent themselves from the legislative halls during that time to attend services in their respective churches; therefore,

Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, April 4, during the hours of twelve to three o'clock, out of reverence to the Passion and Death of Our Lord.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

On motion of Senator Faul Senate File 64, a bill for an act to amend section six hundred two point thirteen (602.13) Code 1946, relating to records in municipal courts, was taken up for further consideration.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 64 by striking the period (.) after the word "filing" in line eight (8) of section one (1) and inserting in lieu thereof the following: "but the files in juvenile proceedings, including adoption, shall be permanently preserved."

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Faul	Klein	Myrland
Barkley	Findlay	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhouse	Keir	Miller, J. F.	Zastrow
Elthon	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Benson Linnevold Lynes

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

On motion of Senator Henningsen Senate File 156, a bill for an act to amend section four hundred twenty-two point sixty-five (422.65), Code 1946, relating to confidential information in the hands of the state tax commission, was taken up for further consideration.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 156 by inserting after the word "employees" in line six (6) of section one (1) the words "subpoenaed to appear".

2. Further amend Senate File 156 by inserting after the word "or" in line seven (7) of section one (1) the words "subpoenaed to appear".

The amendment was adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Martin	Schluter
Clem	Hultman	Maytag	Sharp
Colburn	Jacobson	Mercer	Skourup
Doud	Jones	Miller, A.	Vittetoe
Dykhouse	Keir	Miller, J. F.	Watson
Elthon	Kirketeg	Musmaker	Zastrow
Faul	Klein		

Nays: none.

Absent or not voting, 4:

Benson Dewel Lucas Lynes

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

Senator Henningsen moved that the 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 Bekman moved that the President appoint a committee to arrange for a suitable program in honor of Abraham Lincoln to be held at 11:30 a.m., Wednesday, February 12.

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

Senator Doud asked and received unanimous consent that Senate File 197 be rereferred to the committee on social security.

ADDITIONAL COPIES

Senator Zastrow asked and received unanimous consent to have 500 additional copies of Senate File 213 printed.

Senator Bekman asked and received unanimous consent to have 300 additional copies of Senate File 100 printed.

PRESENTATION OF VISITORS

Senator Byers asked and received unanimous consent to present to the Senate Mr. Byron G. Allen of Minnesota, a former member of the Iowa legislature, who addressed the Senate briefly.

Senator Dykhouse asked and received unanimous consent to present to the Senate a former member, Senator Robert P. Munger of Woodbury county, who was present in the Senate chamber.

THIRD READING OF BILLS

On motion of Senator Vittetoe House File 2, a bill for an act to amend section one hundred forty-seven point eighty (147.80) and section one hundred forty-seven point one hundred (147.100), Code 1946, to increase the annual renewal fee for a license to practice pharmacy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Vittetoe asked and received unanimous consent that action on House File 2 be deferred and that the bill retain its place on the calendar.

On motion of Senator Bekman Senate File 155, a bill for an act

to repeal section five hundred fifteen point one hundred thirty-eight (515.138) and section five hundred fifteen point one hundred thirty-nine (515.139), Code 1946, and to enact a substitute therefor; to amend sections five hundred fifteen point one hundred nine (515.109), five hundred fifteen point one hundred thirty-one (515.131) and five hundred fifteen point one hundred forty-two (515.142), Code 1946; and to repeal sections five hundred fifteen point ninety-nine (515.99), five hundred fifteen point one hundred three (515.103), five hundred fifteen point one hundred four (515.104), five hundred fifteen point one hundred seven (515.107), five hundred fifteen point one hundred seventeen (515.117) and five hundred fifteen point one hundred forty-three (515.143), Code 1946, all relating to standard policy provisions in fire insurance contracts, was taken up and considered.

Senator Watson took the chair at 10:40 a. m.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Henningsen Senate File 157, a bill for an act to amend section four hundred twenty-two point forty-three

(422.43), Code 1946, and providing for the taxation of sale, furnishing or servicing of heat, was taken up and considered.

Senator Henningsen offered the following amendment and moved its adoption:

Amend Senate File 157 by striking all of lines three (3), four (4), five (5), and six (6) of section 2 and inserting in lieu thereof the following: "and publication in the Clinton Herald, a newspaper published at Clinton, Iowa, and The Democrat, a newspaper published at Waukon, Iowa."

The amendment was adopted.

Senator Henningsen moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Byers, Senate File 158, a bill for an act to amend section three point sixteen (3.16), Code 1946, relating to the cost of publishing the laws of the General Assembly, was taken up and considered.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhous	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

Senator Byers moved that the 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 Keir asked and received unanimous consent that House File 169 be substituted for Senate File 173 on the calendar.

On motion of Senator Keir House File 169, a bill for an act to make an emergency appropriation to the state board of education for salaries, support, and maintenance of the University Hospital, Iowa City, Iowa, the Bacteriological Laboratory, Iowa City, Iowa, the Iowa State Teachers College, Cedar Falls, Iowa, and the Iowa School for the Blind at Vinton, Iowa, was taken up and considered.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Dykhous	Jacobson	Lucas
Barkley	Elthon	Jones	Lynes
Bateson	Faul	Keir	Martin
Bekman	Findlay	Kirketeg	Maytag
Berg	Fishbaugh	Klein	Mercer
Byers	Foster	Knudson	Miller, Ai
Clem	Hart	Leo	Miller, J. F.
Colburn	Hawkins	Linnevold	Musmaker
Dewel	Henningsen	Long	Myrland
Doud	Hultman	Lord	Newsome

Reilly
Ritchie
Rockhill

Schluter
Sharp

Skourup
Vittetoe

Watson
Zastrow

Nays: none.

Absent or not voting, 1:

Benson

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

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

On motion of Senator Skourup Senate File 118, a bill for an act to amend section two hundred seventy-four point forty (274.40), Code 1946, relating to the reorganization of school districts and the adjustment of boundary lines of school districts when lands are returned to private ownership after having been acquisitioned by the federal government, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 118 by striking from line five (5) of the title the word "acquisitioned" and inserting in lieu thereof the word "acquired".

The amendment was adopted.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine
Barkley
Bateson
Bekman
Berg
Byers
Clem
Colburn
Dewel
Doud
Dykhouse
Elthon
Faul

Findlay
Fishbaugh
Foster
Hart
Hawkins
Henningsen
Hultman
Jacobson
Jones
Keir
Kirketeg
Klein

Knudson
Leo
Linnevold
Long
Lord
Lucas
Lynes
Martin
Maytag
Mercer
Miller, Ai
Miller, J. F.

Musmaker
Myrland
Newsome
Reilly
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 1:

Benson

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

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

President Evans took the chair at 11:10 a.m.

On motion of Senator Bekman Senate File 178, a bill for an act relating to the regulation of rates for fire, marine and inland marine insurance, and to rating organizations, was taken up and considered.

Senator Faul asked and received unanimous consent that Senate Files 178 and 179 be made a special order of business immediately following the completion of the special order of business on Senate File 46 on February 11th, 1947.

On motion of Senator Bekman Senate File 180, a bill for an act to amend chapter five hundred five (505), Code 1946, authorizing the commissioner of insurance to require foreign insurers doing business in the state of Iowa to make additional deposits and pay additional license fees, taxes, fines and penalties, and to refuse certificates of authority, in the event Iowa insurers, their agents or securities, are required by the domiciliary state or country of any foreign insurer to pay or bear higher license fees, taxes, fines and penalties or meet requirements more stringent than provided by the laws of the state of Iowa, and to repeal section four hundred thirty-two point two (432.2), Code 1946, all relating to the business of insurance and the tax on insurance premiums, was taken up and considered.

Senator Bekman moved that the bill be read a third 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:

Barkley	Colburn	Findlay	Jacobson
Bateson	Dewel	Fishbaugh	Jones
Bekman	Doud	Foster	Keir
Beig	Dykhouse	Hart	Kirketeg
Byers	Elthon	Henningsen	Klein
Clem	Faul	Hultman	Knudson

Leo	Martin	Myrland	Sharp
Linnevold	Maytag	Newsome	Skourup
Long	Mercer	Reilly	Vittetoe
Lord	Miller, Ai	Ritchie	Watson
Lucas	Miller, J. F.	Rockhill	Zastrow
Lynes	Musmaker	Schluter	

Nays, 2:

Augustine Hawkins

Absent or not voting, 1:

Benson

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

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

On motion of Senator Doud Senate File 10, a bill for an act to provide for the termination of any Pension and Annuity Retirement System created pursuant to the provisions of Chapter 387 of the Laws of the Thirty-Seventh General Assembly, as amended, by any Independent School District which includes within its boundaries all, or a substantial part, of any City acting under special charter, to provide for the disposition of its funds and for the levy of a tax to permit the continuation of retirement benefits to surviving beneficiaries, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Martin asked and received unanimous consent that House File 48 be substituted for Senate File 10.

On motion of Senator Martin House File 48, a bill for an act to provide for the termination of any pension and annuity retirement system created pursuant to the provisions of section two hundred ninety-four point eight (294.8), two hundred ninety-four point nine (294.9), and two hundred ninety-four point ten (294.10), Code 1946, by any independent school district which includes within its boundaries all, or a substantial part, of any city acting under special charter, to provide for the disposition of its funds and for the levy of a tax to permit the continuation of retirement benefits to surviving beneficiaries, was taken up and considered.

Senator Martin moved that the bill be read a third time

now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Lec	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

Senator Martin moved that the 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 Reilly 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 105.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House File 105.

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 19, a bill for an act relating to falsely assuming to be an officer.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 41, a bill for an act imposing a sales tax on liquor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 192, a bill for an act relating to armory board.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 41.

Amend Senate File 41 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section one hundred twenty-three point fifty (123.50), Code 1946, is hereby amended by adding the following:

'Effective March 1, 1947, the state treasurer shall semi-annually distribute a sum of money equal to five per cent (5%) of the gross amount of sales made by the state liquor stores to the cities and towns of the state in the manner hereinafter provided. Such amount shall be distributed to the cities and towns of the state in proportion to the population that each incorporated city and town bears to the total population of all incorporated cities and towns of the state as computed by the latest federal census. Such apportionment shall be made semi-annually as of July 1 and January 1 of each year. Warrants for the same shall be issued by the state comptroller upon certification of the state treasurer and mailed to the city clerk of each incorporated city and town of the state and shall be made payable to the general fund of such incorporated city or town and shall be subject to expenditure under the direction of the city council or other governing bodies of such incorporated city or town for any lawful municipal purpose.'

"Sec. 2. In any case where a city has been incorporated since the last federal census, the mayor and council shall certify to the state liquor control commission the actual population of such incorporated city and town as of date of incorporation and its apportionment of funds under this act shall be based upon such certification until the next federal census enumeration. Any community which has dissolved its corporation shall not receive any apportionment of funds under this act for any period after said corporation has been dissolved.

"Sec. 3. This act shall apply to cities under special charter.

"Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Page County Herald-Journal, a newspaper published at Clarinda, Iowa, and the Madrid Register-News, a newspaper published at Madrid, Iowa."

Further amend Senate File 41 by striking all of the title and inserting in lieu thereof the following:

"An act distributing a sum of money equal to five per cent (5%) of the gross amount of sales made by the state liquor stores to cities and towns."

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 205	Appropriations.
H. F. 104	Judiciary II.
H. F. 126	Judiciary I.
H. F. 153	Private Corporations.

REPORTS OF COMMITTEES

Senator Sharp submitted the following report:

MR. PRESIDENT: Your committee on railroads to which was referred Senate File 66, a bill for an act to amend section seven hundred sixteen and eleven hundredths (716.11), Code 1946, relating to the throwing of stones or other substances or the discharge of fire arms at railroad equipment, begs leave to report it has had the same under consideration and recommends the same do pass.

F. E. SHARP, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on railroads to which was referred Senate File 67, a bill for an act to amend section one hundred nine and fifty-four hundredths (109.54), Code 1946, relating to the shooting of a rifle on or across railroad right of way, begs leave to report it has had the same under consideration and recommends the same do pass.

F. E. SHARP, *Chairman*.

Ordered passed on file.

Senator Lucas submitted the following report:

MR. PRESIDENT: Your committee on printing to which was referred Senate File 94, a bill for an act to amend Chapter 349, Code 1946, relating to official newspapers, and to authorize publication of matters of general public importance by municipalities or other political subdivisions, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. LUCAS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on printing to which was referred House File 36, a bill for an act relating to the cost of legislative

journals and bills, begs leave to report it has had the same under consideration and recommends the same do pass.

J. G. LUCAS, *Chairman*.

Ordered passed on file.

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 34, a bill for an act relating to boarding prisoners, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Klein on February 6, 1947, and when so amended the bill do pass.

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 124, a bill for an act relating to the powers and duties of the board of supervisors, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Rockhill on February 6, 1947, and when so amended the bill do pass.

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred House File 34, a bill for an act relating to employment of temporary assistance for the county attorney, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 34 by adding a new section as follows:

"Sec. 2. This increase shall be in full force and effect from the effective date of this act to June 30, 1949."

TUNIS H. KLEIN.

Amend Senate File 80, Section four (4), line three (3) by striking the words "one (1) year" and inserting in lieu thereof the words "thirty (30) days".

DUANE E. DEWEL.

Amend Senate File 100 as follows:

Amend Section seven (7) by inserting after the word "in" in line six (6) the following: "business establishments having a seating capacity of not less than fifty (50) or in".

O. H. HENNINGSSEN.

Amend Senate File 102 as follows:

Amend section 5, subsection (c) by striking the word "company" in line 38 and insert in lieu thereof the word "carrier".

Amend section 5, subsection (c) by striking the word "company" where it first appears in lines 45 and 62 and insert in lieu thereof the word "carrier".

Amend section 13, subsection (c) by striking the word "company" in line 29 and insert in lieu thereof the word "carrier".

E. K. BEKMAN.

1. Amend Senate File 124 by striking from line 4 of section 1 the words "and may contract" and inserting in lieu thereof the word "contracts".

2. Further amend by striking the quotation marks in line 10 and adding thereto the following: "All provisions of the law relating to mechanic's liens and the enforcement thereof shall apply to such a lien."

R. A. ROCKHILL.

Amend Senate File 132 by adding the word "and" following the word "state" in line seven (7) of Section 2.

WILLIAM LINNEVOLD.

Amend Senate File 196 by striking all of lines eight (8) to sixteen (16), inclusive, following the word "shall" in line eight (8) and by inserting in lieu thereof the following:

"sustain an injury while performing the duties of a law-enforcing officer and from causes arising out of and in the course of their official duties, or employment as a law-enforcing officer, become temporarily or permanently physically disabled, or if said injury results in death, shall be entitled to compensation, the same to be paid out of the general funds of the state for all such injuries or disability, together with statutory medical, nursing, hospital, surgery and funeral expenses."

J. LYLE MUSMAKER.

Amend House File 2 as follows:

Amend House File 2, section 1, by striking the words "two dollars and fifty cents" from line 6 and inserting in lieu thereof the words "three dollars".

Further amend House File 2 by striking section 2 and inserting in lieu thereof the words "Section one hundred forty-seven point one hundred (147.100), Code 1946, is hereby repealed."

Further amend House File 2 by striking section 3 and inserting in lieu thereof the following: "Section one hundred forty-seven point one hundred one (147.101), Code 1946, is hereby repealed."

Further amend House File 2 by striking the title and inserting in lieu thereof the following: "An Act to amend section one hundred forty-seven point eighty (147.80), Code 1946, and repealing sections one hundred forty-seven point one hundred (147.100) and one hundred forty-seven point one hundred one (147.101), Code 1946, relating to the annual renewal fee for a license to practice pharmacy and the association fee collected from licensed embalmers."

ALDEN L. DOUD.

SENATE AMENDMENT TO HOUSE AMENDMENT
TO SENATE FILE 41

Amend the House amendment to Senate File 41 as follows:

1. Amend section one (1) of the said House amendment to Senate File 41 to read as follows: "Section one hundred twenty-three point fifty (123.50), Code 1946, is hereby amended by adding the following: 'Effective March 1, 1947, the state treasurer shall semi-annually distribute a sum of money equal to eight per cent (8%) of the gross amount of sales made by the state liquor stores to the cities, towns and counties of the state in the manner hereinafter provided. Five-eighths ($\frac{5}{8}$) of such amount shall be distributed to the cities and towns of the state in proportion to the population that each incorporated city and town bears to the total population of all incorporated cities and towns of the state as computed by the latest federal census, and three-eighths ($\frac{3}{8}$) of such amount shall be distributed to the counties of the state in proportion to the population that each county bears to the total population of all counties in the state as reported by the latest federal census. Such apportionment shall be made semi-annually as of July 1 and January 1 of each year. Warrants for the same shall be issued by the state comptroller upon certification of the state treasurer and mailed to the city clerk of each incorporated city and town of the state or county treasurer of each county and shall be made payable to the general fund of such incorporated city, town or county and shall be subject to expenditure under the direction of the city council, board of supervisors or other governing bodies of such incorporated city, town or county for any lawful municipal or county purpose.'

2. Further amend the amendment adopted by the House to Senate File 41 by striking all after the word "act" in line 40 of said House amendment and all of lines 41 and 42 and inserting in lieu thereof the following: "distributing a sum of money equal to eight per cent (8%) of the gross amount of sales made by the state liquor stores, to cities, towns and counties."

GEORGE M. FAUL.

JOHN BERG.

HERMAN B. LORD.

FRANK D. MARTIN.

F. E. SHARP.

FRED MAYTAG.

DUANE E. DEWELL.

ALDEN L. DOUD.

JAY C. COLBURN.

W. N. SKOURUP.

STANLEY L. HART.

FLOYD JONES.

DE VERE WATSON.

IRVING D. LONG.

ROBERT C. REILLY.

E. C. MYRLAND.

RALPH W. ZASTROW.

ARTHUR JACOBSON.

E. K. BEKMAN.

FRED J. RITCHIE.

A. E. AUGUSTINE.

R. B. HAWKINS.

J. KENDALL LYNES.

O. H. HENNINGSEN.

J. A. NEWSOME.

ROBERT KEIR.

J. F. MILLER.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 7, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. John Porath, pastor of the Methodist church, Winfield, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Benson for the day on request of Senator Leo.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county favoring tuberculosis legislation.

By Senator Colburn, from residents of Shelby county relating to conservation legislation.

By Senator Watson, from residents of Pottawattamie county favoring aid to public schools from sources other than local property tax.

INTRODUCTION OF BILLS

Senate File 219, by committee on board of control, a bill for an act to amend section two hundred nineteen point fourteen (219.14), Code 1946, relating to contributing to own support in the soldiers' home.

Read first and second times, and placed on the calendar.

Senate File 220, by committee on appropriation, a bill for an act to appropriate from the general fund of the state of Iowa for the period beginning March 15, 1947, and ending June 30, 1947, emergency funds for the department of public safety of the state of Iowa for the divisions of highway safety patrol, operators and chauffeurs license and motor vehicle accident statistics.

Read first and second times, and placed on the calendar.

Senate File 221, by Senators Byers and Elthon, a bill for an

act to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1946, relating to fee for operator's licenses.

Read first and second times, and passed on file.

Senate File 222, by Senators Zastrow, Miller, J. F., Foster, Augustine, Fishbaugh and Hawkins, a bill for an act to amend chapter one hundred twenty-three (123), Code of Iowa, 1946, relating to liquor control, extending the prohibitions thereof to certain territory and providing for petitions and elections in all political subdivisions for the purpose of determining and defining such territory.

Read first and second times, and passed on file.

Senate File 223, by Senator Dykhouse, a bill for an act to permit trolling from power boats and sail boats in the four largest lakes in the state.

Read first and second times, and passed on file.

Senate File 224, by Senators Skourup, Lord and Augustine, a bill for an act to provide emergency housing for veterans of world war II and their immediate families; to define "veteran of world war II" and "immediate family"; to authorize any city of the first class under commission form of government to acquire real property and improvements thereon provided by the federal government or any agency or instrumentality thereof for housing facilities for employees of an ordnance plant and offered for sale; to provide that no part of the purchase price, or interest thereon, shall be paid from tax revenue; to provide for payments in lieu of taxes through agreement with county board of supervisors and local school districts; to provide for administration, management, control and disposition of any such property which may be acquired.

Read first and second times, and passed on file.

Senate File 225, by Senator Martin, a bill for an act to repeal the annual per capita tax levied to and including December 31, 1936, by section two hundred forty-nine point thirty-six (249.36), Code 1946, for purposes of old age assistance and accordingly to amend said section.

Read first and second times, and passed on file.

Senate File 226, by Senator Martin, a bill for an act to amend sections four hundred twenty point two hundred thirty-one (420.231) and four hundred twenty point two hundred thirty-four (420.234), Code 1946, relating to the lien of personal property taxes levied by special charter cities which collect their own taxes.

Read first and second times, and passed on file.

Senate File 227, by Senator Martin, a bill for an act to amend section four hundred fifty point seven (450.7) Code 1946, relating to the lien of inheritance taxes.

Read first and second times, and passed on file.

Senate File 228, by Senator Faul, a bill for an act to empower and obligate the city of Des Moines to cancel certain warrants issued by the said city of Des Moines and subsequently declared illegal and void.

Read first and second times, and passed on file.

HOUSE MESSAGE CONSIDERED

House File 192, a bill for an act to amend section twenty-nine point forty-nine (29.49) Code 1946, relating to armory board.

Read first and second times, and passed on file.

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

SENATE CONCURRENT RESOLUTION 13

Whereas, The national debt remains at one of the highest amounts in our history, and

Whereas, It is the universal desire of all citizens that we adopt a national fiscal policy which will provide for an orderly liquidation of the national debt, eliminate deficit spending and place the National Government on a pay-as-you-go basis, and

Whereas, The Senior Senator from Iowa, the Honorable George A. Wilson, has introduced Senate Concurrent Resolution 5 in the Senate of the United States, which said resolution will result in the afore-said objectives, now therefore

Be It Resolved by the Senate, the House Concurring: That the Congress of the United States is respectfully requested to give early and favorable consideration to Senate Concurrent Resolution 5.

And Be It Further Resolved: That copies of this resolution be transmitted to the President of the United States, to the Iowa members of the United States Senate, to the Iowa members of the House of Repre-

sentatives in Congress, to the chairmen of the Committee on Ways and Means and the Committee on Appropriations of the House of Representatives, and the chairmen of the Committee on Finances and the Committee on Appropriations of the Senate.

The motion prevailed and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION 14

By Appropriations Committee

Be It Resolved by the Senate, the House Concurring:

That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946:

Storey-Kenworthy Co., supplies (House).....	\$161.63
Des Moines Rubber Stamp Works, stamps and badges (House).....	122.70
Remington Rand, Inc., typewriter repair (House).....	15.00
Charles F. King, typewriter rental (House).....	50.00
Office Equipment Co., typewriter rental (House).....	4.00
Alvin J. Crail, reimbursement for supplies (House).....	1.50
Fred Schwengel, reimbursement for expenses incurred to Chicago for meeting of Council of State Government as per Senate Concurrent Resolution 5.....	37.85
Floyd Jones, reimbursement for expenses incurred to Chicago for meeting of Council of State Government as per Senate Concurrent Resolution 5.....	51.30
Al Miller, reimbursement for expenses incurred to Chicago for meeting of Council of State Government as per Senate Concurrent Resolution 5.....	51.30
A. E. Augustine, reimbursement for expenses incurred to Chicago for meeting of Council of State Government as per Senate Concurrent Resolution 5.....	51.30
Des Moines Rubber Stamp Works, stamps and badges (Senate).....	102.70
Storey-Kenworthy Co., supplies (Senate).....	236.24
Charles F. King, typewriter rental (Senate).....	5.00
Newburns, Page boys' coats (Senate).....	232.50
M & M Sales Company, typewriter rental (Senate).....	30.00
Office Specialty Company, typewriter rental (Senate).....	25.00
Office Equipment Co., typewriter rental (Senate).....	22.00
L. C. Smith & Corona Typewriters Inc., service call and repairs (Senate).....	2.80
W. J. Scarborough, postage and miscellaneous expense.....	11.00

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

The motion prevailed and the resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 1.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House File 1.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 19.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 19.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT—Your committee on enrolled bills respectfully reports that it has, on this 7th day of February, 1947, sent to the Governor for his approval: Senate File 19.

ROBERT C. REILLY, *Chairman.*

Passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Long called up for consideration Senate File 41, a bill for an act to impose a sales tax of five per cent (5%) upon all liquor sold by the Iowa state liquor stores, for the purpose of providing revenue for incorporated cities and towns of the state for police purposes; providing for the collection of such tax

by the state liquor control commission and for the apportionment thereof to the cities and towns of the state; and amending section one hundred twenty-three point eighteen (123.18) and section one hundred twenty-three point fifty (123.50), Code 1946, amended by the House.

Senator Faul offered the following amendment to the House amendment filed by Senators Faul, Berg, Lord, Martin, Sharp, Maytag, Dewel, Doud, Colburn, Skourup, Hart, Jones, Watson, Long, Reilly, Myrland, Zastrow, Jacobson, Bekman, Ritchie, Augustine, Hawkins, Lynes, Henningsen, Newsome, Keir and Miller, J. F., and moved its adoption:

Amend the House amendment to Senate File 41 as follows:

1. Amend section one (1) of the said House amendment to Senate File 41 to read as follows: "Section one hundred twenty-three point fifty (123.50), Code 1946, is hereby amended by adding the following: 'Effective March 1, 1947, the state treasurer shall semi-annually distribute a sum of money equal to eight per cent (8%) of the gross amount of sales made by the state liquor stores to the cities, towns and counties of the state in the manner hereinafter provided. Five-eighths (5%) of such amount shall be distributed to the cities and towns of the state in proportion to the population that each incorporated city and town bears to the total population of all incorporated cities and towns of the state as computed by the latest federal census, and three-eighths (3%) of such amount shall be distributed to the counties of the state in proportion to the population that each county bears to the total population of all counties in the state as reported by the latest federal census. Such apportionment shall be made semi-annually as of July 1 and January 1 of each year. Warrants for the same shall be issued by the state comptroller upon certification of the state treasurer and mailed to the city clerk of each incorporated city and town of the state or county treasurer of each county and shall be made payable to the general fund of such incorporated city, town or county and shall be subject to expenditure under the direction of the city council, board of supervisors or other governing bodies of such incorporated city, town or county for any lawful municipal or county purpose.'

2. Further amend the amendment adopted by the House to Senate File 41 by striking all after the word "act" in line 40 of said House amendment and all of lines 41 and 42 and inserting in lieu thereof the following: "distributing a sum of money equal to eight per cent (8%) of the gross amount of sales made by the state liquor stores, to cities, towns and counties."

Roll call was demanded.

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

Ayes, 33:

Augustine	Hart	Long	Newsome
Bateson	Hawkins	Lord	Reilly
Bekman	Henningsen	Lynes	Ritchie
Berg	Hultman	Martin	Sharp
Byers	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, J. F.	Watson
Doud	Kirketeg	Myrland	Zastrow
Faul			

Nays, 16:

Barkley	Findlay	Knudson	Miller, Ai
Clem	Fishbaugh	Leo	Musmaker
Dykhouse	Foster	Linnevold	Rockhill
Elthon	Klein	Lucas	Schluter

Absent or not voting, 1:

Benson

The amendment to the amendment was adopted.

Senator Long moved that the Senate concur in the House amendment to Senate File 41 as amended by the Senate.

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Fishbaugh asked and received unanimous consent to offer the following amendment and moved its adoption:

Amend the House amendment to Senate File 41, as amended, as follows: By striking from section one (1) the words "the general fund of".

The amendment to the amendment was adopted.

Senator Long moved that the bill as amended by the House and as amended and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 1:

Benson

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

The House amendment as amended having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

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

UNFINISHED BUSINESS

On motion of Senator Vittetoe, House File 2, a bill for an act to amend section one hundred forty-seven point eighty (147.80) and section one hundred forty-seven point one hundred (147.100), Code 1946, to increase the annual renewal fee for a license to practice pharmacy, was taken up and considered.

Senator Doud offered the following amendment and moved its adoption:

Amend House File 2, section 1, by striking the words "two dollars and fifty cents" from line 6 and inserting in lieu thereof the words "three dollars".

Further amend House File 2 by striking section 2 and inserting in lieu thereof the words "Section one hundred forty-seven point one hundred (147.100), Code 1946, is hereby repealed."

Further amend House File 2 by striking section 3 and inserting in lieu thereof the following: "Section one hundred forty-seven point one hundred one (147.101), Code 1946, is hereby repealed."

Further amend House File 2 by striking the title and inserting in lieu thereof the following: "An Act to amend section one hundred forty-seven point eighty (147.80), Code 1946, and repealing sections one hundred forty-seven point one hundred (147.100) and one hundred forty-seven point one hundred one (147.101), Code 1946, relating to the annual renewal fee for a license to practice pharmacy and the association fee collected from licensed embalmers."

Senator Elthon took the chair at 11:15 a.m.

President Evans took the chair at 11:30 a.m.

Senator Doud asked and received unanimous consent to withdraw his motion on the adoption of his amendment.

Senator Bateson asked and received unanimous consent that action on House File 2 be deferred and that the bill retain its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Knudson, House File 30, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and substituted articles of incorporation of the Boomhower Hardware Company and to provide for the renewal of the charter of the said Boomhower Hardware Company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	LinnevoId	Newsome
Bekman	Hart	Long	Reilly
Byers	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Mercer	Watson
Elthon	Kirketeg	Miller, A.	Zastrow
Faul	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Benson	Berg	Vittetoe
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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 Clem, House File 31, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and substituted and renewal articles of incorporation of the Morningside Lumber & Coal Company and to provide for the renewal of the charter of the said Morningside Lumber & Coal Company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Faul	Klein	Musmaker
Bateson	Findlay	Knudson	Myrland
Bekman	Fishbaugh	Leo	Newsome
Berg	Hart	Linnevoid	Reilly
Byers	Hawkins	Long	Ritchie
Clem	Henningsen	Lord	Rockhill
Colburn	Hultman	Lucas	Schluter
Dewel	Jacobson	Lynes	Sharp
Doud	Jones	Martn	Skourup
Dykhous	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Foster	Mercer	Vittetoe
Benson	Maytag		

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

On motion of Senator Musmaker, Senate File 82, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of county memorial hospital bonds by Adair county, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Musmaker asked and received unanimous consent that House File 91 be substituted for Senate File 82.

On motion of Senator Musmaker, House File 91, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of county memorial hospital bonds by Adair county, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county, was taken up, and considered.

Senator Musmaker moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Findlay	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Foster	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Hawkins	Lynes	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Miller, Ai	Vittetoe
Doud	Jones	Miller, J. F.	Watson
Dykhous	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Benson	Keir	Knudson	Mercer
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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 Byers, Senate File 61, a bill for an act legalizing all notices of appointments of executors and administrators prior to July 4, 1943, where no direction of the court or clerk as to publication of notice of appointment was endorsed on letters testamentary or of administration, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time,

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Kirketeg	Musmaker
Barkley	Findlay	Klein	Myrland
Bateson	Fishbaugh	Knudson	Newsome
Bekman	Foster	Leo	Reilly
Berg	Hart	Linnevold	Ritchie
Byers	Hawkins	Long	Rockhill
Clem	Henningsen	Lord	Schulter
Colburn	Hultman	Lucas	Sharp
Dewel	Jacobson	Martin	Skourup
Doud	Jones	Miller, Ai	Watson
Dykhous	Keir	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Lynes	Mercer	Vittetoe
Faul	Maytag		

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

PRESENTATION OF VISITORS

Senator Skourup asked and received unanimous consent to present to the Senate his son, William N. Skourup, Jr., who was present in the Senate chamber.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

Senator Lynes asked and received unanimous consent that Senate File 185 be rereferred to the committee on schools and educational institutions.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 192, a bill for an act to repeal chapter five hundred nine (509), Code 1946, and substituting in lieu thereof the following relating to group insurance, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 192 by inserting immediately after the enacting clause the following: "Section 1. Chapter five hundred nine (509), Code 1946, is repealed and the following enacted in lieu thereof."

Further amend by renumbering the succeeding sections.

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Berg	Hart	Lucas	Ritchie
Byers	Henningsen	Lynes	Rockhill
Colburn	Hultman	Martin	Schulter
Dewel	Jacobson	Maytag	Sharp
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon			

Nays: none.

Absent or not voting, 9:

Benson	Jones	Lord	Skourup
Clem	Keir	Mercer	Vittetoe
Hawkins			

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

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

On motion of Senator Musmaker, Senate File 196, a bill for an act to repeal section eighty-five point sixty-two (85.62), Code 1946, and to enact a substitute therefor, relating to the payment of workmen's compensation to peace officers, was taken up and considered.

Senator Musmaker offered the following amendment and moved its adoption:

Amend Senate File 196 by striking all of lines eight (8) to sixteen (16), inclusive, following the word "shall" in line eight (8) and by inserting in lieu thereof the following:

"sustain an injury while performing the duties of a law-enforcing officer and from causes arising out of and in the course of their official duties, or employment as a law-enforcing officer, become temporarily or permanently physically disabled, or if said injury results in death, shall be entitled to compensation, the same to be paid out of the general funds of the state for all such injuries or disability, together with statutory medical, nursing, hospital, surgery and funeral expenses."

The amendment was adopted.

Senator Musmaker moved that the bill be read a third 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:

Augustine	Findlay	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Berg	Henningsen	Lucas	Ritchie
Clem	Hultman	Lynes	Rockhill
Dewel	Jacobson	Martin	Schluter
Doud	Keir	Maytag	Sharp
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 8:

Benson	Colburn	Jones	Skourup
Byers	Hawkins	Mercer	Vittetoe

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

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

On motion of Senator Byers, Senate File 62, a bill for an act relating to the proceeds from the sale on contract of real estate held in joint tenancy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hart moved the previous question on the bill, which motion prevailed.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 42:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Musmaker
Bateson	Findlay	LinnevoId	Myrland
Bekman	Fishbaugh	Long	Newsome
Berg	Foster	Lord	Reilly
Byers	Hart	Lucas	Ritchie
Clem	Henningsen	Lynes	Rockhill
Colburn	Hultman	Martin	Schluter
Dewel	Jacobson	Maytag	Sharp
Doud	Keir	Miller, Al	Watson
Dykhousc	Kirketeg		

Nays, 2:

Leo	Zastrow
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Absent or not voting, 6:

Benson	Jones	Skourup	Vittetoe
Hawkins	Mercer		

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

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

On motion of Senator Klein, Senate File 79, a bill for an act to legalize and validate proceedings taken by the City Council of

the City of Pella, Iowa, authorizing and providing for the construction of extensions and improvements to its municipal electric light and power plant and the issuance and sale of revenue bonds to defray the cost thereof and pledging the net future revenues to pay said bonds, 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:

1. Amend Senate File 79, section 2 by inserting in the blank space in line 4 the words "Des Moines Register" and by inserting in the blank space in line 5 the word "Des Moines".

2. Further amend section 2 by adding thereto the following: "The publication herein provided shall be without cost to the State of Iowa."

The amendment was adopted.

Senator Rockhill asked and received unanimous consent to withdraw the amendment to Senate File 79 filed by him and found on page 207 of the Senate Journal.

Senator Klein moved that the bill be read a third 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:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Findlay	Leo	Newsome
Bekman	Fishbaugh	Linnevold	Reilly
Berg	Foster	Long	Ritchie
Byers	Hart	Lord	Rockhill
Clem	Henningsen	Lucas	Schulter
Colburn	Hultman	Lynes	Sharp
Dewel	Jacobson	Martin	Watson
Doud	Keir	Miller, A.	Zastrow
Dykhous	Kirketeg	Miller, J. F.	

Nays: none.

Absent or not voting, 7:

Benson	Jones	Mercer	Vittetoe
Hawkins	Maytag	Skourup	

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

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

On motion of Senator Dewel, Senate File 96, a bill for an act to amend section four hundred fifty-five and four tenths (455.4), Code 1946, relating to boards of levee and drainage districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 41:

Augustine	Faul	Klein	Miller, J. F.
Barkley	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Berg	Hart	Linnevold	Newsome
Byers	Henningsen	Long	Reilly
Clem	Hultman	Lord	Ritchie
Colburn	Jacobson	Lucas	Rockhill
Dewel	Jones	Lynes	Schulter
Doud	Keir	Martin	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon			

Nays: none.

Absent or not voting, 9:

Bekman	Hawkins	Mercer	Skourup
Benson	Maytag	Sharp	Vittetoe
Foster			

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

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

On motion of Senator Henningsen, Senate File 108, a bill for an act to amend section six hundred thirty-nine point eight (639.8), Code 1946, with reference to the amount in value that may be attached by the levying officer when the demand is not founded on contract, in order to give a judge of a municipal court the power to make an allowance on a petition presented to him of the amount in value of the property that may be attached, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Elthon	Kirketeg	Miller, J. F.
Barkley	Faul	Klein	Musmaker
Bateson	Findlay	Knudson	Myrland
Bekman	Fishbaugh	Leo	Newsome
Berg	Foster	LinnevoId	Reilly
Byers	Hart	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Dewel	Hultman	Lynes	Schulter
Doud	Jacobson	Martin	Watson
DykhousE	Keir	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 10:

Benson	Jones	Mercer	Skourup
Colburn	Long	Sharp	Vittetoe
Hawkins	Maytag		

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

On motion of Senator Reilly, Senate File 137, a bill for an act to amend sections three hundred ninety-four point two (394.2) and three hundred ninety-four point six (394.6), Code 1946, relating to self-liquidating improvements, and providing that the provisions of said chapter relating to borrowing money and issuing revenue bonds be applicable to chapter three hundred eighty-four (384), Code 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Reilly moved that the bill be read a third 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:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Fishbaugh	LinnevoId	Newsome
Berg	Foster	Long	Reilly
Byers	Hart	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Watson
Doud	Keir	Miller, Ai	Zastrow
DykhousE	Kirketeg		

Nays: none.

Absent or not voting, 8:

Benson	Jones	Mercer	Skourup
Hawkins	Maytag	Sharp	Vittetoe

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

On motion of Senator Bateson, Senate File 141, a bill for an act to amend section three hundred twenty-one point two hundred eighty-one (321.281), Code 1946, by providing for the revocation of liquor permits of all defendants sentenced for operating a motor vehicle while intoxicated, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 141 by striking from lines twelve (12) and thirteen (13) the words "District Court" and insert in lieu thereof the word "court".

The amendment was adopted.

Senator Bateson moved that the bill be read a third 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:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Berg	Foster	Long	Reilly
Byers	Hart	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Watson
Doud	Keir	Maytag	Zastrow
Dykhouse	Kirketeg	Miller, Ai	

Nays: none.

Absent or not voting, 7:

Benson	Jones	Sharp	Vittetoe
Hawkins	Mercer	Skourup	

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

Senator Bateson moved that the 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 ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 213	Private Corporations
S. F. 215	Judiciary 1
S. F. 216	Judiciary 2
S. F. 218	Agriculture

COMMUNICATION

The following communication was received:

LIEUTENANT GOVERNOR KENNETH A. EVANS

and

MEMBERS OF THE SENATE

Dear Friends:

I want to convey to you and to the members of the Senate my sincere appreciation of the many kind expressions of sympathy received at the passing of my dear husband, and to thank you for the beautiful flowers sent in his remembrance.

Most respectfully,

February 6, 1947.

MRS. LOU GARDNER.

REPORT OF SECRETARY

The Secretary of the Senate reports that he has complied with the request under Senate Concurrent Resolution 10, and that copies of the resolution have been transmitted to the President of the United States, and to the Speaker of the House of Representatives of Congress and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress and General Omar Bradley of the Veterans' Administration.

REPORT OF COMMITTEE

Senator Zastrow submitted the following report:

MR. PRESIDENT: Your committee on private corporations, to which was referred Senate File 213, a bill for an act to provide for the formation of associations to purchase or build and own residential business and commercial properties upon a co-operative basis, begs leave to report it has had the same under consideration and recommends the same do pass.

R. W. ZASTROW, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 76 by adding a new subsection as follows:

"5. A secretary may be appointed for each probation office at a salary of not to exceed eighteen hundred dollars per year. Expenses of each probation office shall be prorated to the counties served by such office by the judges of the judicial district."

W. N. SKOURUP.

Amend House File 104 by adding thereto the following:

"Provided, however, that the granting of a decree of divorce or separate maintenance on the last named grounds shall not release any liability imposed by Section 230.15 Code 1946."

DE VERE WATSON and ALDEN L. DOUD.

1. Amend House File 153 by striking Section 14.
2. Renumber the remaining section.

R. A. ROCKHILL.

Amend the title to Senate File 209 by striking the period (.) at the end and inserting in lieu thereof the following: "relating to the duties of the secretary of the Iowa State Tax Commission."

O. H. HENNINGSEN.

On motion of Senator Elthon, the Senate adjourned until 11:00 a.m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 10, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Lloyd Bartholomew, pastor of the Presbyterian church, Centerville, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bateson, from residents of Hamilton and Webster counties favoring pending school legislation.

By Senator Clem, from residents of Woodbury county favoring aid to public schools from sources other than local property tax.

By Senator Henningsen, from residents of Clinton county, members of company I, Iowa State Guard, relating to national and state guard legislation.

By Senator Jacobson, from residents of Allamakee county in opposition to the county assessor bill.

By Senator Klein, from residents of Marion county relating to school legislation.

By Senator Linnevold, from residents of Winneshiek county in opposition to liquor legislation.

By Senator Lord, from residents of Louisa county favoring an increase in examiners salaries.

By Senator Musmaker, from residents of Madison county in opposition to liquor legislation.

By Senator Ritchie, from residents of Plymouth county favoring tuberculosis legislation.

INTRODUCTION OF BILLS

Senate File 229, by Senator Lynes, a bill for an act to amend Chapter one hundred seventy-eight (178), Code 1946, relating to the "State Dairy Association".

Read first and second times, and passed on file.

Senate File 230, by Senator Faul, a bill for an act to provide for the execution of a mortgage to secure present and future agreed advances of money to the mortgagor.

Read first and second times, and passed on file.

Senate File 231, by Senator Dykhousé, a bill for an act to prohibit the use of commercial aircraft on the inland waters of the state except when in danger.

Read first and second times, and passed on file.

Senate File 232, by Senator Dykhousé, a bill for an act to prohibit the use of electrical public-address systems adjacent to inland waters of the state by operators of commercial enterprises.

Read first and second times, and passed on file.

Senate File 233, by Senator Dykhousé, a bill for an act to prohibit the operation of motorboats by intoxicated persons.

Read first and second times, and passed on file.

Senate File 234, by Senator Jones, a bill for an act to repeal sections four hundred twenty-six point four (426.4) and four hundred twenty-six point five (426.5) and to amend section four hundred twenty-six point six (426.6), Code 1946, relating to computation by County Auditor of Agricultural Land tax credit.

Read first and second times, and passed on file.

Senate File 235, by Senator Colburn, a bill for an act to amend Chapter one hundred eighty-one (181), Code 1946, relating to the Beef Cattle Producer's Association.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate concurrent resolution 11, providing for a recess on Good Friday, April 4th, 1947, out of reverence to the Passion and Death of our Lord.

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

Senate concurrent resolution 13, memorializing Congress in favor of the adoption of Senate concurrent resolution 5, introduced by the senior Senator from Iowa, Honorable George A. Wilson.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 67, a bill for an act relating to exemptions from taxation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 68, a bill for an act relating to exemption of household goods from taxation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 116, a bill for an act legalizing the action of the board of directors of Independent School District, West Des Moines, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 67, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, and providing for the procedure to be followed in claiming of exemptions from taxation by certain societies and organizations.

Read first and second times, and passed on file.

House File 68, a bill for an act amending subsection sixteen (16) of section four hundred twenty-seven point one (427.1), Code 1946, and providing for the exemption of household goods for taxation.

Read first and second times, and passed on file.

House File 116, a bill for an act to legalize action of the board of directors of the Independent School District of West Des Moines, in buying real estate for schoolhouse site, and in selling said real estate.

Read first and second times, and passed on file.

THIRD READING OF BILLS

On motion of Senator Clem, Senate File 206, a bill for an act to repeal sections four hundred seventy-eight point twenty-one (478.21), four hundred seventy-eight point twenty-five

(478.25), and four hundred seventy-eight point twenty-six (478.26), Code 1946, and to enact a substitute therefor relating to railway crossings with highways, streets and alleys, was taken up, and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Myrland
Barkley	Foster	Leo	Newsome
Bateson	Hart	Linnevold	Reilly
Bekman	Hawkins	Long	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Jacobson	Martin	Schluter
Colburn	Jones	Maytag	Skourup
Dykhouse	Keir	Miller, Ai	Vittetoe
Elthon	Kirketeg	Miller, J. F.	Watson
Faul	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 10:

Benson	Doud	Lord	Mercer
Berg	Fishbaugh	Lynes	Sharp
Dewel	Hultman		

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

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

Senator Dewel moved to reconsider the vote by which Senate File 96 passed the Senate be taken from the table.

A quorum present, and there being no "No" votes the motion to take Senate File 96 from the table carried by a two-thirds majority.

Senator Dewel moved that the vote by which Senate File 96 passed the Senate be reconsidered, which motion prevailed.

On the question "Shall the vote by which Senate File 96 passed the Senate be reconsidered" the vote was:

Ayes, 43:

Augustine	Bekman	Colburn	Dykhouse
Barkley	Byers	Dewel	Elthon
Bateson	Clem	Doud	Faul

Findlay	Keir	Martin	Ritchie
Fishbaugh	Kirketeg	Maytag	Rockhill
Foster	Klein	Miller, Ai	Schluter
Hart	Leo	Miller, J. F.	Skourup
Hawkins	Linnevold	Musmaker	Vittetoe
Henningsen	Long	Myrland	Watson
Jacobson	Lord	Newsome	Zastrow
Jones	Lucas	Reilly	

Nays: none.

Absent or not voting, 7:

Benson	Hultman	Lynes	Sharp
Berg	Knudson	Mercer	

The motion having received a constitutional majority, prevailed.

Senator Dewel moved that the vote by which Senate File 96 went to its third reading be reconsidered, which motion prevailed.

Senator Dewel asked and received unanimous consent that House File 110 be substituted for Senate File 96.

THIRD READING OF BILLS

On motion of Senator Dewel, House File 110, a bill for an act to amend section four hundred fifty-five and four tenths (455.4), Code 1946, relating to boards of levee and drainage districts, was taken up and considered.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Findlay	Klein	Miller, J. F.
Barkley	Fishbaugh	Knudson	Musmaker
Bateson	Foster	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Byers	Hawkins	Long	Reilly
Clem	Henningsen	Lord	Ritchie
Dewel	Jacobson	Lucas	Rockhill
Doud	Jones	Martin	Schluter
Dykhouse	Keir	Maytag	Skourup
Elthon	Kirketeg	Miller, Ai	Watson
Faul			

Nays: none.

Absent or not voting, 9:

Benson	Hultman	Mercer	Vittetoe
Berg	Lynes	Sharp	Zastrow
Colburn			

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

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

On motion of Senator Clem, Senate File 207, a bill for an act relating to abandoned towns and to amend section three hundred sixty-two point eighteen (362.18), Code 1946, was taken up and considered.

Senator Clem moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Byers	Hart	Long	Ritchie
Clem	Hawkins	Lord	Rockhill
Colburn	Henningsen	Lucas	Schluter
Dewel	Jacobson	Martin	Skourup
Doud	Jones	Maytag	Vittetoe
Dykhous	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Miller, J. F.	Zastrow
Faul	Klein	Musmaker	

Nays: none.

Absent or not voting, 7:

Barkley	Berg	Lynes	Sharp
Benson	Hultman	Mercer	

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

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

On motion of Senator Henningsen, Senate File 208, a bill for an act to provide for the taxation of airplanes under the Iowa laws relating to sales and use tax; and amending sections four hundred twenty-two point forty-six (422.46), four hundred twenty-three point four (423.4), and three hundred twenty-eight point twenty-five (328.25), Code 1946, was taken up and considered.

Senator Henningsen offered the following amendment and moved its adoption:

Amend Senate File 208 as follows: By striking lines 7, 8, and 9 after "cation" in Section 3 and inserting in lieu thereof: "in the DeWitt Observer, a newspaper published at DeWitt, Iowa, and The Union Tribune, a newspaper published at Russell, Iowa."

The amendment was adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Faul	Klein	Myrland
Barkley	Findlay	Knudson	Newsome
Bekman	Fishbaugh	Leo	Reilly
Benson	Foster	LinnevoId	Ritchie
Byers	Hart	Long	Rockhill
Clem	Hawkins	Lucas	Schluter
Colburn	Henningsen	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhouse	Keir	Miller, J. F.	Zastrow
Elthon	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 7:

Bateson	Hultman	Lynes	Sharp
Berg	Lord	Mercer	

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

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

On motion by Senator Henningsen, Senate File 209, a bill for an act to amend section four hundred twenty-one point thirteen (421.13), Code 1946, was taken up and considered.

Senator Henningsen offered the following amendment and moved its adoption:

Amend the title to Senate File 209 by striking the period (.) at the end and inserting in lieu thereof the following: "relating to the duties of the secretary of the Iowa State Tax Commission."

The amendment was adopted.

Senator Henningsen asked and received unanimous consent

that action on Senate File 209 be deferred and that the bill retain its place on the calendar.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, the members of the class in Management of Business of the Capital City Commercial College, who were present in the balcony with their instructor Mr. R. M. Phillips.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 6th he had approved the following bill:

Senate File 23, relating to the recording of stillbirth certificates.

Also that on February 7th he had approved the following bill:

Senate File 19, relating to falsely assuming to be an officer.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

On motion of Senator Lucas, Senate File 210, a bill for an act relating to the price to be charged for legal publications, was taken up and considered.

Senator Lucas offered the following amendment and moved its adoption:

Amend Senate File 210 by inserting after the word "work", in line five the following words; "printing, binding,"

The amendment was adopted.

Senator Lucas moved that the bill be read a third 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:

Augustine	Faul	Kirketeg	Myrland
Barkley	Findlay	Klein	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Miller, A.	Vittetoe
Doud	Jones	Miller, J. F.	Watson
Dykhouse	Keir	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Knudson	Maytag	Mercer
Elthon	Long		

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

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

UNFINISHED BUSINESS

On motion of Senator Henningsen, Senate File 209, a bill for an act to amend section four hundred twenty-one point thirteen (421.13), Code 1946, was taken up and considered.

Senator Henningsen moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Benson	Colburn	Faul
Barkley	Berg	Dewel	Findlay
Bateson	Byers	Doud	Fishbaugh
Bekman	Clem	Dykhouse	Foster

Hart	Klein	Miller, Ai	Rockhill
Hawkins	Knudson	Miller, J. F.	Schluter
Henningsen	Leo	Musmaker	Sharp
Hultman	Linnevold	Myrland	Skourup
Jacobson	Lord	Newsome	Vittetoe
Jones	Lucas	Reilly	Watson
Keir	Martin	Ritchie	Zastrow
Kirketeg			

Nays: none.

Absent or not voting, 5:

Elthon	Lynes	Maytag	Mercer
Long			

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

Senator Henningsen moved that the 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 Doud, House File 23, a bill for an act to repeal section eighty-six (86) point eleven (11), Code 1946, and to enact a substitute therefor relating to reports of injuries to employees to be filed by the employer with the industrial commissioner under the provisions of the Iowa Workmen's Compensation Law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Findlay	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Miller, Ai	Vittetoe
Doud	Keir	Miller, J. F.	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Benson	Fishbaugh	Long	Mercer
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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 Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman, House File 38, a bill for an act to amend section four hundred four point six (404.6), Code 1946, relating to limitation of certain taxes by cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Miller, A.	Vittetoe
Dykhouse	Kirketeg	Miller, J. F.	Watson
Faul	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Elthon	Long	Mercer
Doud	Hawkins		

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

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

On motion of Senator Watson, Senate File 66, a bill for an act to amend section seven hundred sixteen and eleven hundredths (716.11), Code, 1946, relating to the throwing of stones or other

substance or the discharge of fire arms at railroad equipment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul took the chair at 1:40 p.m.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Faul	Klein	Myrland
Barkley	Findlay	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Berg	Hart	Lord	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Miller, Ai	Wattson
Doud	Keir	Miller, J. F.	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 7:

Benson	Hawkins	Lucas	Rockhill
Elthon	Long	Mercer	

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

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

On motion of Senator Watson, Senate File 67, a bill for an act to amend section one hundred nine and fifty-four hundredths (109.54), Code, 1946, relating to the shooting of a rifle on or across railroad right of way, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Bekman	Clem	Doud
Barkley	Berg	Colburn	Dykhouse
Bateson	Byers	Dewel	Faul

Findlay	Keir	Lynes	Ritchie
Fishbaugh	Kirketeg	Martin	Rockhill
Foster	Klein	Maytag	Schluter
Hart	Knudson	Miller, Ai	Sharp
Hawkins	Leo	Miller, J. F.	Skourup
Henningsen	Linnevold	Musmaker	Vittetoe
Hultman	Long	Myrland	Watson
Jacobson	Lord	Newsome	Zastrow
Jones	Lucas	Reilly	

Nays: none.

Absent or not voting, 3:

Benson	Elthon	Mercer
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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 Watson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lucas, Senate File 94, a bill for an act to amend Chapter 349, Code 1946, relating to official newspapers, and to authorize publication of matters of general public importance by municipalities or other political subdivisions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel asked and received unanimous consent that House File 175 be substituted for Senate File 94.

On motion of Senator Dewel, House File 175, a bill for an act to amend chapter six hundred eighteen (618), Code 1946, relating to the publication of matters of general public importance by municipalities, including special charter cities, or other political subdivisions, was taken up and considered.

Senator Martin offered the following amendment and moved its adoption:

Amend House File 175 by striking from line four (4) of section one (1) the following: "including special charter cities,".

Further amend House File 175 by adding thereto a new section as follows: "Sec. 2. This act shall include cities and towns under special charter."

The amendment was adopted.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine	Faul	Klein	Musmaker
Bekman	Findlay	Knudson	Newsome
Berg	Fishbaugh	Leo	Reilly
Byers	Foster	Linnevold	Ritchie
Clem	Hart	Lord	Schluter
Colburn	Hultman	Lucas	Sharp
Dewel	Jacobson	Lynes	Skourup
Doud	Jones	Martin	Vittetoe
Dykhouse	Keir	Maytag	Zastrow
Elthon	Kirketeg	Miller, J. F.	

Nays, 4:

Long	Myrland	Rockhill	Watson
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Absent or not voting, 7:

Barkley	Benson	Henningsen	Miller, Ai
Bateson	Hawkins	Mercer	

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

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

On motion of Senator Miller, J. F., Senate File 124, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1946, relating to the powers and duties of the board of supervisors, with report of committee recommending the adoption of the following Rockhill amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 124 by striking from line 4 of section 1 the words "and may contract" and inserting in lieu thereof the word "contracts".

2. Further amend by striking the quotation marks in line 10 and adding thereto the following: "All provisions of the law relating to mechanic's liens and the enforcement thereof shall apply to such a lien."

Senator Bekman asked and received unanimous consent that action on Senate File 124 be deferred and that the bill retain its place on the calendar.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 221	Motor Vehicles.
S. F. 222	Judiciary II.
S. F. 223	Conservation.
S. F. 224	Cities and Towns.
S. F. 225	Ways and Means.
S. F. 226	Judiciary II.
S. F. 227	Judiciary II.
S. F. 228	Cities and Towns.
H. F. 192	Military Affairs.

REPORTS OF COMMITTEES

Senator Barkley submitted the following report:

MR. PRESIDENT: Your committee on public libraries, to which was referred Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. BARKLEY, *Chairman.*

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions, to which was referred Senate File 160, a bill for an act to amend Section 296.1, Code 1946, and to provide for the construction of and procuring sites for stadiums and field houses, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions, to which was referred House File 41, a bill for an act to provide for the establishment and maintenance of day and evening classes in public schools in the state, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman.*

Ordered passed on file.

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was

referred Senate File 177, a bill for an act relating to general powers of cities and towns, and to leasing of public parks, and authorizing cities and towns, under thirty thousand population, to lease parks or portions thereof to organizations to conduct celebrations, and for the playing of baseball and other athletic games, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File 37, a bill for an act relating to legalizing deficit expenditures for housing of veterans of World War II, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 34 by striking all of lines four (4) to eight (8), inclusive, following the word "word" appearing in line four (4) and inserting in lieu thereof the following: "thirty-five".

J. A. NEWSOME.

Amend Senate File 40 by striking section two (2) thereof and renumbering the remaining sections.

R. A. ROCKHILL.

Amend Senate File 80 by striking the words "one year" in line three (3) of section four (4) and inserting in lieu thereof the words "six months".

J. KENDALL LYNES.

Amend Senate File 100 by adding thereto a new section following Sec. 7, as follows:

"Sec. 8. Amend section one hundred twenty-four point fifteen (124.15), Code 1946, by striking the word 'shall' in line two (2) and inserting in lieu thereof the word 'may'. Further amend said section by striking the word 'shall' in line seven (7) and inserting in lieu thereof the word 'may'."

Further amend Senate File 100 by renumbering the remaining sections of the bill.

J. F. MILLER and RALPH W. ZASTROW.

Amend Senate File 184, subsection three (3) by striking the words "the state" in line nine (9) and by substituting in lieu thereof the words "of this state or any other state or the United States."

RALPH E. BENSON.

Amend Senate File 198 by striking all after the enacting clause and substituting therefor:

Section 1. Section twenty-four point three (24.3), Code 1946, is amended by striking from sub-section three (3), line four (4), the "period" following the word "ensuing", inserting a "comma" and adding the following, "except that in the case of school districts, said fiscal year shall be deemed to begin with the first day of July of the current calendar year".

J. T. DYKHOUSE.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 11, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Doctor E. A. Roadman, president of Morningside College, Sioux City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Barkley for the day on request of Senator Elthon.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Jacobson, from residents of Allamakee county in opposition to the county assessor bill.

By Senator Lucas, from residents of Boone county relating to school legislation.

By Senator Reilly, from residents of Dubuque county relating to county library legislation.

By Senator Zastrow, from residents of Floyd county relating to old age pension legislation.

INTRODUCTION OF BILLS

Senate File 236, by Senator Rockhill, a bill for an act to amend section four hundred fifty point twenty-five (450.25), Code 1946, relating to compensation of inheritance tax appraisers.

Read first and second times, and passed on file.

Senate File 237, by Senator Rockhill, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1946, relating to the powers and duties of the board of supervisors.

Read first and second times, and passed on file.

Senate File 238, by Senators Jacobson and Sharp, a bill for an act to amend chapter one hundred eleven (111), Acts Forty-ninth

(49th) General Assembly, relating to a gift of lands to the United States to establish a national monument.

Read first and second times, and passed on file.

Senate File 239, by Senator Reilly, a bill for an act legalizing the renewal of the Articles of Incorporation of the Dubuque Boat and Boiler Company.

Read first and second times, and passed on file.

Senate File 240, by Senators Berg, Faul, Maytag, Watson, Colburn, Mercer, Musmaker and Lord, a bill for an act designating U. S. Highway number six (6) within the borders of the state of Iowa as "Grand Army of the Republic Highway," and providing for suitable markers.

Read first and second times, and passed on file.

Senate File 241, by Senators Lord, Skourup and Watson, a bill for an act to amend section four hundred sixty-one point one (461.1), Code 1946, providing for cost of operating and making repairs and improvements to pumping stations.

Read first and second times, and passed on file.

Senate File 242, by committee on social security, a bill for an act to repeal section two hundred thirty-five point five (235.5), Code 1946, relating to licenses issued to private child-placing agencies.

Read first and second times, and placed on the calendar.

Senate File 243, by Senators Lynes, Keir, Colburn, Knudson and Elthon, a bill for an act creating a marketing bureau in the department of agriculture, providing for the appointment of a director, defining his powers and duties, providing for an annual report and providing a penalty for violations.

Read first and second times, and passed on file.

Senate File 244, by Senator Bateson, a bill for an act to amend sections seven hundred seventy point nineteen (770.19) and seven hundred seventy point twenty-one (770.21), Code 1946, with reference to increasing the compensation of grand jury clerks.

Read first and second times, and passed on file.

Senate File 245, by committee on schools and educational institutions, a bill for an act to provide for a county board of education and county superintendent and assistants in each of the several counties of the state, the manner of selection of same, to prescribe their duties and powers, to amend sections two hundred seventy-one point twelve (271.12), three hundred forty-one point one (341.1), and three hundred forty-one point six (341.6), and to repeal sections two hundred seventy-one point one (271.1) to two hundred seventy-one point eleven (271.11), inclusive, two hundred seventy-three point one (273.1) to two hundred seventy-three point four (273.4), inclusive, three hundred forty point thirteen (340.13) to three hundred forty point sixteen (340.16), inclusive, and three hundred one point twelve (301.12) to three hundred one point twenty-three (301.23), inclusive, Code 1946.

Read first and second times, and placed on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 37, a bill for an act to make permanent fifty per cent abatement in income tax.

Also: That the House has refused to concur in Senate amendment to House amendment to Senate File 41, a bill for an act imposing a five per cent (5%) sales tax on liquor.

A. C. GUSTAFSON, *Chief Clerk.*

UNFINISHED BUSINESS

Senator Berg called up for further consideration House File 2, a bill for an act to amend section one hundred forty-seven point eighty (147.80) and section one hundred forty-seven point one hundred (147.100), Code 1946, to increase the annual renewal fee for a license to practice pharmacy.

Senator Doud offered the following amendment and moved its adoption:

Amend House File 2, section 1, by striking the words "two dollars and fifty cents" from line 6 and inserting in lieu thereof the words "three dollars".

Further amend House File 2 by striking section 2 and inserting in lieu thereof the words "Section one hundred forty-seven point one hundred (147.100), Code 1946, is hereby repealed."

Further amend House File 2 by striking section 3 and inserting in lieu thereof the following: "Section one hundred forty-seven point one hundred one (147.101), Code 1946, is hereby repealed."

Further amend House File 2 by striking the title and inserting in lieu thereof the following: "An act to amend section one hundred forty-seven point eighty (147.80), Code 1946, and repealing sections one hundred forty-seven point one hundred (147.100) and one hundred forty-seven point one hundred one (147.101), Code 1946, relating to the annual renewal fee for a license to practice pharmacy and the association fee collected from licensed embalmers."

Roll call was demanded.

Action deferred for Special Order.

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, President Evans announced the special order for the consideration of Senate File 46, Senate File 178 and Senate File 179.

THIRD READING OF BILLS

On motion of Senator Byers, Senate File 46, a bill for an act to provide for the assessment of real and personal property in the state of Iowa; creating the office of county assessor and providing for the selection of county assessors in each county of the state of Iowa; creating the office of city assessor and providing for the selection of city assessors in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); providing for the establishment of county boards of review in each county of the state of Iowa; providing for city boards of review in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); and generally providing for the ordinary assessment and equalization of assessments of real and personal property throughout the state of Iowa and providing for the levy of taxes to pay the costs of such assessments; and amending certain sections of the Code 1946, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 46 by adding two new sections following Sec. 33 as follows: "Sec. 34. Amend section three hundred fifty-one point seventeen (351.17), Code 1946, by striking from line two (2) thereof the word 'April' and inserting in lieu thereof the word 'July'."

"Sec. 35. Amend section three hundred fifty-one point eighteen (351-18), Code 1946, by striking from line two (2) thereof the word 'April' and inserting in lieu thereof the word 'July'."

Further amend Senate File 46 by renumbering the remaining sections of the bill.

Senator Jacobson raised the point of order that the amendment was not germane to the bill. The chair ruled the point not well taken.

The amendment was lost.

Senator Faul offered the following amendments and asked and received unanimous consent to take the amendments up according to number.

Amend Senate File 46 as follows:

1. Amend section two (2) by striking from line three (3) the words "an examination" and by substituting the word "examinations".

2. Amend section three (3) by adding after the word "thereof." in line fifteen (15) the following: "All meetings of the board shall be public and it shall keep minutes of its proceedings."

3. Further amend section three (3) by striking from line fifty-six (56) the word and figure "four (4)" and by substituting the word and figure "six (6)".

4. Amend section five (5) by striking the same and substituting the following:

"In case of any vacancy in the office of the county assessor, the appointive board shall be reconvened for the purpose of selecting his successor, and the chief deputy or in the absence of a chief deputy any deputy designated by the appointive board, shall act as temporary county assessor until such time as a permanent assessor is appointed. If any vacancy occurs among the full time deputies and the qualified list has been exhausted or is no longer in effect, the assessor shall call for an examination for deputy assessors."

5. Amend section ten (10) by striking from line three (3) the words "board of supervisors." and substituting the words "appointive board."

6. Further amend section ten (10) by striking from line eight (8) the words "board of supervisors," and substituting the words "appointive board,".

7. Amend section twelve (12) by changing the period (.) to a comma (,) at the end of line twenty-three (23) and by adding the following: "insofar as the same may be required by law."

8. Further amend section twelve (12) by striking lines twenty-four (24) to thirty-five (35) both inclusive and by substituting the following:

"5. Have power to apply to the district court of the county for an order requiring the production of books and records of any person, firm, association or corporation within the county, whenever he has reason to believe that such person, firm, association or corporation has not listed his or its property as provided by law. The proceeding for the examination of the books and records of any such taxpayer, to determine the

existence of taxable property, shall be instituted and conducted in the manner provided for the discovery of property under the provisions of Chapter 630, Code, 1946. The court shall make an appropriate finding as to the existence of taxable property not listed. All taxable property discovered thereby shall thereupon be assessed by the assessor in the manner provided by law."

9. Further amend section twelve (12) by striking the word "he" in line forty-seven (47) and substituting the words "the court".

10. Further amend section twelve (12) by striking the word "he" in line forty-nine (49) and substituting the words "the court".

11. Further amend section twelve (12) by striking all of lines fifty-seven (57) to sixty-nine (69) both inclusive.

Senator Faul asked and received unanimous consent to withdraw amendment 1.

On motion of Senator Faul, amendment 2 was adopted.

Senator Faul asked and received unanimous consent to withdraw amendment 3.

On motion of Senator Faul, amendment 4 was adopted.

On motion of Senator Faul, amendment 5 was adopted.

On motion of Senator Faul, amendment 6 was adopted.

On motion of Senator Faul, amendment 7 was adopted.

On motion of Senator Faul, amendments 8, 9, 10 and 11 were adopted.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 46 by striking from line two (2) of Section Ten (10) the words "of not less than" and inserting in lieu thereof the words "the same as".

2. Further amend Section Ten (10) by inserting in line three (3) a period after the word "serves" and by striking the remainder of the sentence.

3. Amend Section Twelve (12) by striking from line five (5) the word "Shall".

4. Further amend section twelve (12) by striking from line five (5) the words "Shall cause" and inserting in lieu thereof the word "Cause".

Senator Rockhill asked and received unanimous consent to withdraw the first three sections of his amendment.

On motion of Senator Rockhill, section 4 of his amendment was adopted.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Leo presiding

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate the members of the class in government of the Elkhart school, who were present in the balcony with their instructor, Lucille Moeckly.

Senator Reilly asked and received unanimous consent to present to the Senate a very dear friend of his, John Edward Spencer III, grandson of our engrossing clerk, Mrs. Marie Spencer.

UNFINISHED BUSINESS

The Senate resumed consideration of Senate File 46.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 46 by striking from line seventy (70) of section three (3) the word "Members" and inserting in lieu thereof the words "Assessors and members".

The amendment was adopted.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 46 by adding after the word "years" in line fifty-seven (57) of section three (3) thereof the following:

"The county board of supervisors shall call a new conference for the naming of an appointive board not later than sixty (60) days before the expiration of the term of any county assessor appointed for the first time under the provisions of this act for the purpose of selecting his successor and members of boards of review whose terms shall expire, and the same procedure shall be followed thereafter in the selection of assessors, deputies and boards of review as provided for the original naming of assessors, deputies and boards of review under the provisions of this act."

The amendment was adopted.

Senator Byers asked and received unanimous consent that action on Senate File 46 be deferred until Wednesday morning, February 12th, at 10:30 a.m.

The Senate resumed consideration of House File 2.

On the question "Shall the amendment offered by Senator Doud be adopted?" the vote was:

Ayes, 22:

Bateson	Elthon	Lord	Newsome
Bekman	Findlay	Lucas	Ritchie
Byers	Foster	Maytag	Rockhill
Colburn	Hawkins	Miller, J. F.	Sharp
Doud	Jacobson	Myrland	Zastrow
Dykhouse	Klein		

Nays, 25:

Augustine	Hultman	Linnevold	Musmaker
Berg	Jones	Long	Reilly
Clem	Keir	Lynes	Schluter
Faul	Kirketeg	Martin	Skourup
Fishbaugh	Knudson	Mercer	Vittetoe
Hart	Leo	Miller, Ai	Watson
Henningsen			

Absent or not voting, 3:

Barkley	Benson	Dewel
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The amendment was lost.

Senator Berg moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Miller, Ai
Bekman	Fishbaugh	Leo	Musmaker
Benson	Hart	Linnevold	Myrland
Berg	Henningsen	Long	Newsome
Byers	Hultman	Lord	Reilly
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Faul			

Nays, 6:

Bateson	Klein	Sharp	Zastrow
Hawkins	Rockhill		

Absent or not voting, 7:

Barkley	Elthon	Lucas	Ritchie
Doud	Foster	Miller, J. F.	

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

Senator Berg moved that the 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 Doud, Senate File 195, a bill for an act to amend the law as it appears in chapter ninety-six (96), Code 1946, relating to the Iowa Employment Security Act; and section ninety-six point seven (96.7) of said chapter, relating to the payment of contributions by employers, the manner of keeping accounts with employers and charging to such accounts benefits paid to eligible individuals, and the determination of the employer's rate of contribution; also section ninety-six point eight (96.8), relating to the termination of coverage of said employers; also section ninety-six point nineteen (96.19), relating to the definition of the terms "annual payroll", "benefit year" and "taxable wages", and providing for the coverage under the Iowa Employment Security Act of any employer who is an employer under the Federal Act; and for the repeal of all acts, or parts of acts, inconsistent with the provisions of this act, was taken up and considered.

Senator Mercer moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Foster	Long	Reilly
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Barkley	Hultman	Ritchie
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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 Mercer moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

President Evans took the chair at 1:50 p.m.

On motion of Senator Lynes, Senate File 80, a bill for an act to amend title ten (X), Code 1946, by adding thereto a new chapter to require operators of sales barns or pavilions to keep a record of property sold or offered for sale, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel asked and received unanimous consent to withdraw the amendment to Senate File 80 filed by him and found on page 241 of the Senate Journal.

Senator Lynes offered the following amendment and moved its adoption:

Amend Senate File 80 by striking the words "one year" in line three (3) of section four (4) and inserting in lieu thereof the words "six months".

Senator Schluter asked and received unanimous consent that Senate File 80 be rereferred to the committee on agriculture.

On motion of Senator Newsome, Senate File 34, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), subsection eleven (11), Code 1946, relating to boarding prisoners, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Klein offered the following amendment and moved its adoption:

Amend Senate File 34 by adding a new section as follows:

"Sec. 2. This increase shall be in full force and effect from the effective date of this act to June 30, 1949."

The amendment was adopted.

Senator Newsome asked and received unanimous consent that action on Senate File 34 be deferred and that the bill retain its place on the calendar.

On motion of Senator Vittetoe, Senate File 214, a bill for an act relating to penalties for violations of the barbering, barber shop, and barber school statutes, was taken up and considered.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Findlay	Leo	Musmaker
Bateson	Fishbaugh	Linnevold	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Ritchie
Byers	Henningsen	Lynes	Rockhill
Clem	Jones	Martin	Schluter
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Hultman	Jacobson	Sharp
Doud			

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

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

On motion of Senator Rockhill, Senate File 219, a bill for an act to amend section two hundred nineteen point fourteen (219.14), Code 1946, relating to contributing to own support in the soldiers' home, was taken up and considered.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Bateson	Findlay	Linnevold	Newsome
Bekman	Fishbaugh	Long	Reilly
Benson	Foster	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Hawkins	Lynes	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Barkley Hultman Knudson

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

On motion of Senator Keir, Senate File 220, a bill for an act to appropriate from the general fund of the state of Iowa for the period beginning March 15, 1947, and ending June 30, 1947, emergency funds for the department of public safety of the state of Iowa for the division of highway safety patrol, operators and chauffeurs license and motor vehicle accident statistics, was taken up and considered.

Senator Keir moved that the bill be read a third 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:

Augustine	Faul	Kirketeg	Miller, J. F.
Bateson	Findlay	Leo	Musmaker
Bekman	Fishbaugh	Linnevoold	Myrland
Benson	Foster	Lord	Newsome
Berg	Hart	Lucas	Reilly
Byers	Hawkins	Lynes	Ritchie
Clem	Henningsen	Martin	Schluter
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Ai	Zastrow
Elthon			

Nays, 1:

Watson

Absent or not voting, 8:

Barkley	Hultman	Knudson	Rockhill
Doud	Klein	Long	Sharp

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

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

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate the members of the sixth, seventh and eighth grades of Norwood school, who were present in the balcony with their principal, L. G. Jeglum.

COMMUNICATIONS

The following communication was received:

To THE HONORABLE KENNETH A. EVANS
and the

MEMBERS OF THE SENATE OF THE FIFTY-SECOND GENERAL ASSEMBLY:

State University of Iowa
Centennial

THE STATE UNIVERSITY OF IOWA

Requests the honor of your presence
at the observance of its

ONE HUNDREDTH BIRTHDAY

On Tuesday evening, the twenty-fifth of February

Dinner and Broadcast at six-fifteen o'clock

Iowa Memorial Union

Centennial Play at nine o'clock

University Theatre

Formal

R. S. V. P.

The following communication was received:

SENATOR ROBERT ROCKHILL, *Chairman*

Claims Committee of the Senate

Senate Chamber

Dear Sir:

In accordance with the provisions of Chapter 25, Code 1946, I hand you herewith State Highway Commission claims acted upon by the State Board of Appeal. Each claim bears the recommendation of the Board.

Claims No.	County	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H-67-47	Webster	Wayne F. Ohrtman, Jolley, Iowa.....	\$ 47.00	\$ 47.00	\$ 47.00
H-68-47	Benton	Gerald Lenten, Blairstown, Iowa....	113.39	113.39	113.39
H-69-47	Shelby	Leo Barrett, Dedham, Iowa	209.06	209.06	209.06
H-70-47	Decatur	Allen E. Nelson, Roland, Iowa	29.71	Rejected	Rejected
H-71-47	Lyon	Isaac Boon, Rock Rapids, Iowa	22.66	22.66	22.66
H-72-47	Poweshiek	Standard Oil Co., Des Moines	51.62	51.62	51.62
H-73-47	To be presented later— investigation not completed.				
H-74-47	Van Buren	LeRoy Morrow, 1128 23rd St., Des Moines, Iowa..	525.00	Rejected	Rejected
H-75-47	Winneshiek	Joseph P. Swehla, Spillville, Iowa	67.10	67.10	67.10

Respectfully submitted,

WILHELMINE WEAVER,

Secretary to State Appeal Board.

Des Moines, Iowa

February 11, 1947.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 37 and House Files 23, 30, 31, 38, 48, 91, 110 and 169.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 37 and House Files 23, 30, 31, 38, 48, 91, 110 and 169.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of February, 1947, sent to the Governor for his approval: Senate File 37.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 229	Agriculture.
S. F. 230	Banks, Building and Loan.
S. F. 231	Conservation.
S. F. 232	Conservation.
S. F. 233	Conservation.
S. F. 234	Ways and Means.
S. F. 235	Agriculture.
H. F. 67	Ways and Means.
H. F. 68	Ways and Means.
H. F. 116	Judiciary I.

REPORTS OF COMMITTEES

Senator Zastrow submitted the following report:

MR. PRESIDENT: Your committee on private corporations, to which was referred House File 153, a bill for an act to authorize merger or consolidation of corporations, begs leave to report it has had the same under consideration and recommends the same do pass.

R. W. ZASTROW, *Chairman*.

Ordered passed on file.

Senator Doud submitted the following report:

MR. PRESIDENT: Your committee on social security, to which was referred Senate File 125, a bill for an act to repeal paragraph 4 of section eighty-five point thirty-one (85.31), Code 1946, and to enact a substitute therefor relating to payment of weekly compensation to dependents when an employee has been paid compensation for disability prior to his death, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security, to which was referred Senate File 147, a bill for an act relating to occupational disease, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Senator Lord submitted the following report:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade, to which was referred Senate File 119, a bill for an act to amend the law as it appears in section five hundred sixty-three point one (563.1), Code 1946, relating to party walls and providing for concrete party walls, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 119, Section one by striking the words "mass or" in lines three (3) and four (4) thereof.

HERMAN LORD, *Ranking Member*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade, to which was referred Senate File 146, a bill for an act to amend section ninety-eight point thirty-six (98.36), Code 1946, and forbidding the sale of cigarettes by any state permit holder to other than holders of state or retail permits, 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 146 by inserting in the blank in line three (3) of section two (2) the words "Cedar Falls Record", in the blank in line four (4) of section two (2) the words "Cedar Falls", in the blank in line five (5) of section two (2) the words "Muscatine Journal" and in the blank in line six (6) of section two (2) the word "Muscatine".

HERMAN LORD, *Ranking Member*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade, to which was referred House File 9, a bill for an act to amend section one hundred twenty point eight (120.8), Code 1946, relating to watchmakers and repairmen, begs leave to report it has had the same under consideration and recommends the same do pass.

HERMAN LORD, *Ranking Member*.

Ordered passed on file.

Senator Faul submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan, to which was referred Senate File 134, a bill for an act to permit banks to remain closed on any one business day of each week of the year upon approval by the superintendent of banking and the state banking 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 be reported out without recommendation:

1. Amend Senate File 134 by striking from line nine (9) of section one (1), the word "holiday" and inserting in lieu thereof the words "closing day".

2. Further amend Senate File 134 by striking from line thirteen (13) of section one (1) the word "holiday" and inserting in lieu thereof the words "closing day".

3. Further amend Senate File 134 by striking all of section three (3).

GEORGE M. FAUL, *Chairman*.

Ordered passed on file.

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate Joint Resolution 3, providing for the appointment of a state building code council and making 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:

1. Amend Senate Joint Resolution 3 by striking the word "Resolved" in the enacting clause and inserting in lieu thereof the word "Enacted".

2. Further amend Senate Joint Resolution 3, section 1, line four (4) by inserting after the word "Engineers", the following: "two (2) General Contractors, all four experienced in building construction."

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File 143, a bill for an act to make an appropriation to the national guard and the state guard, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 46 as follows:

1. Amend Senate File 46 by changing the comma (,) to a period (.) after the word "examination" in line thirty-nine (39) of section two (2), and strike the remainder of line thirty-nine (39), and all of lines forty (40) and forty-one (41).

2. Amend Senate File 46 by inserting after the period (.) following the word "conference" in line forty (40) of section three (3) the following: "The members of the conference when organized shall constitute the appointive board."

GEORGE M. FAUL.

1. Amend Senate File 46 by striking lines thirty-six (36) to forty-six (46), inclusive, of section twelve (12), subsection five (5).

2. Further amend Senate File 46 by striking the comma (,) after the words "may be" in line thirty-seven (37) of section two (2) and placing a period (.) in lieu thereof, and by striking the balance of line thirty-seven (37) and lines thirty-eight (38) to forty-one (41).

ARTHUR H. JACOBSON.

Amend Senate File 46, as follows:

Amend Senate File 46, Section 17, line 1, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Amend Senate File 46, Section 19, line 2, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 19, line 8, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 25, line 1, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 23, line 8, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 25, line 14, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

JOHN P. BERG.

Amend Senate File 46 by striking from line four (4) of section

eighteen (18) the word "examing" and inserting in lieu thereof the word "examining".

FRANK C. BYERS.

Amend Senate File 46 by striking from paragraph four (4) of Section twelve (12) the words "He shall cooperate" and by inserting in lieu thereof the word "Cooperate".

FRANK C. BYERS.

Amend section three (3) of Senate File 46 by adding after the comma (,) following the word "review" in line fifty (50) thereof the words: "and in all other matters,"

ARTHUR H. JACOBSON.

1. Amend Senate File 46 by inserting after section fifty-three (53) as section fifty-four (54) the following:

"The county attorney shall act as attorney for the county assessor and the office of county assessor shall be regarded as a county office."

2. Further amend Senate File 46 by renumbering the succeeding sections.

R. B. HAWKINS.

Amend Senate File 46 by striking from section ten (10) line two (2) and the words "he serves, such salary" from line three (3) thereof.

ARTHUR H. JACOBSON.

1. Amend subsection five (5) of section twelve (12) of Senate File 46 as amended by the Faul amendment by inserting in line two (2) thereof after the word "order" the following: "to examine witnesses and"

2. Further amend subsection five (5) of section twelve (12) of Senate File 46 as amended by the Faul amendment by adding at the end of line six (6) thereof the words: "examination of witnesses and"

ARTHUR H. JACOBSON.

Amend Senate File 46 by placing a period (.) after the word "office" in line two (2) of section twelve (12), and striking lines three (3) and four (4) thereof.

R. R. BATESON.

1. Amend Senate File 46, section 58, by striking from line two (2) the comma (,) after the word "mayor" and inserting the word "and".

2. By striking from line two (2) the comma (,) after the word "treasurer" and the words "and assessor" and the comma (,) after the word "assessor."

3. By striking from line nine (9) of said section the words "except assessors."

FRANK C. BYERS.

Amend Senate File 100 as follows: "Strike Section 17."

HERMAN B. LORD.

FRANK MARTIN.

Amend Senate File 123 by inserting the figure "0" after the figure "4" in line three (3) of paragraph b of Section one (1).

Further amend by striking the figures "43" in line two (2) of Section two (2) and substituting the figures "32" in lieu thereof.

RICHARD V. LEO.

Amend Senate File 124 by striking the period (.) at the end of line seven (7) and adding the following: ", provided it does not interfere with the regular county work schedule for such equipment and operator; and provided further that said contracts shall include a fair and reasonable charge for the use of the equipment and operator making due allowance for the depreciation of said equipment."

R. R. BATESON.

Amend Senate File 132 by inserting after the second comma appearing in line seven (7) of section four (4) the following: "and by deleting the word 'cancelled' in line thirty-eight (38),".

J. T. DYKHOUSE.

1. Amend Senate File 139 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred fifteen point forty-nine (515.49), Code 1946, is amended by striking therefrom subsections two (2) through five (5), inclusive, and inserting in lieu thereof the following:

'2. Any domestic or foreign insurance company authorized in this state to do the business contemplated by either subsection 2 or 5 may in addition to such business insure against the casualties specified in subsections 4 and 6 of section 515.48, and also to insure against theft, larceny, burglary and robbery, or attempt thereat.

'3. Any domestic or foreign company authorized in this state to transact the business specified in subsection 5 of section 515.48, if it is possessed of a paid up capital of three hundred thousand dollars, may, in addition to insuring against the casualties specified in subsection 5 transact the business specified in subsections 2, 3, 4 and 6 of said section, and insure against loss of and damage to glass.

'4. Any domestic insurance company authorized in this state to transact the business specified in subsection 5 of section 515.48, and possessed of two hundred fifty thousand dollars paid up capital stock, may, in addition to insuring against the casualties specified in subsection 5, transact the business specified in subsection 4 of said section, and insure against injury or loss to persons or property, or both, contemplated by subsection 6, and may also insure against loss of or damage to glass.

'5. Any foreign insurance company authorized in this state to transact the business specified in subsection 5 of section 515.48, if possessed of a paid-up capital or surplus of three hundred thousand dollars, in addition to insuring against the casualties specified in subsection 5, may insure against the casualties specified in subsection 4 and 6 of said section, and also insure against loss of and damage to glass.'

"Sec. 2. Section five hundred fifteen point forty-nine (515.49), Code 1946, is further amended by striking from lines fourteen (14), fifteen (15), sixteen (16), seventeen (17), and eighteen (18) of subsection

seven (7), the words 'paid up capital, except that fidelity and surety companies may be exposed on any one risk or hazard to an amount not exceeding ten per cent of their paid-up capital and surplus' and inserting in lieu thereof the words 'surplus to policy holders'.

"Sec. 3. Section five hundred fifteen point forty-nine (515.49), Code 1946, is further amended by adding thereto the following:

'8. Any company organized under Chapter 515, Code 1946, or authorized to transact in this state the kinds of insurance business specified in any of the paragraphs of section 515.48, Code 1946, may insure risks of every kind or description as now specified in section 515.48 and such additional risks as may hereafter be specified by amendment to said section, provided it maintains a paid-up capital of not less than one million dollars (\$1,000,000.00).'

2. Further amend Senate File 139 by striking all of line one (1) after the word "Act" and all of lines two (2), three (3), four (4) and five (5) of the title and inserting in lieu thereof the following: "to amend section five hundred fifteen point forty-nine (515.49), Code 1946, relative to the combination and limitation on insurance risks."

E. K. BEKMAN.

Amend Senate File 201, section three (3) by striking lines five (5), six (6), seven (7), eight (8) and nine (9), and inserting in lieu thereof the words, "their use for the County library may be enforced against the County Board of Supervisors by the library board by an action of mandamus or by other proper action."

E. K. BEKMAN.

Amend Senate File 213 by inserting, following the period (.) after the word "basis" in line five (5), section one (1), the following: "A corporation is a person within the meaning of this act."

Further amend by striking the word "trustees" from line two (2) of section five (5).

Further amend by striking the period (.) at the end of line twelve (12), section five (5), and adding the following: "and shall be selected by the directors."

Further amend by inserting a section prior to section twenty-one (21) as follows: "Private property of the members shall be exempt from execution for the debts of the co-operation."

R. R. BATESON.

Amend Senate File 216 by adding the following section:

"Sec. 7. Section eighty point twenty (80.20), Code 1946, is amended by striking the word "governor" from line three (3) and inserting in lieu thereof the words "attorney general".

EDWIN C. SCHLUTER.

1. Amend House File 34 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred forty-one point seven (341.7), Code 1946, is hereby amended by adding to said section the following: 'The compensation allowed to any such assistants shall be paid out of the court fund of the county.'"

2. Further amend House File 34 by striking from line three (3) of the title the words "assistance for" and inserting in lieu thereof the words "assistants to".

GEORGE M. FAUL.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 12, 1947.

The Senate met in regular session, President Pro tempore Leo presiding.

Prayer was offered by Rev. Gerald E. Graham, pastor of St. John's Episcopal Church, Keokuk, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lord for the day on account of illness, on request of Senator Skourup.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county favoring tuberculosis legislation.

By Senator Findlay, from residents of Webster county relating to children in boarding homes.

By Senator Kirketeg, from residents of Adams county favoring school legislation; also compensation of state examiners.

By Senator Linnevold, from residents of Winneshiek county in opposition to proposed tax on commercial amusements.

By Senator Maytag, from residents of Jasper county favoring aid to public schools from sources other than local property tax.

By Senator Mercer, from residents of Johnson county favoring proposed legislation for city firemen.

INTRODUCTION OF BILLS

Senate File 246, by Senators Mercer, Lord, Berg, Reilly and Watson, a bill for an act to amend chapter three hundred three (303), Code 1946, and to amend sections three hundred three point one (303.1), three hundred three point two (303.2), three hundred three point three (303.3), Code 1946, to establish a state engineering and architectural library and relating to state libraries.

Read first and second times, and passed on file.

Senate File 247, by Committee on Conservation, a bill for an act to permit the state conservation commission to restore Goose Lake, Greene County, Iowa, and to acquire such lands and rights as are necessary to return same to a suitable wild life area.

Read first and second times, and placed on the calendar.

Senate File 248, by Senators Clem, Hart, Faul, Reilly and Zastrow, a bill for an act to amend chapter five hundred thirty-three (533), Code 1946, relating to credit unions.

Read first and second times, and passed on file.

Senate File 249, by Committee on Judiciary 2, a bill for an act to amend chapter five hundred fifty-nine (559), Code 1946, to define the term "power to appoint" as used therein, and to include within said definition powers of consumption, powers in trust or in the nature of a trust, powers to amend, and all other powers which are in substance or effect powers of appointment, regardless of the language used to create them; to provide for the disclaimer of powers, the release of one donee of his right to exercise a joint power, to provide for release of powers for a period of time and to provide for the delivery of releases and disclaimers of powers.

Read first and second times, and placed on the calendar,

Senate File 250, by Committee on Appropriations, a bill for an act to amend section two hundred forty-one point twenty-one (241.21), Code 1946, and to provide what shall be done at the end of each biennium with the unexpended funds remaining from any appropriation or allocation made by the state to the fund for aid to the blind.

Read first and second times, and placed on the calendar,

Senate File 251, by Senators Berg, Byers, Clem, Faul, Elthon, Knutson and Maytag (Anderson and others), a bill for an act to create an Iowa legislative Council, describing its membership, defining its duties and powers and providing for an appropriation to carry out the duties of said Council.

Read first and second times, and passed on file.

Senate File 252, by Senators Bateson and Dewel, a bill for an

act to amend chapter one hundred seven (107), Code 1946, relating to the state conservation commission and its officers and employees.

Read first and second times, and passed on file.

Senate File 253, by Senator Jacobson, a bill for an act relating to permissive use of school transportation facilities by others than pupils in public schools and providing for reimbursement to the school district for such use.

Read first and second times, and passed on file.

Senate File 254, by Senator Faul, a bill for an act to amend sections four hundred point one (400.1), four hundred point six (400.6) and four hundred point nine (400.9), Code 1946, so as to provide for the deduction of the cost of group insurance from pensions paid retired municipal waterworks employees.

Read first and second times, and passed on file.

Senate File 255, by Senator Berg, a bill for an act to permit school boards in cities of over 50,000 population to dispose of certain property on their own motion.

Read first and second times, and passed on file.

Senate File 256, by Senator Sharp (Smith of Clayton), a bill for an act to open certain waters of the Mississippi River to commercial fishing.

Read first and second times, and passed on file.

UNFINISHED BUSINESS

Senator Newsome called up for further consideration Senate File 34, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), sub-section eleven (11), Code 1946, relating to boarding prisoners.

Senator Newsome offered the following amendment and moved its adoption:

Amend Senate File 34 by striking all of lines four (4) to eight (8), inclusive, following the word "word" appearing in line four (4) and inserting in lieu thereof the following: "thirty-five".

Senator Long moved that Senate File 34 be referred to the committee on compensation of public officers and employees.

The motion prevailed and Senate File 34 was referred to the committee on compensation of public officers and employees.

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

SENATE CONCURRENT RESOLUTION 15

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses be held at 11:15 o'clock, February 12, 1947, to be held in the House of Representatives of the Fifty-second General Assembly, in memory of the birth of former President Abraham Lincoln; and that the Honorable Chauncey A. Weaver of Des Moines, Polk County, Iowa, be invited to address the joint session.

The motion prevailed and the resolution was adopted.

Senator Bekman asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 79, a bill for an act relating to legalizing acts pertaining to public utilities in Pella, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 154, a bill for an act relating to audit of accounts of state highway commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 206, a bill for an act relating to railway crossings with highways, streets and alleys.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 7, a bill for an act relating to officers of the general assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 8, a bill for an act relating to current expenses of the general assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 58, a bill for an act relating to issuance of certain municipal bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 77, a bill for an act relating to deductions for income tax of nonresidents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 89, a bill for an act relating to cities and towns collaborating with the federal government in flood control projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 132, a bill for an act relating to reversion of highways no longer within the primary road system.

Also: That the House has concurred in Senate amendments to and passed House File 175, a bill for an act relating to publication of matters of general public importance by municipalities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 208, a bill for an act relating to assessment for library funds in cities and towns.

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

House Concurrent Resolution 9, providing for a joint convention of the Fifty-second General Assembly, Feb. 14, 1947, and that Mr. Storm of Radio Station WOW be invited to show pictures of the development of the Big Muddy.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 9

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Fifty-second General Assembly be held on Friday noon, February 14, 1947.

Be It Further Resolved: That Mr. Storm of Radio Station WOW be invited to show at this joint convention of the two houses of the General Assembly the picture on Development of Big Muddy, which he has shown to the South Dakota and Nebraska Legislatures.

REPORT OF SECRETARY

The Secretary of the Senate reports that he has complied with the request under Senate Concurrent Resolution 13, and that copies of the resolution have been transmitted to the President of the United States, to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress, to the chairmen of the

committee on ways and means and the committee on appropriations of the House of Representatives, and the chairmen of the committee on finances and the committee on appropriations of the Senate.

PRESENTATION OF VISITORS

Senator Watson asked and received unanimous consent to present to the Senate, a former member of the Senate, the Honorable Ed. S. White of Shelby county who was present in the chamber.

Senator Faul asked and received unanimous consent to present to the Senate the members of the United States Government class of the Valley high school who were present in the balcony with their teacher, Mrs. Wall.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

Senate Concurrent Resolution 15, providing for a joint convention of the Fifty-second General Assembly to be held at 11:15 today in commemoration of the birth of former President Abraham Lincoln.

A. C. GUSTAFSON, *Chief Clerk.*

SPECIAL ORDER

UNFINISHED BUSINESS

Senator Byers called up for further consideration Senate File 46, a bill for an act to provide for the assessment of real and personal property in the state of Iowa; creating the office of county assessor and providing for the selection of county assessors in each county of the state of Iowa; creating the office of city assessor and providing for the selection of city assessors in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); providing for the establishment of county boards of review in each county of the state of Iowa; providing for city boards of review in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); and generally providing for the ordinary assessment and equalization of assessments of real and personal property throughout the state of Iowa and providing for

the levy of taxes to pay the costs of such assessments; and amending certain sections of the Code 1946.

Senator Faul offered the following amendments:

1. Amend Senate File 46 by changing the comma (,) to a period (.) after the word "examination" in line thirty-nine (39) of section two (2), and strike the remainder of line thirty-nine (39), and all of lines forty (40) and forty-one (41).

2. Amend Senate File 46 by inserting after the period (.) following the word "conference" in line forty (40) of section three (3) the following: "The members of the conference when organized shall constitute the appointive board."

Senator Faul asked and received unanimous consent to withdraw amendment 1.

On motion of Senator Faul amendment 2 was adopted.

Senator Jacobson offered the following amendments and moved the adoption of amendment 1.

1. Amend Senate File 46 by striking lines thirty-six (36) to forty-six (46), inclusive, of section twelve (12), subsection five (5).

2. Further amend Senate File 46 by striking the comma (,) after the words "may be" in line thirty-seven (37) of section two (2) and placing a period (.) in lieu thereof, and by striking the balance of line thirty-seven (37) and lines thirty-eight (38) to forty-one (41).

The motion prevailed and amendment 1 was adopted.

On motion of Senator Jacobson, amendment 2 was adopted.

Senator Berg offered the following amendment and moved its adoption:

Amend Senate File 46, as follows:

Amend Senate File 46, Section 17, line 1, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Amend Senate File 46, Section 19, line 2, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 19, line 8, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 25, line 1, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 23, line 8, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

Further amend Senate File 46, Section 25, line 14, by striking the words and figures ten thousand (10,000) and inserting in lieu thereof the words and figures seven thousand five hundred (7,500).

IN MEMORIAM

The time having arrived for the joint session and in accordance with Senate Concurrent Resolution 15 duly adopted, Senator Elthon moved that when the Senate recess, that it recess until 2:00 p.m., which motion prevailed.

COMMITTEE FROM THE HOUSE

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

On motion of Senator Bekman the Senate proceeded to the House under the direction of the Sergeant-at-arms.

JOINT CONVENTION

In accordance with Senate Concurrent Resolution 15, duly adopted, the Joint Convention was called to order; Richard V. Leo, President Pro Tempore, presiding.

Sloane of Polk moved that the roll call be suspended.

Motion prevailed.

Senator Elthon moved that a committee of three be appointed to escort Mr. Chauncey A. Weaver to the Speaker's station.

Motion prevailed and the President Pro Tempore appointed as a committee: Senator Bekman, Senator Faul and Representative Robinson.

The committee escorted Mr. Weaver to the Speaker's station.

Schwengel of Scott addressed the Joint Convention as follows:

MR. SPEAKER, MEMBERS OF THE HOUSE, MEMBERS OF THE SENATE AND GUESTS:

I address you in humility because I sincerely believe no one can do justice to Lincoln in words. The greatest compliment that can be paid him is an exemplification of what he stood for.

I feel that I should explain my appearing on the program at this time. It was the intention of the senior gentleman from Scott and myself to bring before this House body the Honorable Judge Bollinger of Davenport, a life student of Lincoln, and who in his lifetime has made

a collection of Lincoln books, valued conservatively at \$60,000. He has provided in his will that at his death this collection become the property of Iowa, with the University of Iowa as custodian. In his inability to be here today I speak as a compliment to him, using Lincoln as a subject.

Forty-seven years ago today that great and eminent author, Edwin Markham, uttered these words at the occasion of a Republican meeting at the Del Monica Club in New York City:

LINCOLN, THE MAN OF THE PEOPLE

When the Norn-Mother saw the Whirlwind Hour,
Greatening and darkening as it hurried on,
She bent the strenuous Heavens and came down
To make a man to meet the mortal need.
She took the tried clay of the common road—
Clay warm yet with the genial heat of Earth,
Dashed through it all a strain of prophecy;
Then mixed a laughter with the serious stuff.
It was a stuff to wear for centuries,
A man that matched the mountains, and compelled
The stars to look our way and honor us.

The color of the ground was in him, the red earth;
The tang and odor of the primal things—
The rectitude and patience of the rocks;
The gladness of the wind that shakes the corn;
The courage of the bird that dares the sea;
The justice of the rain that loves all leaves;
The pity of the snow that hides all scars;
The loving-kindness of the wayside well;
The tolerance and equity of light
That gives as freely to the shrinking weed
As to the great oak flaring to the wind—
To the grave's low hill as to the Matterhorn
That shoulders out the sky.

And so he came.

From prairie cabin up to Capitol,
One fair Ideal led our chieftain on.
Forevermore he burned to do his deed
With the fine stroke and gesture of a king.
He built the rail-pile as he built the State,
Pouring his splendid strength through every blow,
The conscience of him testing every stroke,
To make his deed the measure of a man.

So came the Captain with the mighty heart;
And when the step of Earthquake shook the house,
Wrenching the rafters from their ancient hold,

He held the ridgepole up, and spiked again
The rafters of the Home. He held his place—
Held the long purpose like a growing tree—
Held on through blame and faltered not at praise.
And when he fell in whirlwind, he went down
As when a kingly cedar green with boughs
Goes down with a great shout upon the hills,
And leaves a lonesome place against the sky.

Senator Bekman introduced to the Joint Convention, Mr. Chauncey A. Weaver who addressed the Joint Convention as follows:

The poet Wordsworth once said of the organ-voiced Milton, who had preceded him a century before,

"Thy soul was like a star, and dwelt apart!"

We are concerned at this hour with a star of first magnitude in the over-arching sky of American history. Although we have been gazing at this luminary for quite awhile, the fascination of its pure white lights remains unbroken. Its isolation is still impressive; its mystery profound.

Surely, once a year is not too often to meet together where from some altitude of retrospection we may renew the contemplation thereof.

It is one hundred and thirty-eight years ago today that Abraham Lincoln was born. Amid surroundings as lowly as those into which the Son of God was ushered, this Child of Destiny came. The father, an uncouth and unlettered Kentucky backwoodsman, placed the newborn babe upon its mother's breast—that mother of whom it has been said:

"Dim as the dream of a shifting mirage, her face and figure waver through the mists of time and rumor."

"They buried her there, in the forest gloom;

Mourned her a space, then stolidly moved on,

And left the winds to strew her lonely tomb,

With withered leaves, and drifting snow, anon;

But sleeping there, perhaps—perhaps she knew,

When all her mother dreams at last came true!"

On that day the Republic had seen less than a third of a century of national existence. Its population was under nine million people. The administration of President Thomas Jefferson was just reaching its twilight hour. Daniel Webster, whose trumpet-tongue would one day expound the Constitution and proclaim its majesty as fundamental law at the bar of public opinion, was only twenty-eight years old. Henry Clay, who sought to stem the rising tide of anti-slavery sentiment and guide its gathering forces into the quieter channels of compromise, by the magic wand of his wonderful eloquence, was thirty-two.

In that vast arena, part settlement and part wilderness, which would eventually witness the mighty drama of coming years, could human imagination paint a more pathetic picture of obscurity and desolation than that log cabin among the vales of Kentucky, where the infant child of Thomas and Nancy Lincoln first blinked its wondering eyes against the light of day?

Are you people interested in the study of contrasts? Then compare the early boyhood of Abraham Lincoln with that of the youth of today. So far as known he never owned a sled, or a ball and bat, or a pair of skates, or a bicycle. In fact, for little Abe, there was not even a school—except the school of poverty and privation.

But, "Sweet are the uses of adversity, which, like the toad, ugly and venomous, wears yet a precious jewel in his head. And this our life, exempt from public haunt, finds tongues in trees, books in the running brooks, sermons in stones, and good in everything."

From such a university did our hero emerge, with a degree from whose parchment the ink was to never fade.

Growing up amid forest solitudes, in a region where culture was unknown, suddenly a shadow fell across his pathway which never quite lifted. His mother passed away. His sorrow seemed almost unbearable. Then came a period of loneliness which remained unbroken until a step-mother arrived at that crude and desolate home. And she left this testimony:

"He never gave me a cross or hesitating word or look. His mind and mine, what little I had, ran together. He was the best boy that ever lived."

By slow and tedious steps the young lad mastered the alphabet and learned to read. With less than six months all told inside a school house there was awakened within him an insatiable appetite for books. One of his biographers records:

"The books at home exhausted, he ranged the countryside in search of more—an intellectual prowler for the sustenance of the printed page."

Few volumes came to gladden his lonely hours but he mastered those which reached his hands. The Bible, that incomparable wellspring of purest English diction, Weems' "Life of Washington," Bunyan's "Pilgrim Progress," one lone law book and, after awhile, a volume of Shakespeare—these laid the foundation of that style of composition and public speaking which later on was to produce the Second Inaugural Address and the immortal utterance at the field of Gettysburg.

Measured in the light of how he struggled, of what he did, and what he became, how easy it is to linger over every page of that strange and haunting story. Little did I realize the magnitude of the task assumed when cheerfully agreeing to the eminently appropriate suggestion of a thirty minute limitation for this address.

Can you pour the ocean into your drinking cup? Can you empty the skies of their azure blue into the hollow of your hand? Can you encompass the serene and lofty heights or the abysmal depths of this gigantic personality through the medium of an after-dinner panegyric?

Let us be content if in this hour of historic memory we may but touch the garment-hem of Abraham Lincoln's greatness.

The boy grew up to man's estate, as boys will do. How tall he was—six feet and four! His physical stature seemed to symbolize the loftiness of his figure in the councils of the nation in later days, so that men said of him:

"His seer-like vision could look beyond the smoke and dust of present

conflict into a future bright, honorable and free. His head was so near the stars it sometimes seemed as though he were listening to the music of the Choir Invisible!"

Boys not only grow up but their next step is usually to leave home. Such a day came to young Lincoln. There was never much of sympathetic comradeship between the father and son; but he hated to leave his step-mother, of whom he never failed to speak words of affection and gratitude. But while splitting rails by day, or brooding beneath the stars at night, or trying between times to absorb and assimilate the message of an occasional book, he felt a quickening of impulse to wander out into the illimitable fields of the unknown. As Beveridge records it:

"And so he drifted across and down the Ohio to a landing place on the Indiana bank, like a piece of human flotsam thrown forward by the surging tide of immigration, the black and prodigious depths of a mighty woods before him."

Passing over that transitory period in southern Indiana we now follow Lincoln to the land of new adventures. What a commonplace preparation for a career which was to challenge the wonder of mankind! First a helper in a crossroads country grocery store at Salem; later operator of a ferry-boat; at quite regular intervals a referee in wrestling matches; finally a Captain in the Black Hawk Indian war—yet all the while intensely interested in everything that was going on about him, and eagerly absorbing all that he heard from afar. Then blossomed the long cherished purpose to study law. Admitted to the bar he removed to Springfield where the unfolding of that remarkable career began. From one circuit court to another he traveled—a character so grotesque in appearance that the frivolous never failed to laugh; and yet, there was something in the mind and heart of that awkward and ungainly figure that attracted thinking men and women, and caused them to listen and to reflect, and to say to one another, "He may be heard from some day."

To appreciate Lincoln as a lawyer we must view him from the standpoint of his own times. The country was new. The west was in the early stages of development. Railroads were just beginning to appear. Education was at a low ebb. College graduates were few. Law office libraries with one hundred volumes on the shelves in a country town were extremely rare. Lincoln was thoroughly versed in everything he had read but in the nature of things his range of legal reading had not been extensive. He did know the book of human nature and this power of analysis stood him in good hand as a jury trial lawyer in the country circuit courts of Illinois. The records show that in the trial courts he won more cases than he lost, but in the appellate courts his success was not phenomenal. The record is that in the supreme court of Illinois he argued one hundred and seventy-five cases. He was successful in ninety-six and a loser in seventy-nine. A singular feature of his practice was that he seldom appeared for the plaintiff; he was at his best on the defensive side of a lawsuit.

Another notable characteristic was the fact that Lincoln was one of the poorest chargers known to the legal profession of that day. "You

must think I am a high-priced man," he once wrote to a client who had sent him a fee of twenty-five dollars. "You are too liberal with your money. Fifteen dollars is enough for the job. I herewith return to you a ten dollar bill."

An idiosyncrasy for which the present day generation of lawyers is not particularly noted.

There is one story in connection with Lincoln's career at the bar which I cannot forego narrating as it is so illustrative of the inborn character of the man.

This story involves the case of McCormick v. Manny, et al., and is known as the "Reaper Case." The name of McCormick, in connection with the manufacture of harvesting machinery was just commencing to attract wide public attention—especially through the grain growing area of the west. The McCormicks had invented their machine and had moved to Chicago as a place of more advantageous exploitation. John Manny of Rockford, Illinois, a rival manufacturer, was sued by McCormick for infringement of patent. Manny was joined in defense by several manufacturers in the east who were bent upon putting McCormick out of business, or at least breaking the monopoly of the harvester trade which he was rapidly acquiring. It was expected the case would be tried in Chicago. The best lawyers in the country were retained. The defense believed it wise to have a country lawyer from Illinois as co-counsel and accordingly A. Lincoln of Springfield was retained. Lincoln made preparation. A change of venue was secured and the cause remanded to Cincinnati for trial. Lincoln arrived at Cincinnati when the case was assigned. Appearing as head counsel for the defense was Edwin M. Stanton. As we would say in these modern times, Stanton gave Lincoln "the once over" and never looked at, or spoke to, him during the engagement. Lincoln had prepared himself to argue upon the merits but he was not so much as asked to sit at the counsel table.

But Lincoln remained in the court room. He took copious notes. He was an intent listener. When the trial had ended the country lawyer wended his lonely way back to Springfield. Not one word of confessed humiliation or chagrin escaped his lips. He simply said to those who condescended to speak to him, "I'm going home to study law! I'm going home to study law!"

You members of the bar, how would you have met a rebuff of that kind? I almost tremble to think what I would have done! What did Abraham Lincoln do when the opportunity came to even up that Cincinnati score? Ten years had rolled by—a decade in which the long gathering forces of an irrepressible conflict had met with impact so challenging that the prairies of the west were on fire; the north had said to the south the guns of Sumter have sounded the death knell of your cherished institution; and the voice of freedom, speaking through the Republican party of that day, had turned from Seward and from Sumner and from Chase, and selected Abraham Lincoln of Springfield, Illinois, as a standard-bearer. He had vanquished Douglass in the most memorable series of debates known to the annals of forensic conquest

and from farthest east to farthest west was heard the cry, "Lincoln, the man of the hour!"

And to the national capital Abraham Lincoln came! He was the chief magistrate of a nation whose perpetuity was threatened. The hideous leer of treason could be seen within the very halls of state. The serpent hiss of secession had poisoned the Potomac atmosphere. Amid such surroundings he must choose a cabinet. What an hour for one exultant with the consciousness of official power! He scanned the horizon in his search for men. Did he say, Now is the time to punish enemies? Now is the time to reward my friends? He said nothing of the kind. Amid the encircling gloom of oncoming civil war he discerned the figure of Edward M. Stanton, the distinguished lawyer who had spurned him during the trial of the McCormick case at Cincinnati, and he beckoned him to come. "You are to be my attorney general," said he. And Stanton came. Four years later, Stanton stood by Lincoln's side as he breathed his last—the victim of treason's climacteric assassination—and said, "Now he belongs to the ages!"

How wondrously true thy words, O Galileean, "He that exalteth himself shall be abased; but he that humbleth himself shall be exalted!"

The election of Lincoln to the presidency brought him to the seat of national government where he was to become a central figure in the most stormy and tempestuous period the Republic had ever known.

On April 12, 1861, the booming of Confederate guns at Sumter was a signal that the period of compromise had passed and that civil war was at hand.

Anxious and wearisome weeks and months went by. Things were going wrong on the field of battle. Incompetent commanders were being replaced with other untried men. Northern copperheads were proclaiming the doctrine of distrust, giving aid and comfort to the enemy, and predicting ultimate defeat for the union forces. The daily and weekly press were finding fault with Grant—to Lincoln's mind the most hopeful and reassuring figure on the armed horizon. Cabinet officers were bickering among themselves and constantly finding fault with their executive head.

Professional grafters and parasitic profiteers were sucking the nation's very life blood. Horace Greeley, of the New York Tribune, arch-oracle of human freedom in ante-bellum days, became panic stricken with the firing of the first gun, and looking out over the seceding states, sweetly counseled in his editorial columns, "Let the erring sisters go in peace!"

It was no time for a weakling in the White House. In this seething cauldron of national bewilderment and semi-despair, stood Lincoln—

As some tall cliff that lifts its awful form,

Swells from the vale, and midway leaves the storm;

Though round its breast the rolling clouds are spread,

Eternal sunshine settles on its head.

Dark was the year of 1861; darker was 1862; and darkest was 1863. But after Chancellorsville came Gettysburg; and after Gettysburg came

the triumphant Siege of Vicksburg, and the Battle of the Wilderness, Chickamauga, Lookout Mountain, Atlanta and the March to the Sea.

Then came Appomattox, the surrender of Lee and peace.

Four years before, Abraham Lincoln had stood upon the front porch of the White House and uttered these prophetic words:

"The mystic chords of memory, stretching from every battlefield and patriot's grave to every living heart and hearthstone in this broad land, grandly swell the chorus of the union, when touched, as surely as they will be, by the better angels of our nature."

And now a grateful nation exalted him a second time to be their chief magistrate. Again he stood upon that White House porch. Amid the receding shadows of those four years in which he had made vicarious sacrifice as a man of sorrows and acquainted with grief, he looked out over a war-smitten nation—including a vanquished confederacy, and said:

"With malice toward none, with charity for all, with firmness in the right as God gives us to see the right; let us strive on to finish the work we are in; to bind up the nation's wounds, to care for him who shall have borne the battle, and for his widow, and his orphan—to do all which may achieve and cherish a just and lasting peace among ourselves, and with all nations."

One year, one month and eleven days from that hour, Abraham Lincoln was dead. A nation benumbed with sorrow, and eyes wet with tears, carried him back to his Springfield, Illinois, home, where the prairie winds might chant his eternal requiem.

There was an incident in the closing days of Lincoln's life which some of his biographers have overlooked. To my mind it is one of the key-notes to the mysterious nature of the man.

The Civil war had terminated in victory for the North. But the passions generated by conflict had not burned themselves out. There were still forebodings which seemed to temper the joys of peace.

Lincoln was seated in his White House office chair. Senators, congressmen, cabinet members, politicians of high, mediocre and low degree, were coursing their way through the room—anxious to reach the presidential ear with affairs of state and problems purely personal. In such a stage setting, Lincoln reached to a bookshelf and took down a volume of Shakespeare. Turning to Macbeth he read the following lines aloud to the impatient multitude:

Duncan is in his grave;
After life's fitful fever he sleeps well;
Treason has done his worst; nor steel, nor poison,
Malice domestic, foreign levy, nothing,
Can touch him further.

Out of the profundities of his nature—was this an uncanny premonition of the fate which was to overtake him?

Within thirty days after this White House episode—Abraham Lincoln was dead.

More than thirty years ago we heard Bishop Charles H. Fowler of Buffalo, N. Y., deliver his great platform masterpiece on Abraham

Lincoln. I shall never forget his opening sentences and the classification of world leadership which he gave. He said:

"Mankind will never forget Abraham, or Moses, or Leonidas, or Cincinnatus, or Pericles, or Paul, or Richelieu, or Cromwell, or Washington.

"Mankind will never forget the hero we add to their little company—Abraham Lincoln, who had the faith of Abraham, the leadership of Moses, the courage of Leonidas, the contentment of Cincinnatus, the statesmanship of Pericles, the massive intellectual force of St. Paul, the political sagacity of Richelieu, the moral integrity of Cromwell and the patriotism of Washington."

And so, my friends, I present for your earnest consideration and study, the life story of Abraham Lincoln, Prophet of God, who, though born in obscurity, came by divine appointment to do a great work, and who lighted and placed a torch on the ramparts of human freedom which the centuries cannot quench.

Abraham Lincoln—

"A blend of mirth and sadness, smiles and tears;

A quaint 'knight errant' of the Pioneers;

A homely hero born of star and sod;

A peasant prince; a masterpiece of God."

My fellow-citizens:

It is quite possible that the matters and things herein reviewed have come to most of you with the familiarity of a thrice told tale.

Since that tragic hour when his name was inscribed in the annals of martyrdom, every word, deed and fragment of his strange career have been subjected to the most exacting scrutiny. Biographers have expored every known trail. That which was hidden has been revealed. The man he was and the part he played in the great drama of his time have become the treasured lore of a common American fireside.

All of which leads us to conclude with the observation of another:

"There is no new thing to be said of Lincoln. There is no new thing to be said of the mountains, or of the sea, or of the stars. The years go their way but the same old mountains lift their granite shoulders above the drifting clouds; the same mysterious sea beats upon the shore, and the same silent stars keep holy vigil above a troubled world. But to mountains, sea and stars men turn forever in unwearied homage."

"And thus with Lincoln. For he was mountain in grandeur of soul; he was sea in deep undertone of mystic loneliness; he was star in steadfast purity of purpose and sacrificial service.

"And he abides."

Senator Bekman expressed his gratitude and appreciation to Mr. Weaver for appearing before the Joint Convention.

McFarlane of Black Hawk moved the address by Mr. Weaver be published in the Journal.

Motion prevailed.

Avery of Clay moved that the address by Schwengel of Scott be published in the Journal.

Motion prevailed.

On motion by Senator Elthon the Joint Convention was dissolved.

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

On motion of Senator Elthon, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Lynes presiding.

HOUSE MESSAGES CONSIDERED

House File 7, a bill for an act to amend section two point six, (2.6), Code 1946, relating to officers of the general assembly.

Read first and second times, and passed on file.

House File 8, a bill for an act to amend section two point twenty (2.20), Code 1946, relating to current expenses of the general assembly.

Read first and second times, and passed on file.

House File 58, a bill for an act to amend section three hundred ninety-six point twenty-two (396.22), Code 1946, relating to the issuance of certain municipal bonds, and to permit the issuance of such bonds to an amount, including all other municipal debt, not exceeding five per cent (5) of the actual value of the taxable property of the municipality and to permit cities and towns issuing such bonds for street improvements to pledge the street construction fund to the payment thereof.

Read first and second times, and passed on file.

House File 77, a bill for an act to amend section four hundred twenty-two point sixteen (422.16), Code 1946, relating to deductions for income tax of nonresidents by withholding agents.

Read first and second times, and passed on file.

House File 89, a bill for an act providing for authority in cities and towns to collaborate with the federal government in flood control

projects, to have all authority and power conferred by chapter three hundred ninety-five (395), Code 1946, in connection with such projects, to accept federal assistance and enter into necessary agreements with federal agencies in the promotion of such projects, and after applying government aid to assess the cost to be borne by such city or town in the manner provided by section three hundred ninety-five point eleven (395.11), Code.1946, and levy the assessment therefor as provided by section three hundred ninety-five point twelve (395.12), Code 1946, and accept contributions therefor; and to enter into maintenance agreements with the federal government.

Read first and second times, and passed on file.

House File 132, a bill for an act to amend section three hundred thirteen point two (313.2), Code 1946, relating to reversion of highways no longer within the primary road system.

Read first and second times, and passed on file.

House File 208, a bill for an act relating to assessment for library funds in cities and towns.

Read first and second times, and passed on file.

UNFINISHED BUSINESS

The Senate resumed consideration of the amendment filed by Senator Berg to Senate File 46.

The amendment was lost.

Senator Berg asked and received unanimous consent to withdraw his amendment to Senate File 46 filed by him and found on page 168 of the Senate journal.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 46 by striking from line four (4) of section eighteen (18) the word "examining" and inserting in lieu thereof the word "examining".

The amendment was adopted.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 46 by striking from line fifty (50) of section twelve

(12) the word "taxpayers" and insert in lieu thereof the word "taxpayer".

The amendment was adopted.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 46 by striking from paragraph four (4) of Section twelve (12) the words "He shall cooperate" and by inserting in lieu thereof the word "Cooperate".

The amendment was adopted.

Senator Jacobson asked and received unanimous consent to withdraw the amendment filed by him to section three (3) of Senate File 46 and found on page 298 of the Senate Journal.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 46 by inserting after the word "review", in line fifty (50), section three (3), the following: "and in the determination of all other matters," and by striking the period (.) after the word "review" in line fifty-four (54), section three (3), and inserting the following: ", and in the determination of all other matters."

The amendment was adopted.

Senator Hawkins offered the following amendment and moved its adoption:

1. Amend Senate File 46 by inserting after section fifty-three (53) as section fifty-four (54) the following:

"The county attorney shall act as attorney for the county assessor and the office of county assessor shall be regarded as a county office."

2. Further amend Senate File 46 by renumbering the succeeding sections.

The amendment was adopted.

Senator Jacobson offered the following amendment and moved its adoption:

Amend Senate File 46 by striking from section ten (10) line two (2) and the words "he serves, such salary" from line three (3) thereof.

The amendment was adopted.

Senator Jacobson offered the following amendment and moved its adoption:

1. Amend subsection five (5) of section twelve (12) of Senate File 46 as amended by the Faul amendment by inserting in line two (2)

thereof after the word "order" the following: "to examine witnesses and"

2. Further amend subsection five (5) of section twelve (12) of Senate File 46 as amended by the Faul amendment by adding at the end of line six (6) thereof the words: "examination of witnesses and"

The amendment was adopted.

Senator Bateson offered the following amendment:

Amend Senate File 46 by placing a period (.) after the word "office" in line two (2) of section twelve (12), and striking lines three (3) and four (4) thereof.

Senator Bateson asked and received unanimous consent to withdraw the amendment.

Senator Byers offered the following amendment and moved its adoption:

Amend section three hundred sixty-three point ten (363.10), Code 1946, as follows:

1. By striking from line two (2) the comma (,) after the word "mayor" and inserting the word "and".

2. By striking from line two (2) the comma (,) after the word "treasurer" and the words "and assessor" and the comma (,) after the word "assessor".

3. By striking from line nine (9) of said section the words "except assessors."

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine	Dykhousc	Keir	Musmaker
Bateson	Elthon	Kirketeg	Myrland
Bekman	Faul	Klein	Newsome
Benson	Findlay	Knudson	Reilly
Berg	Fishbaugh	Leo	Rockhill
Byers	Hart	Linnevold	Schluter
Clem	Hawkins	Long	Sharp
Colburn	Hultman	Lucas	Skourup
Dewel	Jacobson	Maytag	Watson
Doud	Jones	Mercer	

Nays, 10:

Barkley	Lynes	Miller, J. F.	Vittetoe
Foster	Martin	Ritchie	Zastrow
Henningsen	Miller, Ai		

Absent or not voting, 1:

Lord

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

Senator Byers moved that the 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 Byers asked and received unanimous consent that Senate File 46 as passed by the Senate be engrossed before the bill is messaged to the House.

ADDITIONAL COPIES

Senator Doud asked and received unanimous consent to have 1000 additional copies of Senate File 46 as passed by the Senate printed.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, a group of Camp Fire girls from Callanan and Washington Irving junior high schools of Des Moines, who were present in the balcony with their leader, Mrs. M. McCamm.

REPORTS OF COMMITTEES

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 98, a bill for an act to amend section six hundred thirty-six point forty (636.40), Code 1946, to prevent the escheat to the state of any part of an unmarried intestate's property where heirs to but one parent can be found, 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 98 as follows:

Insert in line five (5) of section one (1) after the word, "prescribed" the following:

" , provided that, the administrator shall make an affidavit showing that heirs of the one parent have not been found and publish such notice thereof as the court may direct. If no such heirs appear within ten days following said publication, proof thereof filed in the proceedings shall be conclusive that no such heirs exist."

Further amend by striking section three (3) thereof.

DEVERE WATSON, *Chairman.*

Ordered passed on file.

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred House File 32, a bill for an act providing for payment of insurance premiums from various county funds, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 35, a bill for an act to amend section 2.11 relating to compensation of members of the general assembly, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

FRED J. RITCHIE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 99, a bill for an act to amend section 24.29 relating to the fixing of budget appeals, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

• **FRED J. RITCHIE, Chairman.**

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 106, a bill for an act to authorize the board of supervisors of any county, with respect to lands located within the county but lying outside the corporate limits of a city or town, by resolution or ordinance to adopt zoning regulations . . . etc., begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 121, a bill for an act relating to bonds of county officers, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

FRED J. RITCHIE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 149, a bill for an act to amend sections 351.17 and 351.18, Code 1946, relating to licensing of dogs, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Senate File 149 by striking the word "July" in line four (4) and inserting in lieu thereof the word "May".

2. Further amend Senate File 149 by striking Sec. 2 and inserting in lieu thereof the following:

"Sec. 2. Section three hundred fifty-one point eighteen (351.18), Code 1946, is hereby amended by striking from lines one (1) and two (2) the words and figure "Immediately following, said April 1" and inserting in lieu thereof the words and figure "On or before May 15".

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 63, a bill for an act relating to authority in cities and towns to collaborate with the federal government in flood control projects, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 176, a bill for an act to permit cities over twenty-five thousand population operating under the manager plan to increase the levy for park purposes, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 176 by striking from lines two (2) and three (3), of section one (1), the words "after section four hundred nineteen point sixty-nine," and inserting in lieu thereof the words "after section four hundred nineteen point seventy (419.70)."

A. D. CLEM, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 228, a bill for an act to empower and obligate the City of Des Moines to cancel certain warrants issued by the said city of Des Moines and subsequently declared illegal and void, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman*.

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions, to which was referred Senate File 186, a bill for an act to amend section two hundred seventy-nine point thirty-four (279.34), Code 1946, an act relating to powers and duties of school districts, begs leave to report it has had the same under consideration and recommends the same be indefinitely postponed.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 107, a bill for an act to amend section six hundred thirty point one (630.1), Code 1946, relating to proceedings auxiliary to execution, in order to give jurisdiction to municipal courts to hear these proceedings, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 164, a bill for an act to amend chapter two hundred forty-seven (247), Code 1946, relating to paroles, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Bekman on February 5, 1947, and when so amended the bill do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 184, a bill for an act to amend section seven hundred fifty-five point four (755.4), Code 1946, relating to arrest, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 11, a bill for an act to authorize a tax levy in cities and towns including special charter cities for the purpose of providing a fund for the maintenance or employment of a symphony orchestra and providing for submission of the question of the levying of a tax for such purposes to the voters of such cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 153, a bill for an act to amend section four hundred four point five (404.5), subsection nine (9), Code 1946, relating to fire department maintenance fund and the millage rate therein authorized, begs leave to report it has had the same under consideration and returns the bill without recommendation.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 175, a bill for an act relating to military service exemptions from taxation, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Senator Hawkins submitted the following report:

MR. PRESIDENT: Your committee on election reforms, to which was referred Senate File 68, a bill for an act to amend sections fifty-six point one (56.1) and fifty-six point eight (56.8), Code 1946, to include candidates in special elections, begs leave to report it has had the same under consideration and recommends the same do pass.

R. B. HAWKINS, *Chairman*.

Ordered passed on file.

Senator Lynes submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 101, a bill for an act relating to the clean-out of an outlet drainage districts outletting into said outlet ditch, and providing for notice and hearing of said clean-out and said assessment, 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 101 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section four hundred fifty-five point one hundred forty-two (455.142), Code 1946, is amended by inserting after the period (.) following the figures "455.141" in the ninth (9) line of said section, the sentence "After said board has decided that such work should be done, it shall fix a date for hearing on its decision, and it shall give two (2) weeks notice thereof by registered mail to the auditor of the county wherein the land to be assessed for such work is located, and said county auditor shall thereupon immediately notify the board or boards of trustees of the districts having supervision thereof, as to said hearing on said contemplated work."

Sec. 2. Section four hundred fifty-five point one hundred forty-three (455.143), Code 1946, is amended by inserting after the comma (,) "

following the word "engineer" in line five (5) of said section, the words "such commissioners appointed shall not be residents of any of the districts affected, nor shall any member thereof have any interest in land in any districts affected by the contemplated work."

Sec. 3. Section four hundred fifty-five point one hundred forty-three (455.143), Code 1946, is further amended by striking the word "to" in line five (5) of said section and by inserting in lieu thereof the words "Such commission shall".

Sec. 4. Section four hundred fifty-five point one hundred forty-four (455.144), Code 1946, is amended by adding to the end thereof the following: "On the filing of said report, the board shall fix a time for hearing thereon, and it shall give notice thereof to the auditor of the county in which the land to be assessed for such work is located by registered mail; said county auditor shall thereupon immediately notify the board of supervisors, and board or boards of trustees of the districts having supervision thereof, as to said hearing on said commissioner's report".

Sec. 5. Section four hundred fifty-five point one hundred forty-five (455.145), Code 1946, is amended by adding to the end of said section the following: "After the final order of the board herein has been made, said board shall notify the county auditor, in the time and manner as provided in the two preceding sections, of said order, and said county auditor shall notify the board of supervisors, and said board or boards of trustees, of said final order. Said board of supervisors and said board or boards of trustees, if aggrieved by said final order, may appeal therefrom to the district court of the county in which any of the improvement proposed or done is located".

Sec. 6. Any such appeal shall be taken, perfected and conducted in the time and manner provided in sections four hundred fifty-five point ninety-two (455.92), four hundred fifty-five point ninety-four (455.94), four hundred fifty-five point ninety-five (455.95), four hundred fifty-five point ninety-six (455.96), four hundred fifty-five point ninety-seven (455.97), and four hundred fifty-five point ninety-eight (455.98), Code 1946, for appeals contemplated by said sections."

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 138, a bill for an act relating to the grading and filling of lands under the control of the dock board in cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend House File 39 by adding and consecutively numbering the following as a new section:

"Section three hundred ninety point four (390.4), Code 1946, is amended by striking from the last line thereof the words, 'such as' and inserting in lieu thereof the word, 'including'."

Further amend said House File 39 by renumbering the succeeding sections.

JOHN P. BERG.

Amend Senate File 80 by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Title ten (X), Code 1946, is amended by adding thereto the following:

(a) The words "animals" or "livestock" as used in this Act shall mean horses, mules, cattle, calves, swine, sheep, goats and poultry.

(b) "Community sale barns" as used in this Act shall mean stockyards or sale pavilions or other assembling places where livestock is brought for the purpose of sale for other than immediate slaughter, whether by private sale or public auction or on a commission basis, wholly or in part, but does not include public stockyards under federal supervision.

(c) The word "operator" as used in this Act shall mean the owner, manager, or person in charge or control of any community sale barn.

(d) "Consignor" means and includes any person who ships or delivers to any operator as herein defined, livestock or other property for handling, sale, or resale at a community sale barn.

Sec. 2. Each operator of a community sale barn or pavilion shall require all truckers and drivers of trucks to furnish waybills which shall be kept on file; such waybills to show point of loading, time of loading and delivery, truck license number, driver, owner of livestock, poultry, tractor or horse drawn farm machinery, and the description of such property so that it can be properly identified, and to have the signature of the owner or adult member of his family affixed thereto. Such waybill shall also show if the ownership has changed within ten (10) days and if so, from whom such livestock or other property herein designated was purchased.

Sec. 3. The waybills and the information to be required as provided in section two (2) hereof shall be in substantially the same form as the sample form to be furnished by the Division of Criminal Investigation of the Department of Public Safety of the State of Iowa.

Sec. 4. The operators of said sales barns or pavilions, as defined herein, shall keep said waybills on file for a period of not less than one (1) year, and the same shall be subject to inspection by any duly qualified law-enforcement officer or state inspector.

Sec. 5. Any person violating the provisions of this Act shall be guilty of a misdemeanor and punished by a fine of not to exceed five hundred dollars (\$500.00) or imprisonment in the county jail for six (6) months.

Sec. 6. This Act being deemed of immediate importance shall be in full force and effect from and after its publication in the Clarence

Sun, a newspaper published at Clarence, Iowa, and the Bremer County Independent, a newspaper published at Waverly, Iowa.

EDWIN C. SCHLUTER.

J. KENDALL LYNES.

FRANK D. MARTIN.

1. Amend Senate File 178, by striking from section four (4), all of sub-sections "d" and "e", and sub-section "f", to the period after the word "thereby" in line sixty-one (61), and inserting in lieu thereof the following: "No filing herein contemplated shall be binding on the Insurance Commissioner of the State of Iowa."

2. Amend Senate File 178, by striking all of section eighteen (18).

R. W. ZASTROW.

J. K. LYNES.

I. D. LONG.

FRED J. RITCHIE.

R. R. BATESON.

J. F. MILLER.

1. Amend Senate File 179, by striking from Section four (4), all of sub-sections "d" and "e", and sub-section "f" to the period after the word "thereby" in line fifty-eight (58), and inserting in lieu thereof the following: "No filing herein contemplated shall be binding on the Insurance Commissioner of the State of Iowa."

2. Amend Senate File 179, by striking all of section nineteen (19).

R. W. ZASTROW.

J. K. LYNES.

I. D. LONG.

FRED J. RITCHIE.

R. R. BATESON.

J. F. MILLER.

Amend Senate File 100 by adding before the period at the end of line four (4) of section one (1):

"and inserting in lieu thereof the following words:

"in unincorporated villages where the stores are owned and operated by a single society and where each of said villages is located no more than eight miles from any other such village where the stores are owned and operated by the same society, and"

LEROY S. MERCER.

Amend Senate File 124 by striking the period (.) following the word "equipment" at the end of the second paragraph of Section one (1) and adding the following: ", but such charge, exclusive of that portion made for the operator, shall not be less than one-twentieth (1/20) of one per cent (1%) of the value of the equipment, at the time of its acquisition by the county, for each hour used."

W. N. SKOURUP.

Amend Senate File 178 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. PURPOSE OF ACT. The purpose of this Act is to

promote the public welfare by providing for the regulation of insurance rates to the end that they shall not be unfairly discriminatory nor shall they be such as to endanger the solvency of insurers, and by authorizing and regulating cooperative action among insurers in rate making and other matters within the scope of this Act.

"Sec. 2. SCOPE OF ACT. This Act applies to fire, marine and inland marine insurance and allied lines on risks located in this state written by stock and mutual companies and reciprocal and interinsurance exchanges. Inland marine insurance shall be deemed to include insurance now or hereafter defined by statute, or by interpretation thereof, or if not so defined or interpreted, by ruling of the commissioner of insurance, hereinafter referred to as "commissioner", or as established by general custom of the business, as inland marine insurance.

This Act shall not apply:

(a) To reinsurance, other than joint reinsurance to the extent stated herein;

(b) To insurance of vessels or craft, their cargoes, marine builders' risks, marine protection and indemnity, or other risks commonly insured under marine, as distinguished from inland marine, insurance policies;

(c) To insurance of hulls of aircraft, including their accessories and equipment, or against liability arising out of the ownership, maintenance or use of aircraft;

(d) To motor vehicle insurance, nor to insurance against liability arising out of ownership, maintenance or use of motor vehicles;

(e) To county mutual assessment associations doing business under chapter five hundred eighteen (518), Code 1946.

"Sec. 3. RATING STANDARDS AND MAKING OF RATES.

(a) All rates shall be made subject to the following provisions:

1. Rates shall not be unfairly discriminatory nor shall they be such as to endanger the solvency of insurers;

2. Due consideration may be given to past and prospective loss experience within and outside this state, to catastrophe hazards, if any, to a reasonable margin for underwriting profit and contingencies, to dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers, to past and prospective expenses both country-wide and those especially applicable to this state, and to all other relevant factors within and outside this state;

3. The systems of expense provisions included in the rates for use by any insurer or group of insurers may differ from those of other insurers or groups of insurers to reflect the requirements of the underwriting methods of any such insurer or group with respect to any kind of insurance, or with respect to any subdivision or combination thereof for which subdivision or combination separate expense provisions are applicable;

4. Risks may be grouped by classifications for the establishment of rates and minimum premiums. Classification rates may be modified to produce rates for individual risks in accordance with rating plans which establish standards for measuring variations in hazards or expense provisions, or both. Such standards may measure any differences among

risks that can be demonstrated to have a probable effect upon losses or expenses. Classifications or modifications of classifications or risks may be predicated upon size, expense, management, individual experience, purpose of insurance, location or dispersion of hazard, or any other reasonable considerations, provided such classifications and modifications apply to all risks under the same or substantially the same circumstances or conditions.

(b) Except to the extent necessary to meet the provisions of subdivision 1 of subsection (a) of this Section, uniformity among insurers in any matters within the scope of this Section is neither required nor prohibited.

"Sec. 4. COOPERATIVE ACTION.

a. Subject to the provisions of this Act two or more licensed insurers may act in concert with each other and with others with respect to all matters pertaining to the making of rates, rating plans or rating systems or the preparation or making of insurance policy or bond forms, underwriting rules, surveys, inspections and investigations or the furnishing of loss or expense statistics or other information and data, or carrying on of research.

b. Any corporation, unincorporated association, partnership, or individual, other than a licensed insurer, which has as its or his object or purpose the making of rates, rating plans, or rating systems shall be known as a rating organization and may, subject to the provisions of this Act, conduct such operations in the state of Iowa. No insurer shall be deemed to be a rating organization.

c. No corporation, unincorporated association, partnership, or individual shall act as a rating organization in this state without first filing with the Superintendent of Insurance a written application for, and securing a license as, a rating organization for such kinds of insurance or subdivisions thereof as are specified in its application. Any corporation, unincorporated association, partnership, or individual, whether located within or outside this state may make application for and obtain a license as a rating organization for such kinds of insurance or subdivision or class of risk or a part or combination thereof as are specified in its application, provided it shall meet the requirements for license set forth in this Act. To obtain a license as a rating organization, every such corporation, unincorporated association, partnership or individual shall file therewith (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing the conduct of its business, (2) a list of its members and subscribers, (3) the name and address of a resident of this state upon whom notices or orders of the Superintendent of Insurance or process affecting such rating organization may be served and (4) a statement of its qualifications as a rating organization.

d. To obtain and retain a license, a rating organization shall provide satisfactory evidence to the Superintendent of Insurance that it will:

1. Permit any licensed insurer to obtain and use at its option such rating organization's rates and rating manuals at a reasonable cost without discrimination and without any requirement to become a member or subscriber;

2. Permit any licensed insurer to become a member of or a subscriber to such rating organization or withdraw therefrom;

3. Neither have nor adopt any rule or exact any agreement, the effect of which would be to require as a condition to membership or subscription any member or subscriber to adhere to its rules, rating plans or rating systems;

4. Neither adopt any rule nor exact any agreement the effect of which would be to prohibit or regulate the payment of dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers. A plan for the payment of dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers shall not be deemed to be a rating plan or system;

5. Neither practice nor sanction any plan or act of boycott, coercion or intimidation;

6. Neither enter into nor sanction any contract or act by which any person is restrained from lawfully engaging in the insurance business;

7. Submit to examination as prescribed by Section 5 of this Act;

8. Notify the Superintendent of Insurance promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business; its list of members and subscribers; and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served.

e. If the Superintendent of Insurance finds that the applicant meets the licensing requirements of this Act applicable to it and is trustworthy and competent to act as a rating organization and that its constitution, articles of agreement or association or certificate of incorporation, and its by-laws, rules and regulations governing the conduct of its business conform to the requirements of this Act, he shall issue a license specifying the kinds of insurance or subdivisions thereof for which the applicant is authorized to act as a rating organization. Every such application shall be granted or denied in whole or in part by the Superintendent within sixty days of the date of its filing with him. Licenses issued pursuant to this Section shall remain in effect until revoked as provided in this Act.

f. Any corporation, unincorporated association, partnership or individual, other than a licensed insurer, whether located within or outside this state, which prepares policy forms' makes underwriting rules, surveys or inspection incident to but not including the making of rates, rating plans or rating systems, or which collects and furnishes to licensed insurers or rating organizations loss or expense statistics or other statistical information and data and acts in an advisory as distinguished from a rate-making capacity shall be known as an advisory organization and shall file with the Superintendent (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing its activities, (2) a list of its members, (3) the name and address of a resident of this state

upon whom notices or orders of the Superintendent or process issued at his direction may be served, and (4) an agreement that the Superintendent may examine such advisory organization in accordance with the provisions of Section 5 of this Act. Every such advisory organization shall notify the Superintendent promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business, its list of members and subscribers, and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served. No such group, association or organization shall engage in any unfair or unreasonable practice with respect to its activities.

g. Every group, association or other organization of insurers which engages in joint underwriting or joint reinsurance shall file with the Superintendent (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing its activities, (2) a list of its members, (3) the name and address of a resident of this state upon whom notices or orders of the Superintendent or process issued at his direction may be served, and (4) an agreement that the Superintendent may examine such advisory organization in accordance with the provisions of Section 5 of this Act. Every such group, association or other organization shall notify the Superintendent promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business, its list of members and subscribers, and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served. No such group, association or organization shall engage in any unfair or unreasonable practice with respect to its activities.

h. Every rating organization and insurer may exchange information and experience data with insurers and rating organizations in this and other states and may consult with them with respect to rate making and the application of rating systems.

1. With the approval of the Superintendent, agreements may be made between two or more insurers to adhere to rates, rating plans, rating systems or underwriting practices or uniform modifications thereof for any of the classes of insurance included in this Act. With the approval of the Superintendent, agreements may also be made among insurers with respect to the equitable apportionment among them of insurance which may be afforded applicants who are in good faith entitled to but who are unable to procure such insurance through ordinary methods, and with respect to the use of reasonable rate modification for such insurance. Such agreements shall be submitted in written form to the Superintendent for his consideration together with such information as he may require to determine whether they are consistent with the provisions of this Act and otherwise in the public interest.

"Sec. 5. DUTIES AND POWERS OF THE SUPERINTENDENT OF INSURANCE.

a. The Superintendent of Insurance shall have the power, at any time he may deem it advisable, to examine any insurer writing any class of insurance which is subject to the provisions of this Act, any rating organization licensed under this Act, any advisory organization referred to in Section 4 (f), and every group, association, or other organization referred to in Section 4 (g).

b. It shall be the duty of the Superintendent at least once every two years to make or cause to be made such examination of each insurer affected by, and every rating organization licensed under this Act. The examination of an insurer may be made during the course of an examination pursuant to provisions of other laws of this state.

c. During the course of any examination provided for in this Section the officers, manager, agents and employees of the insurer, rating organization, advisory organization, or group, association or other organization may be examined under oath and shall exhibit all books, records, accounts, documents, or agreements governing its method of operation as may be requested by the Superintendent.

d. The reasonable cost of any examination provided for in this Section shall be paid by the insurer, rating organization, advisory organization or group, association, or other organization undergoing such examination.

e. The Superintendent may accept the report of an examination made by the insurance supervisory official of another state in lieu of any examination provided for in this Section.

f. The purpose of examination, as herein provided for, is to enable the Superintendent to ascertain whether there is compliance with the provisions of this Act. If as a result of such examination the Superintendent believes that any rate, rating plan or rating system made or used by a rating organization or by an insurer does not meet the standards and provisions of this Act applicable to it, or that a rating organization or an advisory organization or group, association or other organization referred to in Section 4 (g) is not in compliance with the provisions of this Act applicable to it, the Superintendent may hold a public hearing in connection therewith, providing that within a reasonable period of time, which shall be not less than **ten days before** the date of such hearing, he shall mail written notice specifying the matters to be considered at such hearing to every person or organization believed by him not to be in compliance with the provisions of this Act. If the Superintendent, after such hearing finds:

1. That such rate, rating plan or rating system does not meet the provisions of this Act, he shall issue an order specifying in what respects any such rate, rating plan or rating system fails to meet the provisions of this Act, and stating when, within a reasonable period of time thereafter, the further use of such rate, rating plan or rating system by the rating organization or insurer which is the subject of the examination shall be prohibited and a copy of such order shall be sent to such rating organization or insurer;

2. That a rating organization, an advisory organization, or any group, association or other organization mentioned in Section 4 (g), is not in compliance with the provisions of this Act, he shall issue a written order to such rating organization, advisory organization or other group, association or organization, specifying in what respect it is not complying with the provisions of this Act and requiring compliance.

g. If any rating organization or insurer shall fail to comply with an order of the Superintendent lawfully made by him under this Section, the Superintendent may, in addition to other penalties provided in this Act or any other law, suspend or revoke the license of such rating organization or insurer with respect to the class or classes of insurance as to which there is such failure to comply. No penalty provided in this Act or any suspension or revocation or license as herein provided shall be imposed except upon a written order of the Superintendent stating his findings. The Superintendent's power to suspend or revoke shall include the power to modify, rescind, or reverse such suspension or revocation.

"Sec. 6. USE OF RATES. Rates, rating plans and rating systems made or adopted by a rating organization licensed hereunder and any modifications and amendments thereto may be used subject to the provisions of this Act.

"Sec. 7. DIVIDENDS. Nothing in this Act shall be construed to prohibit or regulate the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers. No plan for the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers shall be deemed to be a rating plan or system.

"Sec. 8. COMMISSIONS AND FEES. Nothing in this Act shall abridge or restrict the freedom of contract of insurers, agents, or brokers with reference to the amount of commissions or fees to be paid to such agents or brokers by insurers, and such payments are expressly authorized.

"Sec. 9. HEARING PROCEDURE AND JUDICIAL REVIEW.

a. Any insurer or rating organization aggrieved by any order or decision of the Superintendent made without a hearing, may, within thirty days after notice of the order to the insurer or organization, make written request to the Superintendent for a hearing thereon. The Superintendent shall hear such party or parties within twenty days after receipt of such request and shall give not less than ten days' written notice of the time and place of the hearing. Within fifteen days after such hearing the Superintendent shall affirm, reverse or modify his previous action, specifying his reasons therefor. Pending such hearing and decision thereon the Superintendent may suspend or postpone the effective date of his previous action.

b. Nothing contained in this Act shall require the observance at any hearing of formal rules of pleading or evidence.

c. Any order or decision of the Superintendent under this Act shall be subject to review by the courts of this state and proceedings shall be de novo. No order or decision of the Superintendent which is submitted

for judicial review may become effective until after final action or decision by the court,

"Sec. 10. PENALTY. Any person or organization who willfully violates a final order of the Superintendent hereunder shall be deemed guilty of a misdemeanor and shall upon conviction thereof be punished by a fine not to exceed five hundred dollars (\$500.00) for such violation.

"Sec. 11. LAWS REPEALED. All other laws or parts of laws inconsistent with the provisions of this Act are hereby repealed and compliance with this Act shall not be deemed to be a violation of section five hundred point one hundred thirty-one (515.131), Code of 1946.

"Sec. 12. CONSTITUTIONALITY. If any section, subsection, subdivision, paragraph, sentence or clause of this Act is held invalid or unconstitutional, such decision shall not affect the remaining portions of this Act.

"Sec. 13. EFFECTIVE DATE. This Act shall take effect.....

"Sec. 14. SHORT TITLE. This Act may be referred to as the Iowa Casualty and Surety Insurance Regulatory Bill."

RALPH W. ZASTROW.

R. R. BATESON.

J. KENDALL LYNES.

ROBERT A. ROCKHILL.

Amend Senate File 179 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. PURPOSE OF ACT. The purpose of this Act is to promote the public welfare by providing for the regulation of insurance rates to the end that they shall not be unfairly discriminatory nor shall they be such as to endanger the solvency of insurers, and by authorizing and regulating cooperative action among insurers in rate making and other matters within the scope of this Act.

"Sec. 2. SCOPE OF ACT. This Act applies to casualty insurance, including fidelity, surety and guaranty bonds, accident and health, aircraft and for all forms of motor vehicle insurance on risks or operations in this state, except:

a. Insurance written by a county mutual assessment association as provided in Chapter five hundred eighteen (518) Code 1946.

b. Reinsurance other than joint reinsurance to the extent stated herein.

"Sec. 3. RATING STANDARDS AND MAKING OF RATES.

a. All rates shall be made subject to the following provisions:

1. Rates shall not be unfairly discriminatory nor shall they be such as to endanger the solvency of insurers;

2. Due consideration may be given to past and prospective loss experience within and outside this state, to catastrophe hazards, if any, to a reasonable margin for underwriting profit and contingencies, to dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers, to past and prospective expenses both country-wide and those especially

applicable to this state, and to all other relevant factors within and outside this state;

3. The systems of expense provisions included in the rates for use by any insurer or group of insurers may differ from those of other insurers or groups of insurers to reflect the requirements of the underwriting methods of any such insurer or group with respect to any kind of insurance, or with respect to any subdivision or combination thereof for which subdivision or combination separate expense provisions are applicable;

4. Risks may be grouped by classifications for the establishment of rates and minimum premiums. Classification rates may be modified to produce rates for individual risks in accordance with rating plans which establish standards for measuring variations in hazards or expense provisions, or both. Such standards may measure any differences among risks that can be demonstrated to have a probable effect upon losses or expenses. Classifications or modifications of classifications or risks may be predicated upon size, expense, management, individual experience, purpose of insurance, location or dispersion of hazard, or any other reasonable considerations, provided such classifications and modifications apply to all risks under the same or substantially the same circumstances or conditions.

b. Except to the extent necessary to meet the provisions of subdivision 1 of subsection (a) of this Section, uniformity among insurers in any matters within the scope of this Section is neither required nor prohibited.

"Sec. 4. COOPERATIVE ACTION.

a. Subject to the provisions of this Act two or more licensed insurers may act in concert with each other and with others with respect to all matters pertaining to the making of rates, rating plans or rating systems or the preparation or making of insurance policy or bond forms, underwriting rules, surveys, inspections and investigations or the furnishing of loss or expense statistics or other information and data, or carrying on of research.

b. Any corporation, unincorporated association, partnership, or individual, other than a licensed insurer, which has as its or his object or purpose the making of rates, rating plans, or rating systems shall be known as a rating organization and may, subject to the provisions of this Act, conduct such operations in the state of Iowa. No insurer shall be deemed to be a rating organization.

c. No corporation, unincorporated association, partnership, or individual shall act as a rating organization in this state without first filing with the Superintendent of Insurance a written application for, and securing a license as, a rating organization for such kinds of insurance or subdivisions thereof as are specified in its application. Any corporation, unincorporated association, partnership, or individual, whether located within or outside this state may make application for and obtain a license as a rating organization for such kinds of insurance or subdivision or class of risk or a part or combination thereof as are specified in its application, provided it shall meet the requirements for license

set forth in this Act. To obtain a license as a rating organization, every such corporation, unincorporated association, partnership or individual shall file therewith (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing the conduct of its business, (2) a list of its members and subscribers, (3) the name and address of a resident of this state upon whom notices or orders of the Superintendent of Insurance or process affecting such rating organization may be served and (4) a statement of its qualifications as a rating organization.

d. To obtain and retain a license, a rating organization shall provide satisfactory evidence to the Superintendent of Insurance that it will:

1. Permit any licensed insurer to obtain and use at its option such rating organization's rates and rating manuals at a reasonable cost without discrimination and without any requirement to become a member or subscriber;

2. Permit any licensed insurer to become a member of or a subscriber to such rating organization or withdraw therefrom;

3. Neither have nor adopt any rule or exact any agreement, the effect of which would be to require as a condition to membership or subscription any member or subscriber to adhere to its rules, rating plans or rating system;

4. Neither adopt any rule nor exact any agreement the effect of which would be to prohibit or regulate the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers. A plan for the payment of dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers shall not be deemed to be a rating plan or system;

5. Neither practice nor sanction any plan or act of boycott, coercion or intimidation;

6. Neither enter into nor sanction any contract or act by which any person is restrained from lawfully engaging in the insurance business;

7. Submit to examination as prescribed by Section 5 of this Act;

8. Notify the Superintendent of Insurance promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business; its list of members and subscribers; and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served.

e. If the Superintendent of Insurance finds that the applicant meets the licensing requirements of this Act applicable to it and is trustworthy and competent to act as a rating organization and that its constitution, articles of agreement or association or certificate of incorporation, and its by-laws, rules and regulations governing the conduct of its business conform to the requirements of this Act, he shall issue a license specifying the kinds of insurance or subdivisions thereof for which the applicant is authorized to act as a rating organization. Every such application shall be granted or denied in whole or in part by the Superintendent

within sixty days of the date of its filing with him. Licenses issued pursuant to this Section shall remain in effect until revoked as provided by this Act.

f. Any corporation, unincorporated association, partnership or individual, other than a licensed insurer, whether located within or outside this state, which prepares policy forms, makes underwriting rules, surveys or inspections incident to but not including the making of rates, rating plans or rating systems, or which collects and furnishes to licensed insurers or rating organizations loss or expense statistics or other statistical information and data and acts in an advisory as distinguished from a rate-making capacity shall be known as an advisory organization and shall file with the Superintendent (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing its activities, (2) a list of its members, (3) the name and address of a resident of this state upon whom notices or orders of the Superintendent or process issued at his direction may be served, and (4) an agreement that the Superintendent may examine such advisory organization in accordance with the provisions of Section 5 of this Act. Every such advisory organization shall notify the Superintendent promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business, its list of members and subscribers, and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served. No such group, association or organization shall engage in any unfair or unreasonable practice with respect to its activities.

g. Every group, association or other organization of insurers which engages in joint underwriting or joint reinsurance shall file with the Superintendent (1) a copy of its constitution, its articles of agreement or association or its certificate of incorporation, and of its by-laws, rules and regulations governing its activities, (2) a list of its members, (3) the name and address of a resident of this state upon whom notices or orders of the Superintendent or process issued at his direction may be served, and (4) an agreement that the Superintendent may examine such advisory organization in accordance with the provisions of Section 5 of this Act. Every such group, association or other organization shall notify the Superintendent promptly of every change in its constitution, its articles of agreement or association, or its articles of incorporation and of its by-laws, rules and regulations governing the conduct of its business, its list of members and subscribers, and the name and address of the resident of this state designated by it upon whom notices or orders of the Superintendent or process affecting such organization may be served. No such group, association or organization shall engage in any unfair or unreasonable practice with respect to its activities.

h. Every rating organization and insurer may exchange information and experience data with insurers and rating organizations in this and other states and may consult with them with respect to rate making and the application of rating systems.

i. With the approval of the Superintendent, agreements may be made between two or more insurers to adhere to rates, rating plans, rating systems or underwriting practices or uniform modifications thereof for any of the classes of insurance included in this Act. With the approval of the Superintendent, agreements may also be made among insurers with respect to the equitable apportionment among them of insurance which may be afforded applicants who are in good faith entitled to but who are unable to procure such insurance through ordinary methods, and with respect to the use of reasonable rate modifications for such insurance. Such agreements shall be submitted in written form to the Superintendent for his consideration together with such information as he may require to determine whether they are consistent with the provisions of this Act and otherwise in the public interest.

"Sec. 5. DUTIES AND POWERS OF THE SUPERINTENDENT OF INSURANCE.

a. The Superintendent of Insurance shall have the power, at any time he may deem it advisable, to examine any insurer writing any class of insurance which is subject to the provisions of this Act, any rating organization licensed under this Act, any advisory organization referred to in Section 4 (f), and every group, association, or other organization referred to in Section 4 (g).

b. It shall be the duty of the Superintendent at least once every two years to make or cause to be made such examination of each insurer affected by, and every rating organization licensed under this Act. The examination of an insurer may be made during the course of an examination pursuant to provisions of other laws of this state.

c. During the course of any examination provided for in this Section the officers, manager, agents and employees of the insurer, rating organization, advisory organization, or group, association or other organization may be examined under oath and shall exhibit all books, records, accounts, documents, or agreements governing its method of operation as may be requested by the Superintendent.

d. The reasonable cost of any examination provided for in this Section shall be paid by the insurer, rating organization, advisory organization or group, association, or other organization undergoing such examination.

e. The Superintendent may accept the report of an examination made by the insurance supervisory official of another state in lieu of any examination provided for in this Section.

f. The purpose of examination, as herein provided for, is to enable the Superintendent to ascertain whether there is compliance with the provisions of this Act. If as a result of such examination the Superintendent believes that any rate, rating plan or rating system made or used by a rating organization or by an insurer does not meet the standards and provisions of this Act applicable to it, or that a rating organization or an advisory organization or group, association or other organization referred to in Section 4 (g) is not in compliance with the provisions of this Act applicable to it, the Superintendent may hold a public hearing in connection therewith, providing that within a reason-

able period of time, which shall be not less than ten days before the date of such hearing, he shall mail written notice specifying the matters to be considered at such hearing to every person or organization believed by him not to be in compliance with the provisions of this Act. If the Superintendent, after such hearing finds:

1. That such rate, rating plan or rating system does not meet the provisions of this Act, he shall issue an order specifying in what respect any such rate, rating plan or rating system fails to meet the provisions of this Act, and stating when, within a reasonable period of time thereafter, the further use of such rate, rating plan or rating system by the rating organization or insurer which is the subject of the examination shall be prohibited and a copy of such order shall be sent to such rating organization or insurer;

2. That a rating organization, an advisory organization, or any group, association or other organization mentioned in Section 4 (g), is not in compliance with the provisions of this Act, he shall issue a written order to such rating organization, advisory organization or other group, association or organization, specifying in what respect it is not complying with the provisions of this Act and requiring compliance.

g. If any rating organization or insurer shall fail to comply with an order of the Superintendent lawfully made by him under this Section, the Superintendent may, in addition to other penalties provided in this Act or any other law, suspend or revoke the license of such rating organization or insurer with respect to the class or classes of insurance as to which there is such failure to comply. No penalty provided in this Act or any suspension or revocation of license as herein provided shall be imposed except upon a written order of the Superintendent stating his findings. The Superintendent's power to suspend or revoke shall include the power to modify, rescind, or reverse such suspension or revocation.

"Sec. 6. USE OF RATES. Rates, rating plans and rating systems made or adopted by a rating organization licensed hereunder and any modifications and amendments thereto may be used subject to the provisions of this Act.

"Sec. 7. DIVIDENDS. Nothing in this Act shall be construed to prohibit or regulate the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers. No plan for the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers shall be deemed to be a rating plan or system.

"Sec. 8. COMMISSIONS AND FEES. Nothing in this Act shall abridge or restrict the freedom of contract of insurers, agents, or brokers with reference to the amount of commissions or fees to be paid to such agents or brokers by insurers, and such payments are expressly authorized.

"Sec. 9. HEARING PROCEDURE AND JUDICIAL REVIEW.

a. Any insurer or rating organization aggrieved by any order or decision of the Superintendent made without a hearing, may, within

thirty days after notice of the order to the insurer or organization, made written request to the Superintendent for a hearing thereon. The Superintendent shall hear such party or parties within twenty days after receipt of such request and shall give not less than ten days' written notice of the time and place of the hearing. Within fifteen days after such hearing the Superintendent shall affirm, reverse or modify his previous action, specifying his reasons therefor. Pending such hearing and decision thereon the Superintendent may suspend or postpone the effective date of his previous action.

b. Nothing contained in this Act shall require the observance at any hearing of formal rules of pleading or evidence.

c. Any order or decision of the Superintendent under this Act shall be subject to review by the courts of this state and proceedings on review shall be do novo. No order or decision of the Superintendent which is submitted for judicial review may become effective until after final action or decision by the court.

"Sec. 10. PENALTY. Any person or organization who wilfully violates a final order of the Superintendent hereunder shall be deemed guilty of a misdemeanor and shall upon conviction thereof be punished by a fine not to exceed five hundred dollars (\$500.00) for such violation.

"Sec. 11. LAWS REPEALED. All other laws or parts of laws inconsistent with the provisions of this Act are hereby repealed and compliance with this Act shall not be deemed to be a violation of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946.

"Sec. 12. CONSTITUTIONALITY. If any section, subsection, subdivision, paragraph, sentence or clause of this Act is held invalid or unconstitutional, such decision shall not affect the remaining portions of this Act.

"Sec. 13. EFFECTIVE DATE. This Act shall take effect.....

"Sec. 14. SHORT TITLE. This Act may be referred to as the Iowa Casualty and Surety Insurance Regulatory Bill.

Further amend Senate File 179 by striking the title and substituting in lieu thereof the following, "An Act relating to the regulation of rates for certain casualty insurance including fidelity, surety and guaranty bonds, accident and health, aircraft and for all forms of motor vehicle insurance, and to rating organizations."

By RALPH W. ZASTROW.
R. R. BATESON.
J. KENDALL LYNES.
ROBERT A. ROCKHILL.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 13, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. C. H. Orf, pastor of the Methodist church, Audubon, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lord for the day on account of illness, on request of Senator Skourup.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bekman, from residents of Wapello county relating to liquor legislation.

By Senator Byers, from residents of Scott county in opposition to liquor legislation.

By Senator Doud, from residents of Van Buren county relating to state aid for schools.

By Senator Keir, from residents of Clay county in opposition to proposed tax on commercial amusements.

By Senator Henningsen, from residents of Clinton county favoring one hundred per cent collection of income tax and proposed school legislation.

By Senator Leo, from residents of Tama county favoring aid to public schools from sources other than local property tax.

By Senator Mercer, from residents of Johnson county favoring an increase in license fees for class "C" permits.

By Senator Ritchie, from residents of Plymouth county favoring R. E. A. legislation.

By Senator Rockhill, from residents of Marshall county in opposition to payment of a soldiers' bonus, at this time.

INTRODUCTION OF BILLS

Senate File 257, by committee on military affairs, a bill for an act to amend section one point four (1.4), Code 1946, relating to federal acquisitions of real estate within the state of Iowa and jurisdiction thereover.

Read first and second times, and placed on the calendar.

Senate File 258, by committee on military affairs, a bill for an act to amend section five hundred forty-one point eighty-five (541.85), Code 1946, relating to holidays affecting the presentation of negotiable instruments; and to establish August fourteenth or V-J Day as a state holiday.

Read first and second times, and on the calendar.

Senate File 259, by Senator Doud, a bill for an act to amend section two hundred eighty-five point eight (285.8), Code, 1946, relating to the powers and duties of the State Department of Public Instruction in connection with school transportation.

Read first and second times, and passed on file.

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

HOUSE CONCURRENT RESOLUTION 9

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Fifty-second General Assembly be held on Friday noon, February 14, 1947.

Be It Further Resolved: That Mr. Storm of Radio Station WOW be invited to show at this joint convention of the two houses of the General Assembly the picture on Development of Big Muddy, which he has shown to the South Dakota and Nebraska Legislatures.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 21, a bill for an act relating to the trade-mark "Made in Iowa".

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 158, a bill for an act relating to cost of publishing the laws of the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 17, a bill for an act relating to application for motor carrier certificate.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 217, a bill for an act relating to government and management of institutions under supervision of board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 218, a bill for an act relating to salaries of officials and employees of institutions under supervision of board of control.

A. C. GUSTAFSON, *Chief Clerk.*

UNFINISHED BUSINESS

Senator Miller, J. F., called up for further consideration Senate File 124, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1946, relating to the powers and duties of the board of supervisors.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 124 by striking from line 4 of section 1 the words "and may contract" and inserting in lieu thereof the word "contracts".

2. Further amend by striking the quotation marks in line 10 and adding thereto the following: "All provisions of the law relating to mechanic's liens and the enforcement thereof shall apply to such a lien."

The amendment was adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 124 by striking the period (.) at the end of line seven (7) and adding the following: ", provided it does not interfere with the regular county work schedule for such equipment and operator; and provided further that said contracts shall include a fair and reasonable charge for the use of the equipment and operator making due allowance for the depreciation of said equipment."

The amendment was adopted.

Senator Skourup offered the following amendment and moved its adoption:

Amend Senate File 124 by striking the period (.) following the word "equipment" at the end of the second paragraph of Section one (1) and adding the following: ", but such charge, exclusive of that portion made for the operator, shall not be less than one-twentieth (1/20) of one per cent (1%) of the value of the equipment, at the time of its acquisition by the county, for each hour used."

The amendment was adopted.

Senator Miller, J. F., moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Foster	Linnevold	Ritchie
Bateson	Henningsen	Lucas	Rockhill
Benson	Jones	Lynes	Schluter
Berg	Keir	Martin	Sharp
Colburn	Kirketeg	Miller, A.	Skourup
Dewel	Klein	Miller, J. F.	Vittetoe
Findlay	Knudson	Newsome	Zastrow
Fishbaugh	Leo		

Nays, 17:

Barkley	Dykhouse	Hawkins	Mercer
Bekman	Elthon	Jacobson	Musmaker
Byers	Faul	Long	Myrland
Clem	Hart	Maytag	Watson
Doud			

Absent or not voting, 3:

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

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

CONFERENCE COMMITTEE APPOINTED

HOUSE MESSAGE CONSIDERED

Senator Long called up Senate File 41, a bill for an act to impose a sales tax of five per cent (5%) upon all liquor sold by the Iowa state liquor stores, for the purpose of providing revenue for incorporated cities and towns of the state for police purposes; providing for the collection of such tax by the state liquor control commission and for the apportionment thereof to the cities and towns of the state; and amending section one hundred twenty-three point eighteen (123.18) and section one hundred twenty-

three point fifty (123.50), Code 1946, the House having refused to concur in the Senate amendment to the House amendment.

Senator Long moved that the Senate insist on its amendment to the House amendment, and that the President appoint a conference committee on Senate File 41.

The motion prevailed and President Evans appointed as such committee Senators Long, Faul, Leo and Elthon.

SPECIAL ORDER

On motion of Senator Bekman, Senate File 178, a bill for an act relating to the regulation of rates for fire, marine and inland marine insurance, and to rating organizations, was taken up and considered.

Senator Doud asked unanimous consent that action on Senate File 178 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Rockhill moved that action on Senate File 178 be deferred and that the bill retain its place on the calendar.

Senator Jacobson moved as a substitute motion that Senate File 178 be explained by Senator Bekman.

The Chair ruled the substitute motion out of order.

Senator Maytag moved as a substitute motion that Senator Bekman be given fifteen minutes to explain the bill and that the sponsors of the amendment to Senate File 178 be given fifteen minutes to explain the amendment and that action then be deferred.

The Chair ruled the substitute motion out of order.

Senator Rockhill asked and received unanimous consent to withdraw his motion.

Senator Rockhill moved that the Senate go into a committee of the whole on February 14th at 10:30 a.m., for the consideration of Senate Files 178 and 179, and the amendments filed thereto, which motion prevailed.

Senator Rockhill asked and received unanimous consent that Senate Files 178 and 179 be made a special order of business for Tuesday morning, February 18th, at 10:30 a.m.

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

The Senate arose from executive session and resumed regular session.

On motion of Senator Elthon, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

INTRODUCTION OF BILLS

Senate File 260, by Senator Fishbaugh, a bill for an act relating to building and loan incorporated associations.

Read first and second times, and passed on file.

Senate File 261, by Senator Foster, a bill for an act relating to the sale of ammunition to minors.

Read first and second times, and passed on file.

Senate Joint Resolution 5, by Committee on Board of Control, a resolution providing for approval of a contract between the State Board of Control and the Winger Construction Company, Ottumwa, Iowa, and the LaClede Stoker Company, St. Louis, Missouri, for the purchase of a new straight Tube, 500 H.P. Boiler and Chain Grate Stoker for the Mt. Pleasant State Hospital.

Read first and second times, and placed on the calendar.

HOUSE MESSAGE CONSIDERED

House File 17, a bill for an act to amend section three hundred twenty-five point eighteen (325.18), Code 1946, relating to the granting of an application for a motor carrier certificate.

Read first and second times, and passed on file.

House File 217, a bill for an act relating to the government and management of institutions under the board of control.

Read first and second times, and passed on file.

House File 218, a bill for an act relating to salaries of officials and employees of institutions under the supervision of the board of control.

Read first and second times, and passed on file.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker has appointed as members of the conference committee on the part of the House on Senate File 41, a bill for an act to impose a sales tax on liquor, Representatives Fimmen, Morrissey, Donohue and McFarlane.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly 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 21, 79, 154, 158 and 206 and House Files 2 and 175.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 21, 79, 154, 158 and 206, and House Files 2 and 175.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 13th day of February, 1947, sent to the Governor for his approval: Senate Files 21, 79, 154, 158 and 206.

ROBERT C. REILLY, *Chairman.*

Passed on file.

THIRD READING OF BILLS

On motion of Senator Bekman Senate File 139, a bill for an act to amend chapter five hundred fifteen (515), Code 1946, relating to insurance other than life by adding thereto a section authorizing the insurance of risks by companies maintaining the required surplus to policyholders, was taken up and considered.

Senator Bekman offered the following amendment and moved its adoption:

1. Amend Senate File 139 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section five hundred fifteen point forty-nine (515.49), Code 1946, is amended by striking therefrom subsections two (2) through five (5), inclusive, and inserting in lieu thereof the following:

'2. Any domestic or foreign insurance company authorized in this state to do the business contemplated by either subsection 2 or 5 may in addition to such business insure against the casualties specified in subsections 4 and 6 of section 515.48, and also to insure against theft, larceny, burglary and robbery, or attempt thereat.

'3. Any domestic or foreign company authorized in this state to transact the business specified in subsection 5 of section 515.48, if it is possessed of a paid up capital of three hundred thousand dollars, may, in addition to insuring against the casualties specified in subsection 5 transact the business specified in subsections 2, 3, 4 and 6 of said section, and insure against loss of and damage to glass.

'4. Any domestic insurance company authorized in this state to transact the business specified in subsection 5 of section 515.48, and possessed of two hundred fifty thousand dollars paid up capital stock, may, in addition to insuring against the casualties specified in subsection 5, transact the business specified in subsection 4 of said section, and insure against injury or loss to persons or property, or both, contemplated by subsection 6, and may also insure against loss of or damage to glass.

'5. Any foreign insurance company authorized in this state to transact the business specified in subsection 5 of section 515.48, if possessed of a paid-up capital or surplus of three hundred thousand dollars, in addition to insuring against the casualties specified in subsection 5, may insure against the casualties specified in subsections 4 and 6 of said section, and also insure against loss of and damage to glass.'

"Sec. 2. Section five hundred fifteen point forty-nine (515.49), Code 1946, is further amended by striking from lines fourteen (14), fifteen (15), sixteen (16), seventeen (17), and eighteen (18) of subsection seven (7), the words 'paid up capital, except that fidelity and surety companies may be exposed on any one risk or hazard to an amount not exceeding ten per cent of their paid-up capital and surplus' and inserting in lieu thereof the words 'surplus to policy holders'.

"Sec. 3. Section five hundred fifteen point forty-nine (515.49), Code 1946, is further amended by adding thereto the following:

'8. Any company organized under Chapter 515, Code 1946, or authorized to transact in this state the kinds of insurance business specified in any of the paragraphs of section 515.48, Code 1946, may insure risks of every kind or description as now specified in section 515.48 and such additional risks as may hereafter be specified by amendment to said section, provided it maintains a paid-up capital of not less than one million dollars (\$1,000,000.00).'"

2. Further amend Senate File 139 by striking all of line one (1) after the word "Act" and all of lines two (2), three (3), four (4) and five (5) of the title and inserting in lieu thereof the following: "to amend section five hundred fifteen point forty-nine (515.49), Code 1946, relative to the combination and limitation on insurance risks."

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Elthon	Kirketeg	Miller, A.	Watson
Faul	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Dykhouse	Lord	Myrland
Doud	Keir		

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

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

SENATE CONCURRENT RESOLUTION 16

Whereas, the Fifty-first General Assembly provided for the appointment of a Mental Hospital Survey Committee and directed that said study group shall meet in a Joint Session to be called by the President of the Senate in the early days of the Fifty-second General Assembly for the purpose of providing the members of that Assembly with the facts concerning its findings or make explanation of matters contained or referred to in its report.

Now Therefore Be It Resolved by the Senate, the House Concurring: That a Joint Convention of the two houses of the Fifty-second General Assembly be held on Wednesday, February 19, 1947, at 10:30 o'clock a.m.

The motion prevailed and the resolution was adopted.

Senator Rockhill asked and received unanimous consent to withdraw the amendment to House File 153 filed by him and found on page 263 of the Senate Journal.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 236	Compensation of Public Officers and Employees.
S. F. 237	Governmental Affairs.
S. F. 238	Judiciary II.
S. F. 239	Judiciary I.
S. F. 240	Highways.
S. F. 241	Agriculture.
S. F. 243	Agriculture.
S. F. 244	Compensation of Public Officers and Employees.
S. F. 246	Public Libraries.
S. F. 248	Judiciary II.
S. F. 251	Governmental Affairs.
S. F. 252	Compensation of Public Officers and Employees.
S. F. 253	Schools and Educational Institutions.
S. F. 254	Cities and Towns.
S. F. 255	Schools and Educational Institutions.
S. F. 256	Conservation.
H. F. 7	Governmental Affairs.
H. F. 8	Governmental Affairs.
H. F. 58	Cities and Towns.
H. F. 77	Ways and Means.
H. F. 89	Cities and Towns.
H. F. 132	Highways.
H. F. 208	Cities and Towns.

REPORTS OF COMMITTEES

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File 77, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria, begs leave to report it has had the same under consideration and recommends the same do pass.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred House File 39, a bill for an act to amend chapter three hundred ninety (390), Code 1946, relating to municipal parking lots, meters and traffic and parking control devices, the leasing of said lots, funds relating thereto, and providing for issuance of revenue 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 House File 39 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter three hundred ninety (390), Code 1946, is amended by adding the following:

Cities and towns shall have additional power and authority to purchase or lease, install, maintain, repair and operate parking meters or other traffic or parking control devices.

Sec. 2. Section three hundred ninety point one (390.1), Code 1946, is repealed and the following inserted in lieu thereof: Cities and towns shall have additional power and authority to purchase, lease or otherwise acquire and to improve, maintain and operate parking lots or other off street parking areas for the parking of vehicles, but before such authority is exercised the city council shall hold a public hearing to determine whether or not public convenience and necessity will be served by the establishment of such facilities. One notice of such hearing shall be published at least two (2) weeks prior thereto and any person affected by the establishment of said parking lot or off street parking facilities may appear at such hearing and object thereto. Cities and towns shall have additional power and authority to accept gifts or funds from any person, firm, corporation or association or cooperative organization for the establishment and operation of parking lots, if after said hearing, the establishment of such parking facilities is approved.

Sec. 3. Cities and towns shall have power and authority to use the funds received from the operation of parking meters to pay the cost of acquiring, operating, maintaining and repairing the same, and also to pay the cost of acquiring and operating other parking and traffic control devices. Any of such funds remaining thereafter may be used either to purchase, lease or otherwise acquire parking lots or other off street parking areas for the parking of vehicles, or for any other lawful municipal purpose, or said remaining funds may also be used for the retirement of revenue bonds issued for the purpose of acquiring parking lots, in the event the revenue from said parking lots is insufficient to pay the cost of retiring said bonds.

Sec. 4. Cities and towns may issue revenue bonds for the purpose of acquiring parking lots or other off street parking areas for the parking of vehicles, as provided in Section 2 of this act. Said revenue bonds shall be retired either from funds received from the operation of said parking lots, from funds received from the operation of parking meters or from funds received from a tax levied against a benefited district as provided in the following section.

Sec. 5. Wherever the free movement and parking of vehicular traffic is substantially impeded by traffic congestion in cities and towns, the council of said cities and towns may establish a benefited district for the control, regulation and parking of said vehicles. Said district shall be established by ordinance after a public hearing to determine the necessity therefor, and said cities and towns may then levy a tax not exceeding one-half ($\frac{1}{2}$) mill per annum against all the privately owned business, professional, commercial and industrial property within said

district, but no such tax shall be levied against private property used solely and only for private family residential purposes. Funds derived from said tax shall be used only for the purpose of retiring the revenue bonds, and then only after first applying on said retirement all funds available from the income from said parking lots or from parking meters.

Sec. 6. All contracts or leases and the procedure thereunder by all cities and towns which have established or installed parking meters or entered into contracts therefor, which procedure, contracts, or leases have not heretofore been held illegal by the Supreme Court of Iowa, are hereby legalized.

Sec. 7. Section three hundred ninety point five (390.5), Code 1946, is amended by striking from line nine (9) the word "five" and inserting in lieu thereof the word "twenty-five".

Sec. 8. This act shall apply to cities organized under special charter.

Sec. 9. That the title of House File 39 be amended by inserting after the word "for" in line four (4) of said title the words, "a tax levy and".

Sec. 10. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in *The American Citizen*, a newspaper published at Des Moines, Iowa, and the *Cascade Pioneer*, a newspaper published at Cascade, Iowa.

A. D. CLEM, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 11 by striking from line six (6) of section one (1) the words "one-fourth" and substituting in lieu thereof the words "one-eighth", and by striking the words "one-fourth" from line fifteen (15) of section one (1) and substituting in lieu thereof the words "one-eighth".

Further amend Senate File eleven (11) by striking the word "fourth" in line seven (7) of section two (2) and substituting in lieu thereof the word "eighth".

Further amend Senate File eleven (11) by striking the word "one-fourth" from line five (5) of section four (4) and substituting in lieu thereof the words "one-eighth".

A. D. CLEM.

Amend Senate File 68 by striking all after "1946," in the second line of the title and inserting in lieu thereof the following: "requiring candidates in special elections to file election expense statements."

R. R. BATESON.

Amend Senate File 100 by striking the words "that is located in an area" in line five (5) of section four (4); also by striking lines six (6) and seven (7) and the words "occupied by buildings in use for business;" in line eight (8) of section four (4) and inserting in lieu thereof the following: "that it is located in an area zoned for retail business."

FRANK C. BYERS.

Amend Senate File 100 by striking all of lines seven (7), eight (8)

and nine (9) of section six (6) and inserting in lieu thereof the following: "zoned for retail business."

FRANK C. BYERS.

Amend Senate File 100 by striking the period (.) following the figures "124.16" in line nine (9) of section seven (7) and by inserting the following:

" , and except a class "B" permit or permits may be issued which contain a provision authorizing the sale of beer where food is served and consumed, the licensing authority being hereby given authority in its discretion to issue such class "B" permit or permits as it may see fit containing a provision allowing the sale of beer for consumption on the premises where food is served or consumed, or may issue such permit or permits prohibiting the sale of same."

FRANK C. BYERS.

Amend Senate File 100 by striking from lines twelve (12) and thirteen (13) of section nine (9) the word, "twenty-five" and inserting in lieu thereof the words, "one hundred".

LEROY S. MERCER.

1. Amend Senate File 100 by striking all of Sec. 17 and inserting in lieu thereof the following: "Sec. 17. It shall be unlawful for any A, B, or C licensee under this chapter to give away beer, or to promote the sale of beer by the gift of any lunch, meal, or articles of food except pretzels, cheese or crackers."

2. Further amend by adding thereto a new section as follows: "Sec. 18. This act shall apply to special charter cities."

EARL C. FISHBAUGH, JR.

Amend Senate File 100 by striking sections four (4), six (6), and seven (7), and renumbering the remaining sections.

DUANE E. DEWEL.

Amend Senate File 100 by inserting after the word, "business" in line eight (8), of section four (4), the following:

"except where such permits are authorized, by this chapter, to be issued for places located in unincorporated villages".

LEROY S. MERCER.

Amend Senate File 236 by adding thereto 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 Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and The Madrid Register-News, a newspaper published at Madrid, Iowa.

R. A. ROCKHILL.

Amend Senate File 249 by striking the word "of" in line eight (8) of the title and inserting in lieu thereof the word "by".

FRANK C. BYERS.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 14, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Fredrick Butler, pastor of the Presbyterian church, Sanborn, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lord on account of illness on request of Senator Skourup; Senator Dykhous for the day on request of Senator Keir.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Polk and Scott counties favoring liquor legislation.

By Senator Foster, from residents of Henry county in opposition to liquor legislation; also favoring proposed school legislation.

By Senator Kirketeg, from residents of Adams county favoring an increase in salaries for county officers.

By Senator Miller, J. F., from residents of Buena Vista county relating to county library legislation; also from Gertrude H. Walton, President Iowa W. C. T. U., in behalf of nine thousand members, favoring liquor control.

By Senator Musmaker, from residents of Madison county in opposition to liquor legislation.

By Senator Vittetoe, from residents of Keokuk county favoring proposed school legislation.

INTRODUCTION OF BILLS

Senate File 262, by Senators Foster and Long, a bill for an act relating to compensation of councilmen in cities of the second class and towns.

Read first and second times, and passed on file.

Senate File 263, by Senators Colburn, Hultman, Ritchie, Miller, Ai, Miller, J. F., Long, Jones and Martin, a bill for an act to amend section three hundred nine point forty (309.40), Code 1946, relating to the advertisement and letting of contracts for road or bridge construction and materials thereof by the board of supervisors.

Read first and second times, and passed on file.

Senate File 264, by Senators Colburn, Hultman, Ritchie, Miller, Ai, Miller, J. F., Long, Jones and Martin, a bill for an act to amend section three hundred nine point thirty-five (309.35), Code 1946, relating to surveys and plans for secondary road construction by the board of supervisors.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 14, providing for the payment of miscellaneous expense of the General Assembly.

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

Senate Concurrent Resolution 16, providing for a joint convention of the two houses of the Fifty-second General Assembly Wednesday, February 19, 1947 at 10:30 o'clock a. m.

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

House Concurrent Resolution 10, providing for a joint session of the General Assembly in the House Chamber on Wednesday, March 12, 1947, at 2:00 p. m. to which the Pioneer Lawmakers be invited.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 53, a bill for an act relating to weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 219, a bill for an act to provide a psychiatrist to supervise the care of patients in mental institutions under the board of control.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 1, relating to succession to Governor.

A. C. GUSTAFSON, *Chief Clerk.*

PRESENTATION OF VISITORS

Senator Maytag asked and received unanimous consent to present to the Senate, the members of the class in American Government of the Prairie City high school who were present in the balcony with their Supervisor, Mr. Browning.

Senator Mercer asked and received unanimous consent to present to the Senate, a former member of the Senate, the Honorable Chris Reese of Osceola county, who was present in the Senate chamber.

Senator Newsome asked and received unanimous consent to present to the Senate a group of ladies from Lucas county and a group of gentlemen from Wayne county who were present in the Senate chamber.

Senator Benson asked and received unanimous consent that Senate File 121 be rereferred to the committee on governmental affairs.

COMMITTEE OF THE WHOLE

On motion of Senator Bekman, the Senate resolved itself into a committee of the whole for the consideration of Senate Files 178 and 179 and the amendments filed thereto.

The committee of the whole arose and the Senate resumed regular session.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 1, a joint resolution proposing an amendment to Article IV of the constitution of the State of Iowa relating to the succession of the Lieutenant Governor to act as Governor in the event of the death or disability of the Governor, together with the succession of officers following the Lieutenant Governor to the office of the Governor.

Read first and second times and passed on file.

House File 53, a bill for an act to amend chapter three hundred seventeen (317), Code 1946, relating to weeds.

Read first and second times and passed on file.

House File 219, a bill for an act to provide a psychiatrist to

supervise the care of patients in the mental institutions under the board of control.

Read first and second times and passed on file.

COMMITTEE FROM THE HOUSE

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

On motion of Senator Elthon and in accordance with House Concurrent Resolution 9 duly adopted, the Senate proceeded to the House under the direction of the Sergeant-at-arms.

JOINT CONVENTION

In accordance with House Concurrent Resolution 9, duly adopted, the Joint Convention was called to order, Kenneth A. Evans, President of the Senate, presiding.

Brown of Monona introduced to the Joint Convention Mr. John A. Storm, of Radio Station WOW, Omaha, Nebraska.

Mr. Storm presented to the Joint Convention the film, "Development of Big Muddy".

President Evans thanked Mr. Storm for the presentation of his film.

On motion by Nelson of Woodbury the Joint Convention was dissolved.

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

HOUSE CONCURRENT RESOLUTION 10

Whereas, The Legislature is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical building on Wednesday, March 12, 1947, and of their custom of formally calling on the General Assembly, therefore

Be It Resolved by the House, the Senate Concurring: That the General Assembly meet in joint session in the House Chamber on Wednesday, March 12, 1947, at 2:00 p. m., and that the Pioneer Lawmakers be invited to attend and present a program on that date; and be it further resolved that the Blind Orchestra of the College for the Blind, Vinton, Iowa, be invited to furnish music for the program.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 259	Schools and Educational Institutions.
S. F. 260	Banks, Building and Loan.
S. F. 261	Judiciary 1.
H. F. 17	Motor Vehicles.
H. F. 217	Board of Control.
H. F. 218	Compensation of Public Officers and Employees.

REPORTS OF COMMITTEES

Senator Elthon submitted the following report:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File 18, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of road, begs leave to report it has had the same under consideration and recommends the same do pass.

LEO ELTHON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was rereferred Senate File 57, a bill for an act to provide for the license fees of motor trucks, truck tractors or road tractors and semi-trailers, operated exclusively within the limits of 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 Senate File 57, by adding the following thereto:

Sec. 2. All motor trucks, truck tractors, or road tractors licensed under the provisions of section one (1) shall have printed in plain legible letters not less than three inches in height on each side of such vehicle, the following: "Licensed to operate exclusively within the limits of _____".

(Name of city or town)

Sec. 3. The department is authorized to suspend or revoke the certificate of license plates upon determination by the department that the vehicle has been operated outside of the limits of the city or town within which it is licensed to operate or that fraud was committed in the registration of such vehicle.

Sec. 4. Upon determination that a vehicle has been illegally operated or fraud committed in its registration, the certificate and license plates shall immediately be returned to the county treasurer by the owner or person in possession of the same, and the distinctive lettering removed from the sides of the vehicle.

Sec. 5. Any person who operates such motor vehicle while the cer-

tificate for the same is suspended or revoked shall be guilty of a misdemeanor and punished as provided in section three hundred twenty-one point four hundred eighty-two (321.482), Code 1946.

LEO ELTHON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File 102, a bill for an act giving proof of financial responsibility and security by owners and operators of motor vehicles and to make uniform the law with reference thereto, and to repeal sections three hundred twenty-one point two hundred seventy-five (321.275) to three hundred twenty-one point two hundred seventy-nine (321.279) inclusive, Code 1946, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendments filed by: Senator Henningsen on January 30, Senator Barkley on January 31, Senator Bekman on February 6, and when so amended the bill do pass.

LEO ELTHON, *Chairman*.

Ordered passed on file.

MR. PRESIDENT: Your committee on motor vehicles, to which was referred Senate File 123, a bill for an act relating to the uniformity with other states in the matter of the size, weight and speed of 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:

Amend line four (4) of sub-section (d) of section one by striking the words and figures "sixty (60)" and inserting in lieu thereof the words and figures "fifty (50)".

LEO ELTHON, *Chairman*.

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 35, a bill for an act relating to special taxes to build, purchase or remodel a city or town hall, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 100 by striking the period (.) after the word, "business" in line nine (9), of section six (6), and inserting the following:

"except where such permits are authorized, by this chapter, to be issued for places located in unincorporated villages".

LEROY S. MERCER.

Amend Senate File 178, section 4 by striking from lines 47, 48 and 49 the words "A filing shall be deemed to meet the requirements of this Act unless disapproved by the commissioner within the waiting period or any extension thereof" and inserting in lieu thereof the words "The failure of the commissioner to either approve or disapprove any such filing shall not be construed to exempt or relieve the company or companies making the same from the provisions of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946".

R. A. ROCKHILL.

Amend Senate File 178 by striking all of section eighteen (18) and inserting in lieu thereof the following:

"Sec. 18. LAWS AFFECTED. Compliance with this Act shall not be deemed to be a violation of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946."

GEORGE M. FAUL.

Amend Senate File 179, section 4 by striking from lines 41, 42, 43 and 44 the words "A filing shall be deemed to meet the requirements of this Act unless disapproved by the commissioner within the waiting period or any extension thereof" and inserting in lieu thereof the words "The failure of the commissioner to either approve or disapprove any such filing shall not be construed to exempt or relieve the company or companies making the same from the provisions of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946".

R. A. ROCKHILL.

Amend Senate File 179 by striking all of section nineteen (19) and inserting in lieu thereof the following:

"Sec. 19. LAWS AFFECTED. Compliance with this Act shall not be deemed to be a violation of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946."

GEORGE M. FAUL.

Amend Senate File 199 by striking all of the first paragraph beginning with the word "WHEREAS," following the title and striking all of the second paragraph beginning with "WHEREAS" following the title down to the enacting clause with the exception of the last two words "Now, Therefore", and substituting the following:

"Whereas, pursuant to notice a special election was held on October 2, 1946, on the question of establishing within Benton County, Iowa, a school district designated the "Consolidated Independent School District of Vinton, Benton County, Iowa", and more than a majority of the votes cast at said election were in favor of establishment of said school district and thereafter pursuant to an election the board of directors for said school district was organized on October 29, 1946; and

"Whereas, thereafter at an election held within said school district on December 19, 1946, more than sixty per cent of the votes cast on the proposition were in favor of the issuance of bonds of said school district, and in reliance upon said election said Board of Directors by resolution authorized and provided for the issuance of school building

bonds of said school district in the principal amount of three hundred fifty thousand dollars (\$350,000) and for the levy of taxes to pay said bonds including interest thereon; and

Whereas, doubts have arisen concerning the validity and legal sufficiency of the proceedings relating to the organization of said school district, the proceedings and provisions made for the issuance of said bonds and for the payment of same, and it is deemed advisable to put said doubts and all others that might arise concerning same forever at rest;"

Further amend by striking all of section one (1) and substituting in lieu thereof the following:

"Section 1. That all proceedings relating to the organization of said school district, known as the Consolidated Independent School District of Vinton, in the county of Benton, state of Iowa, and all proceedings heretofore taken by the Board of Directors thereof authorizing and providing for the issuance, sale and delivery of school building bonds by said school district and providing for the levy and collection of annual taxes to pay the interest on and principal of said bonds, are hereby legalized, validated and confirmed and said school building bonds issued, sold and delivered pursuant to and in accordance with said proceedings are hereby declared to be legal and to constitute valid and binding obligations of said school district."

Further amend by striking all of section two (2) and substituting in lieu thereof the following:

"Section 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Valley Daily Times, a newspaper published in the city of Vinton, Iowa, and in the Belle Plaine Union, a newspaper published in Belle Plaine, Iowa, all without expense to the state."

Further amend by striking all of the title following the word "proceedings" in line one (1) thereof and substituting in lieu thereof the following:

"relating to the organization of the Consolidated Independent School District of Vinton, in the county of Benton, state of Iowa, the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by said school district and the provisions made for the payment of said bonds and declaring bonds issued pursuant to said proceedings to be enforceable obligations of said school district."

RICHARD V. LEO.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 17, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Father J. A. Kress, Assistant Pastor of St. Patrick's Catholic Church, Dubuque, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Lord for the day on request of Senator Skourup; Senator Martin for the day on request of Senator Skourup.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from residents of Appanoose county in opposition to liquor legislation.

By Senator Clem, from residents of Woodbury county favoring tuberculosis legislation.

By Senator Dewel, from residents of Kossuth county relating to abandoned cemetery lots.

By Senator Faul, from residents of Polk county in opposition to liquor legislation.

By Senator Findlay, from residents of Calhoun county favoring an increase in salaries for county officers.

By Senator Klein, from residents of Marion county favoring liquor legislation.

By Senator Linnevold, from residents of Winneshiek county favoring veterans' legislation; also in opposition to liquor legislation.

By Senator Mercer, from residents of Johnson county in opposition to liquor legislation.

By Senator Miller, Ai, from residents of Audubon county in opposition to liquor legislation.

By Senator Sharp, from residents of Clayton county in opposition to liquor legislation.

By Senator Skourup, from residents of Des Moines county in opposition to liquor legislation.

INTRODUCTION OF BILLS

Senate File 265, by Senators Faul and Berg, a bill for an act to amend section seventy-five point one (75.1), Code 1946, relating to the number of electors required to participate before a proposition for the issuance of bonds shall be deemed carried or adopted.

Read first and second times, and passed on file.

Senate File 266, by Senators Faul and Berg, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue.

Read first and second times, and passed on file.

Senate File 267, by Senators Bekman, Berg and Maytag, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to extension and renewal of motor vehicle operators licenses and fees therefor.

Read first and second times, and passed on file.

Senate File 268, by Senators Bekman, Berg and Maytag, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to the entry upon operators or chauffeurs licenses, facts concerning conviction of certain offenses.

Read first and second times, and passed on file.

Senate File 269, by committee on public health, a bill for an act to amend section two hundred sixty-three point eight (263.8), Code 1946, relating to financing laboratory examinations and investigations by the University bacteriological laboratory for the department of health.

Read first and second times, and placed on the calendar.

Senate File 270, by Senator Skourup, a bill for an act to repeal sections three hundred ninety-two point two (392.2), three hundred ninety-two point six (392.6), three hundred ninety-two

point seven (392.7), three hundred ninety-two point eight (392.8), three hundred ninety-two point nine (392.9) and three hundred ninety-two point eleven (392.11), Code 1946, and to enact substitutes therefor, relating to the joint use of municipal sewers, construction of such sewers, and the levy of special assessments and issuance of bonds or certificates in connection with such construction.

Read first and second times, and passed on file.

Senate File 271, by Senator Skourup, a bill for an act to repeal chapter two hundred two (202), Code 1946, relating to county limestone quarries.

Read first and second times, and passed on file.

Senate File 272, by Senator Lynes, a bill for an act to regulate and improve creamery operations and creamery products as to health and sanitation, and creating a board of examiners and prescribing their powers and duties, and providing for the licensing of butter-makers and fixing the penalty for violations of this act.

Read first and second times, and passed on file.

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

HOUSE CONCURRENT RESOLUTION 10

Whereas, The Legislature is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical building on Wednesday, March 12, 1947, and of their custom of formally calling on the General Assembly, therefore

Be It Resolved by the House, the Senate Concurring: That the General Assembly meet in joint session in the House Chamber on Wednesday, March 12, 1947, at 2:00 p. m., and that the Pioneer Lawmakers be invited to attend and present a program on that date; and be it further resolved that the Blind Orchestra of the College for the Blind, Vinton, Iowa, be invited to furnish music for the program.

The motion prevailed and the resolution was adopted.

Senator Jacobson asked and received unanimous consent that Senate File 99 be rereferred to the committee on governmental affairs.

Senator Newsome asked and received unanimous consent that

Senate File 35 be rereferred to the committee on compensation of public officers and employees.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, the members of the class in Government of the Urbandale high school who were present in the balcony with their superintendent Mr. W. F. Roseman.

THIRD READING OF BILLS

On motion of Senator Lucas Senate File 217, a bill for an act to amend section two hundred twenty-two point thirty-six (222.36), Code 1946, to provide for the parole of feeble-minded inmates from state institutions under the board of control, was taken up and considered.

Senator Lucas moved that the bill be read a third 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:

Augustine	Elthon	Kirketæg	Musmaker
Barkley	Faul	Klein	Myrland
Bateson	Findlay	Knudson	Newsome
Bekman	Fishbaugh	Leo	Ritchie
Benson	Foster	Linnevold	Rockhill
Berg	Hart	Long	Schluter
Byers	Hawkins	Lucas	Sharp
Clem	Henningsen	Lynes	Skourup
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jacobson	Mercer	Watson
Doud	Jones	Miller, A.	Zastrow
Dykhouse	Keir	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Lord	Martin	Reilly
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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 Lucas moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bateson House File 34, a bill for an act to amend section three hundred forty-one point seven

(341.7), Code 1946, relating to the employment of temporary assistance for the county attorney, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul offered the following amendment and moved its adoption:

1. Amend House File 34 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred forty-one point seven (341.7), Code 1946, is hereby amended by adding to said section the following: 'The compensation allowed to any such assistants shall be paid out of the court fund of the county.'"

2. Further amend House File 34 by striking from line three (3) of the title the words "assistance for" and inserting in lieu thereof the words "assistants to".

The amendment was adopted.

Senator Bateson moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Ritchie
Bekman	Hart	Long	Rockhill
Benson	Hawkins	Lucas	Schluter
Berg	Henningsen	Lynes	Sharp
Clem	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson
Elthon	Keir	Miller, J. F.	Zastrow
Faul	Kirketeg	Musmaker	

Nays, 2:

Byers Klein

Absent or not voting, 5:

Colburn	Lord	Martin	Reilly
Dykhouse			

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

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

On motion of Senator Bekman, House File 36, a bill for an act to amend section sixteen point thirty (16.30), Code 1946, relating

to the cost of legislative journals and bills, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent that action on House File 36 be deferred and that the bill retain its place on the calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 64, a bill for an act relating to records in Municipal Courts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 220, a bill for an act relating to emergency funds for the department of public safety of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 211, a bill for an act relating to inspection and installation of weights and measures.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 64

Amend Senate File 64 by striking therefrom all after the enacting clause and by inserting in lieu thereof the following:

Section 1. That section six hundred two point thirteen (602.13), Code 1946, is hereby amended by adding thereto the following new paragraph:

"The clerk of the Municipal Court may destroy all court files of civil actions and criminal informations, except those relating to juvenile proceedings, including adoption, after a period of twenty years from date of filing".

HOUSE MESSAGE CONSIDERED

House File 211, a bill for an act to amend chapter two hundred fifteen (215), and to amend section two hundred fifteen point one (215.1), Code 1946, relating to inspection and installation of weights or measures.

Read first and second times, and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Faul called up for consideration Senate File 64, a bill for an act to amend section six hundred two point thirteen (602.13), Code 1946, relating to records in municipal courts, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 64 by striking therefrom all after the enacting clause and by inserting in lieu thereof the following:

Section 1. That section six hundred two point thirteen (602.13), Code 1946, is hereby amended by adding thereto the following new paragraph:

"The clerk of the Municipal Court may destroy all court files of civil actions and criminal informations, except those relating to juvenile proceedings, including adoption, after a period of twenty years from date of filing".

The Senate concurred in the House amendment.

Senator Faul moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Elthon	Kirketog	Musmaker
Barkley	Faul	Klein	Myrland
Bateson	Findlay	Knudson	Newsome
Bekman	Fishbaugh	Leo	Ritchie
Benson	Foster	Linnevold	Rockhill
Berg	Hart	Long	Schluter
Byers	Hawkins	Lucas	Sharp
Clem	Henningsen	Lynes	Skourup
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jacobson	Mercer	Watson
Doud	Jones	Miller, A.	Zastrow
Dykhouse	Keir	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

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

The House amendment having received a constitutional majority was declared to have been adopted and concurred in by the Senate.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

In accordance with Senate Concurrent Resolution 12, duly adopted, the Joint Convention was called to order; Kenneth A. Evans, President of the Senate, presiding.

Burkman of Polk moved that a committee of four be appointed to escort Mr. Paul H. Griffith and his party to the Joint Convention.

Motion prevailed and the President appointed as such committee: Burkman of Polk, Scott of Appanoose, Senator Berg and Senator Sharp.

President Evans introduced to the Joint Convention Mr. Paul H. Griffith, National Commander of the American Legion, who addressed the Joint Convention.

President Evans expressed his appreciation that Mr. Griffith could appear before the Joint Convention.

The committee previously appointed came forward and escorted Mr. Griffith and his party from the House Chamber.

On motion by Bockwoldt of Ida the Joint Convention was dissolved.

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

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 13th he had approved the following bill:

Senate File 79, relating to the city of Pella, Iowa.

Also, that on February 14th he had approved the following bills:

Senate File 21, relating to the trade-mark "Made in Iowa".

Senate File 154, relating to the audit of accounts of the state highway commission.

Senate File 158, relating to the cost of publishing the laws of the General Assembly.

Senate File 206, relating to railway crossings.

The following communication was also received on February 17th, 1947:

Des Moines

February 17, 1947

HON. K. A. EVANS
Lieutenant Governor
State House
Des Moines, Iowa
Dear Sir:

I am returning herewith, Senate File 37. The so called 50% income tax passed by the Fifty-first General Assembly was a temporary act providing for the payment of 50% of the full rate for the 1944 income tax due in 1945, and the 1945 income tax due in 1946. It in no way covered the 1946 income tax due in 1947, and did not repeal or permanently alter the provisions of the so called 100% income tax law.

Senate File 37, by dealing only with the 1946 tax due in 1947, and failing to consider the 1947 taxes due in 1948, has the effect of automatically restoring the present dormant 100% income tax. Senate File 37 retains the 50% income tax upon incomes earned in 1946, and by inaction, has the effect of imposing the 100% income tax upon incomes earned in 1947 which tax is due in 1948.

A veto of the bill presented would have the effect of immediately imposing the 100% tax upon incomes earned in the years of 1946 and 1947.

I have not approved Senate File 37 by signing it. Neither have I vetoed it. I have permitted it to become a law by lapse of time as provided by Article III, Section 16 of the Constitution.

Respectfully submitted,

(Signed) ROBERT D. BLUE, *Governor*.

The following communication was sent to the Secretary of State:

February 17, 1947.

MR. ROLLO H. BERGESON
Secretary of State
Local

Dear Mr. Secretary:

Senate File 37 was passed by the Senate and House of the Fifty-second General Assembly of Iowa and on February 11 the bill was transmitted to the Governor for his approval.

The Lieutenant Governor received the communication from the Governor dated February 17 wherein he states that he has not approved Senate File 37 by signing it, neither did he veto it, but was permitting the same to become a law by lapse of time as provided by Article III, Section 16, of the Constitution of the state of Iowa.

I am, therefore, transmitting the bill to your office and you will find enclosed herewith the original of Senate File 37 and the enrolled bill signed by the President of the Senate and the Speaker of the House and

my certification that the bill originated in the Senate and is known as Senate File 37, Fifty-second General Assembly.

Please acknowledge receipt to this office of the enrolled bill and the original bill, Senate File 37.

Sincerely,

W. J. SCARBOROUGH, *Secretary of Senate.*

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

On motion of Senator Zastrow, Senate File 213, a bill for an act to provide for the formation of associations to purchase or build and own residential, business and commercial properties upon a co-operative basis. To provide for articles of co-operation of such associations and to establish the powers, duties and liabilities of the association and the members thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bateson offered the following amendments and moved their adoption:

Amend Senate File 213 by inserting, following the period (.) after the word "basis" in line five (5), section one (1), the following: "A corporation is a person within the meaning of this act."

Further amend by striking the word "trustees" from line two (2) of section five (5).

Further amend by striking the period (.) at the end of line twelve (12), section five (5), and adding the following: "and shall be selected by the directors."

Further amend by inserting a section prior to section twenty-one (21) as follows: "Private property of the members shall be exempt from execution for the debts of the co-operation."

Senator Lynes took the chair at 1:40 p.m.

The amendments were adopted.

Senator Zastrow offered the following amendment and moved its adoption:

Amend Senate File 213, section (twenty) 20, line three (3), by adding after the word "in", the words, "Charles City Daily Press", and add in line four (4), after the word "at", the words "Charles City".

Further amend Senate File 213, section twenty (20), line five (5),

Read first and second times, and placed on the calendar.

Senate File 282, by committee on governmental affairs, a bill for an act to amend sections four hundred fifty-two point ten (452.10), four hundred fifty-two point eleven (452.11), four hundred fifty-two point twelve (452.12), and four hundred fifty-three point one (453.1), Code 1946, relating to the investment of public funds by the treasurer of state.

Read first and second times, and placed on the calendar.

Senate File 283, by Senators Mercer, Clem, Reilly and Watson, a bill for an act to establish a system of civil service administration for state employees of the state of Iowa.

Read first and second times, and passed on file.

Senate File 284, by Senators Mercer, Clem, Reilly and Watson, a bill for an act to establish a system of civil service administration for municipal corporations, counties, departments, and special districts of the State of Iowa which are not included within the provisions of chapter three hundred sixty-five (365), Code 1946.

Read first and second times, and passed on file.

Senate File 285, by Senator Lynes, a bill for an act to provide for the preparation and adoption of school budgets, preparation of forms for the same and definitions of the parts of the same.

Read first and second times, and passed on file.

Senate File 286, by committee on public utilities, a bill for an act to amend section four hundred eighty-nine point fourteen (489.14), Code 1946, relating to the right of eminent domain for the location of electric transmission lines and stations.

Read first and second times, and placed on the calendar.

Senate File 287, by committee on board of control, a bill for an act relating to indigent patients at the state sanatorium.

Read first and second times, and placed on the calendar.

Senator Leo asked and received unanimous consent to take up the following report:

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that they have had the permanent rules under consideration and recommend

that the rules of the Senate for the Fifty-second General Assembly be as follows:

The rules of the Senate for the Fifty-first General Assembly shall be adopted as the rules of the Senate for the Fifty-second General Assembly except as hereinafter repealed, altered, amended or substituted.

Rule 22 of the printed rules of the Senate for the Fifty-first General Assembly is amended by striking from line 2 thereof the date "19th" and inserting in lieu thereof the date "26th".

Further amend said rule by striking from line 6 the date "19th" and inserting in lieu thereof the date "26th".

Further amend said rule by striking all after the word "Committee" in line 10 and inserting the following: "Compensation of Public Officers and Employees Committee, Board of Control Committee, and Schools and Educational Institutions Committee. No bill shall be introduced by the Sifting Committee."

Rule 27 of the rules of the Senate of the Fifty-first General Assembly is hereby repealed, and the following inserted in lieu thereof: "COMPENSATION OF PUBLIC OFFICERS. No bill shall be introduced in the Senate, after the 21st day of February, 1947, in regard to the compensation of public officials except such bills as may be introduced by the Committee on Compensation of Public Officers and Employees. That all bills referring to the compensation of public officials be referred to the Committee on Compensation of Public Officers and Employees. That they be considered together as a whole with a view of achieving uniformity and fairness, and that all said bills be reported to the committee for consideration at the same time."

Rule 33 of the rules of the Senate for the Fifty-first General Assembly is amended by striking from line 9 the words "thirty-three" and by inserting in lieu thereof the word "thirty".

Rule 38 of the rules of the Senate of the Fifty-first General Assembly is amended by striking from line 2 the date "22nd" and by inserting in lieu thereof the date "27th".

Respectfully submitted,

RICHARD V. LEO, *Chairman.*

FRANK C. BYERS.

STANLEY L. HART.

IRVING D. LONG.

RALPH W. ZASTROW.

Senator Augustine asked and received unanimous consent that action on the report of the committee on rules be deferred.

INDEFINITE POSTPONEMENT

In accordance with Senate rule 37, Senator Faul moved that the committee report on Senate File 81 be rejected.

Roll call was demanded.

On the question "Shall the committee report be rejected?" the vote was:

Ayes, 12:

Byers	Hart	Lucas	Reilly
Clem	Henningsen	Lynes	Skourup
Faul	Lord	Martin	Watson

Nays, 34:

Augustine	Findlay	Klein	Myrland
Barkley	Fishbaugh	Knudson	Newsome
Bateson	Foster	Leo	Ritchie
Bekman	Hawkins	Linnevold	Rockhill
Berg	Hultman	Maytag	Schluter
Colburn	Jacobson	Miller, Ai	Sharp
Dewel	Jones	Miller, J. F.	Vittetoe
Dykhouse	Keir	Musmaker	Zastrow
Elthon	Kirketeg		

Absent or not voting, 4:

Benson	Doud	Long	Mercer
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The motion was lost and the committee 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 Senate is asked:

House File 99, a bill for an act relating to misconduct or neglect in office of public officials or employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 101, a bill for an act relating to estrays and trespassing animals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 114, a bill for an act relating to the sale of gravel by board of supervisors to private parties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 117, a bill for an act relating to licensing of dogs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 299, a bill for an act relating to appropriation to defray expense of inaugural ceremonies.

Also: That the House has concurred in Senate amendments to and passed House File 34, a bill for an act relating to employment of temporary assistance for the county attorney.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 99, a bill for an act to amend chapter seven hundred forty (740), Code 1946, relating to misconduct or neglect in office of public officials or employees.

Read first and second times, and passed on file.

House File 101, a bill for an act to amend chapter one hundred eighty-eight (188), Code 1946, relating to estrays and trespassing animals, and providing a remedy for diseased estrays.

Read first and second times, and passed on file.

House File 114, a bill for an act to amend section three hundred nine point sixty-six (309.66), Code 1946, relating to secondary roads, to permit sale of gravel to private parties to improve a lane, driveway, or road, and to provide method of payment therefor.

Read first and second times, and passed on file.

House File 117, a bill for an act to amend sections three hundred fifty-one point seventeen (351.17) and three hundred fifty-one point eighteen (351.18), Code 1946, relating to licensing of dogs.

Read first and second times, and passed on file.

House File 299, a bill for an act making appropriations to defray expense of inaugural ceremonies.

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

Senator Faul asked and received unanimous consent that House File 89 be substituted for Senate File 63.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly 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 64 and 220.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 64 and 220.

BILLS SENT TO THE GOVERNOR

Senator Reilly from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 18th day of February, 1947, sent to the governor for his approval, Senate Files 64 and 220.

ROBERT C. REILLY, *Chairman*.

Passed on file.

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, President Evans announced the special order for the consideration of Senate Files 178 and 179.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 178, a bill for an act relating to the regulation of rates for fire, marine and inland marine insurance, and to rating organizations, was taken up and considered.

Senator Zastrow offered the following amendments filed by Zastrow, Lynes, Long, Ritchie, Bateson and Miller, J. F.:

1. Amend Senate File 178, by striking from section four (4), all of sub-sections "d" and "e", and sub-section "f", to the period after the word "thereby" in line sixty-one (61), and inserting in lieu thereof the following: "No filing herein contemplated shall be binding on the Insurance Commissioner of the State of Iowa.

2. Amend Senate File 178, by striking all of section eighteen (18).

Senator Zastrow moved the adoption of amendment 1.

Roll call was demanded.

On motion of Senator Elthon, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of Senate File 178.

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

Ayes, 14:

Augustine	Hawkins	Long	Ritchie
Barkley	Keir	Lynes	Schluter
Benson	Klein	Newsome	Zastrow
Fishbaugh	Leo		

Nays, 30:

Bateson	Dykhouse	Kirketeg	Musmaker
Bekman	Faul	Knudson	Myrland
Berg	Findlay	Linnevold	Reilly
Byers	Hart	Lucas	Rockhill
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jacobson	Mercer	Watson
Doud	Jones		

Absent or not voting, 6:

Elthon	Lord	Miller, J. F.	Skourup
Foster	Miller, Ai		

The amendment was lost.

Senator Zastrow moved the adoption of amendment 2.

Roll call was demanded.

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

Ayes, 16:

Augustine	Jacobson	Long	Rockhill
Bateson	Keir	Lynes	Schluter
Benson	Klein	Newsome	Skourup
Fishbaugh	Leo	Ritchie	Zastrow

Nays, 29:

Bekman	Elthon	Kirketeg	Mercer
Berg	Faul	Knudson	Musmaker
Byers	Findlay	Linnevold	Myrland
Clem	Hart	Lord	Reilly
Colburn	Henningsen	Lucas	Sharp
Dewel	Hultman	Martin	Vittetoe
Doud	Jones	Maytag	Watson
Dykhouse			

Absent or not voting, 5:

Barkley	Hawkins	Miller, Ai	Miller, J. F.
Foster			

The amendment was lost.

Senator Zastrow asked and received unanimous consent to withdraw the amendment filed by himself and others to Senate File 178, and found on pages 329 to 336 inclusive of the Senate Journal.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 178, section 4 by striking from lines 47, 48 and 49 the words "A filing shall be deemed to meet the requirements of this Act unless disapproved by the commissioner within the waiting period or any extension thereof" and inserting in lieu thereof the words "The failure of the commissioner to either approve or disapprove any such filing shall not be construed to exempt or relieve the company or companies making the same from the provisions of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946".

Roll call was demanded.

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

Ayes, 17:

Augustine	Fishbaugh	Long	Rockhill
Bateson	Hawkins	Lynes	Schluter
Benson	Klein	Newsome	Skourup
Clem	Leo	Ritchie	Zastrow
Doud			

Nays, 29:

Bekman	Findlay	Kirketeg	Mercer
Berg	Hart	Knudson	Musmaker
Byers	Henningsen	Linnevold	Myrland
Colburn	Hultman	Lord	Reilly
Dewel	Jacobson	Lucas	Sharp
Dykhouse	Jones	Martin	Vittetoe
Elthon	Keir	Maytag	Watson
Faul			

Absent or not voting, 4:

Barkley	Foster	Miller, Ai	Miller, J. F.
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The amendment was lost.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 178 by striking all of section eighteen (18) and inserting in lieu thereof the following:

"Sec. 18. LAWS AFFECTED. Compliance with this Act shall not be deemed to be a violation of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946."

The amendment was adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Bateson	Faul	Klein	Miller, Ai
Bekman	Findlay	Knudson	Musmaker
Berg	Foster	Linnevold	Myrland
Byers	Hart	Long	Reilly
Clem	Henningsen	Lord	Ritchie
Colburn	Hultman	Lucas	Sharp
Dewel	Jacobson	Martin	Vittetoe
Dykhouse	Jones	Maytag	Watson
Elthon	Kirketeg	Mercer	

Nays, 12:

Augustine	Hawkins	Lynes	Schluter
Benson	Keir	Newsome	Skourup
Fishbaugh	Leo	Rockhill	Zastrow

Absent or not voting, 3:

Barkley	Doud	Miller, J. F.
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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 Bekman moved that the 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 Dykhouse moved that the Senate adjourn until 10:00 a.m., Wednesday.

Senator Elthon moved as a substitute that when the Senate do adjourn, it adjourn until 10:00 a.m., Wednesday.

The substitution was made.

The motion by Senator Elthon prevailed.

On motion of Senator Bekman, Senate File 179, a bill for an act relating to the regulation of rates for certain casualty insurance including fidelity, surety and guaranty bonds and for all other forms of motor vehicle insurance, and to rating organizations, was taken up and considered.

Senator Zastrow asked and received unanimous consent to withdraw the amendment filed by himself and others to Senate File 179, and found on pages 329 and 336 to 342 inclusive of the Senate journal.

Senator Rockhill asked and received unanimous consent to withdraw the amendment filed by him to Senate File 179 and found on page 362 of the Senate journal.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 179 by striking all of section nineteen (19) and inserting in lieu thereof the following:

"Sec. 19. LAWS AFFECTED. Compliance with this Act shall not be deemed to be a violation of section five hundred fifteen point one hundred thirty-one (515.131), Code 1946."

The amendment was adopted.

Senator Berkman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Barkley	Elthon	Kirketeg	Mercer
Bateson	Faul	Klein	Musmaker
Bekman	Findlay	Knudson	Myrland
Berg	Foster	Linnevold	Reilly
Byers	Hart	Long	Ritchie
Clem	Henningsen	Lord	Sharp
Colburn	Hultman	Lucas	Vittetoe
Dewel	Jacobson	Maytag	Watson
Dykhouse	Jones		

Nays, 11:

Augustine	Hawkins	Lynes	Skourup
Benson	Keir	Rockhill	Zastrow
Fishbaugh	Leo	Schluter	

Absent or not voting, 5:

Doud	Miller, Ai	Miller, J. F.	Newsome
Martin			

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

Senator Bekman moved that the 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 17

By BARKLEY.

Whereas, the Fifty-first General Assembly enacted into law the right of school districts to financial aid; and

Whereas, certain conditions and requirements were set up under which supplementary aid shall be paid, and the basis and determination thereof; and

Whereas, the school districts have complied with the conditions and requirements, now therefore

Be It Resolved by the Senate, the House Concurring: That the first

funds allocated out of any appropriation for schools shall be used for supplementary aid and equalization of school taxes pursuant to the provisions of chapter 286, Code 1946.

REPORT OF JOINT COMMITTEE ON RULES

To the President of the Senate and the Speaker of the House:
Gentlemen:

The committee on rules of the Senate and House of the Fifty-second General Assembly, having met jointly, beg leave to report that they have had the joint rules of the Senate and House under consideration and recommend that the joint rules of the Senate and House of the Fifty-first General Assembly be adopted as the joint rules of the Senate and House of the Fifty-second General Assembly.

Respectfully submitted,

RICHARD V. LEO, *Chairman*.

EDWARD J. MORRISSEY, *Chairman*.

On the part of the Senate.

On the part of the House.

ADDITIONAL COPIES

Senator Sharp asked and received unanimous consent to have 300 additional copies of Senate File 177 printed.

Senator Lucas asked and received unamouns consent to have 300 additional copies of Senate File 100 printed.

The following communications were received:

ROLLO H. BERGESON

Secretary of State

Des Moines, Iowa

February 18, 1947

MR. W. J. SCARBOROUGH

Secretary of the Senate

Local

Dear Mr. Scarborough:

This will acknowledge receipt in this office of the Enrolled Bill, consisting of two pages, and the original bill, consisting of two pages, Senate File 37, Fifty-second General Assembly.

Sincerely yours,

(Signed) ROLLO H. BERGESON, *Secretary of State*.

February 18, 1947

SENATOR ROBERT ROCKHILL, *Chairman*

Claims Committee of the Senate

Senate Chamber

Dear Sir:

In accordance with the provisions of Chapter 25, 1946 Code, I hand you herewith claims acted upon by the State Board of Appeal. Each claim bears the recommendation of the Board.

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
67	Grant Shade, Des Moines, Iowa.....	\$ 1,000.00	\$1,000.00
68	Ralph C. Norris, Polk County Superin- tendent of Schools, Des Moines.....	680.00	680.00
69	Elmer A. Harder, Sioux City, Iowa.....	5,500.00	Rejected
70	White Funeral Home, 2505 Grand Ave., Des Moines, Iowa.....	105.00	100.00
71	Carson-Balster Funeral Home, Maquoketa, Iowa	400.00	400.00
72	Treasurer of Cass County, Atlantic, Iowa	50.64	50.64
73	C. M. Hanson	18.35	18.35
74	John E. Spencer	22.00	22.00
75	George H. Gibson, Penitentiary, Ft. Madison, Iowa	187,750.00	Rejected
76	J. E. Campbell, Harlan, Iowa.....	4.00	4.00
77	Winifred Loeber, Des Moines, Iowa.....	1,000.00	Rejected
78	J. A. Strand and Ruth Anderson Strand, Dayton, Iowa	5,000.00	500.00
79	Leonard Sobek, Kanawha, Iowa.....	7,857.00	Rejected

Respectfully submitted,

WILHELMINE WEAVER,

Secretary of State Appeal Board.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 265	Judiciary I.
S. F. 266	Ways and Means.
S. F. 267	Motor Vehicles.
S. F. 268	Motor Vehicles.
S. F. 270	Cities and Towns.
S. F. 271	Governmental Affairs.
S. F. 272	Agriculture.
H. F. 211	Agriculture.

REPORTS OF COMMITTEES

Senator Doud submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred Senate File 116, a bill for an act to amend chapter ninety-six (96), Code 1946, relating to unemployment compensation and unemployment benefits; to increase the maximum amount to be paid to employees; to change certain contribution rates to be paid by employers, and to redefine "partially unemployed", 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 116 by adding after the word "average" in line 12 of section 3 the word "annual", and also by adding after the word "average" in line 14 of section 3 the word "annual".

Further amend Senate File 116 by adding to section 4 the following:
"c. An individual shall be deemed 'partially unemployed' in any week in which he, having been separated from his regular job, earns at odd jobs less than his weekly benefit amount plus three-dollars."

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred Senate File 117, a bill for an act to amend chapter eighty-five (85), Code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred House File 136, a bill for an act to amend section two hundred forty-nine point twenty (249.20), Code 1946, relating to suspended county real estate taxes paid from the old age assistance revolving fund, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman*.

Ordered passed on file.

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred Senate File 103, a bill for an act to amend section two hundred forty point five (240.5), Code 1946, relating to the allowance to institutions for receiving and caring for neglected, dependent and delinquent children, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

Senator Faul submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred Senate File 260, a bill for an act relating to building and loan and incorporated associations, begs leave to report it has had the same under consideration and returns the bill without recommendation.

GEORGE M. FAUL, *Chairman*.

Ordered passed on file.

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 299, a bill for an act making appropriation to defray

expense of inaugural ceremonies, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

AMENDMENT TO REPORT OF COMMITTEE ON RULES

Amend the report of the Committee on Rules by striking from that portion referring to Rule 27 all of lines seven (7), eight (8), nine (9), ten (10) and eleven (11) and insert in lieu thereof the following: "All bills referring to the compensation of public officials shall be referred to the committee on Compensation of Public Officers and Employees. They shall be considered together as a whole to achieve uniformity and fairness, and all said bills shall be reported to the Senate for consideration at the same time."

Further amend under Rule 27 by striking from line four (4) the words and figures "21st" and insert in lieu thereof the words and figures "26th".

RICHARD V. LEO.

IRVING D. LONG.

Amend the "Report of Committee on Rules" as found on page 375 of the Senate Journal by striking the figure "26th" in paragraph three (3) thereof and inserting in lieu thereof the word and figures "March 11".

Further amend paragraph four (4) by striking the figure "26th" and inserting in lieu thereof "March 11".

Further amend paragraph seven (7) by striking the word "thirty" in the last line thereof and inserting in lieu thereof the words "twenty-six".

Further amend paragraph eight (8) by striking the figure "27th" in the last line thereof and inserting in lieu thereof the words and figures "27th of March".

A. E. AUGUSTINE.

Amend Senate File 76 by striking from line thirteen (13) the words "one probation officer" and inserting in lieu thereof the words "one or more probation officers".

Further amend Senate File 76 by striking from line fourteen (14) the word "appointee" and inserting in lieu thereof the word "appointees".

A. D. CLEM.

Amend Senate File 100 by striking all of section four and inserting in lieu thereof the following:

"Sec. 4. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by adding to subsection two (2) the following:

c. That the building or place in which applicant intends to operate is approved by the authority empowered to issue a permit under this chapter. In cities and towns having a zoning ordinance that it is

located in an area zoned for retail business. In cities or towns having no zoning ordinance that it is located in an area where fifty per cent or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings in use for business. If such place or building is located on a ground floor it shall have a clear unobstructed view into the interior of not less than two feet high by six feet wide and approximately four feet above the side walk level.

d. That he will comply with such other requirements as the issuing authority may require.

E. K. BEKMAN.

J. G. LUCAS.

1. Amend Senate File 115, section three (3) by adding the following:
"4. A notice of assignment duly acknowledged by the assignor in the following form shall be deemed sufficient:

**NOTICE OF ASSIGNMENT OF AN ACCOUNT OR
ACCOUNTS RECEIVABLE**

NOTICE IS HEREBY GIVEN BY.....
....., as assignor, whose chief place of
business within the State of Iowa is.....
County of..... and by.....
....., as assignee, whose chief place of busi-
ness within the state of Iowa is.....
that the said assignor expects to assign, or has assigned, an account or
accounts now existing or hereafter arising, to the said assignee, and that
the general nature of the business out of which such accounts arise
is.....

Dated:....., 19.....

.....
Assignor

.....
Assignee"

2. Further amend by striking the comma in line eleven (11) of section four (4) following the word "filing" and inserting a period in lieu thereof.

Further amend section four (4) by striking from line eleven (11) beginning with the words "and stating" and all that follows to and including the period in line eighteen (18).

Further amend section four (4) by striking all that follows after the period in line twenty-one (21) to the end of that section.

3. Further amend by inserting in line two (2) of section five (5) after the word "notice" and before the comma the words "of assignment".

R. A. ROCKHILL.

J. T. DYKHOUSE.

A. D. CLEM.

Amend Senate File 117 as follows:

Amend Senate File 117 by adding the following after the comma in line 7 of section one (1): "and ambulance charges".

ALDEN L. DOUD.

Amend Senate File 211 as follows:

1. Amend section two (2) by striking the words "having a population of 10,000 or more inhabitants according to the most recent federal census," in lines two (2) and three (3) thereof; further amend line seven (7) of said section by inserting after the words "to the" the words "conditions and".

2. Further amend Senate File 211 by striking sections three (3), four (4), five (5) and six (6) and substituting in lieu thereof the following:

Sec. 3. The authority given under the preceding section shall not be exercised unless an election shall be held in such city or town, at which there shall be submitted to the electors the following proposal:

'Shall wines and spirits be sold at retail for consumption on the premises where sold in (name of city or town)?'

Sec. 4. Such election shall be called and held in any city or town in the state when there is addressed to and filed with the city council a petition signed by at least twenty-five per cent (25%) of the electors of said city or town who voted at the last general election preceding the filing of such petition; and such petition may consist of the aggregate of a number of separate petitions, which, however, when filed shall constitute the petition herein referred to. Such petition must be filed with the city or town clerk at least sixty (60) days prior to the date of the next succeeding general election at which the proposition is to be submitted.

Sec. 5. Upon the signing of such petition the city or town council shall proceed at once to canvass the same and determine the sufficiency thereof, which sufficiency shall be determined within fifteen (15) days after the filing, and shall be entered of record in the minutes of the council. If such petition is found sufficient the council shall forthwith order and provide by proper procedure for the holding of such election and shall provide ballots therefor. The ballot shall contain the following proposition and no other: 'Shall wine and spirits be sold at retail for consumption on the premises where sold in (name of city or town)?' Opposite and to the right of such proposal as it appears on the ballot shall be placed two (2) squares, one above the other, and to the left of the upper square shall be printed the word "Yes", and to the left of the lower square the word "No", and in casting his vote upon such proposal the voter favoring such proposition shall place a cross in the square opposite the word "Yes" and the voter opposing such proposition shall place a cross in the square opposite the word "No". The city or town council shall provide funds to meet the expenses of such election.'

Sec. 6. The ballots cast on said proposal at such election shall be counted and the results certified as required by the laws applicable to such general election, and the ballots at once returned to such clerk, as the case may be, who shall canvass same and certify the result, and

make a permanent record thereof in his office, which certificate and record shall be completed within thirty (30) days after such election.

Sec. 7. The results of such election may be contested or appealed from as in case of a general election, and pending such contest or appeal no action shall be taken by the city or town council in relation to the adoption of ordinances or the granting of licenses.

Sec. 8. If a majority of the votes cast on such proposition at such election opposes the sale at retail of wines and spirits for consumption on the premises where sold in such city or town, then the authority provided in section two hereof shall not be vested in nor exercised by such city or town council.

Sec. 9. If a majority of the votes cast on such proposition at such election are in favor of the sale at retail of wines and spirits for consumption on the premises where sold in such city or town, then the city or town council may exercise the authority given under section two hereof.

Sec. 10. When any city or town by virtue of the authority of the provisions of this act shall have adopted ordinances and issued licenses as herein provided, and at a subsequent election called and held as herein provided a majority of the votes cast on the proposition are opposed thereto, then all such licenses issued by such city or town for the sale at retail of wines and spirits for consumption on the premises where sold shall expire on the June 30th following such election, and all ordinances adopted by the city or town pursuant to the provisions of section two hereof shall be abrogated as of like date and shall be repealed by the city council.

Sec. 11. No election as herein provided shall be held in and for such city or town oftener than once in four years, and then only on general city or town election dates.

3. Further amend Senate File 211 by striking section seventeen (17) thereof.

4. Further amend Senate File 211 by renumbering the remaining sections.

5. Further amend Senate File 211 by adding a new section as follows:

"Sec. The provisions of section 124.31, Code 1946, shall not apply to licensees under this act."

IRVING D. LONG.

On motion of Senator Dykhouse, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 19, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. J. J. Hawkins, pastor of the Christian church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Humboldt, Waterloo, Clinton, Jesup, Panama, Clear Lake, Farnhamville, Davenport, Sioux City, Independence, Clarinda, Paton, Farmington, Carlisle, St. Olaf, West Liberty, Cherokee, Larrabee, Orient, Greenfield, Lemars, Harris, Earlham, Casey, Des Moines, Mason City, Nevada, Knoxville, Garrison, Ossian, Montezuma, Elkader, St. Ansgar, DeWitt, Algona, North Liberty, Central City, Council Bluffs, Collins and Cedar Rapids in opposition to local option and Senate File 100.

By Senator Jacobson, from residents of Fayette county relating to compensation of county officers.

By Senator Leo, from residents of Tama county relating to compensation of county officers.

By Senator Linnevold, from residents of Winneshiek county in opposition to local option and Senate File 100.

By Senator Lucas, from residents of Boone county favoring state aid to schools.

By Senator Mercer, from residents of Iowa county relating to compensation of county officers.

INTRODUCTION OF BILLS

Senate File 288, by Senator Lynes, a bill for an act to amend chapter one hundred ninety-two (192), Code 1946, relating to the production and sale of dairy products.

Read first and second times, and passed on file.

Senate File 289, by committee on conservation, a bill for an act to amend chapter one hundred nine (109), Code 1946, by striking all of section one hundred nine point forty-eight (109.48) relating to the setting of open seasons on game, and substituting a section therefor.

Read first and second times, and placed on the calendar.

Senate File 290, by committee on conservation, a bill for an act to amend chapter one hundred nine (109), Code 1946, relating to fish and game conservation.

Read first and second times, and placed on the calendar.

Senate File 291, by committee on conservation, a bill for an act to amend section one hundred ten point one (110.1), Code 1946, relating to trap tags.

Read first and second times, and placed on the calendar.

Senate File 292, by committee on conservation, a bill for an act to amend section one hundred ten point one (110.1), Code 1946, relating to license fees.

Read first and second times, and placed on the calendar.

Senate File 293, by committee on conservation, a bill for an act to amend section one hundred nine point thirty-nine (109.39), Code 1946, relating to size limits of fish.

Read first and second times, and placed on the calendar.

Senate File 294, by committee on conservation, a bill for an act to appropriate from the general fund of the state of Iowa for the period from the effective date of this act and ending June 30, 1949, the sum of seven thousand five hundred dollars (\$7,500) for the purpose of making repairs to the spillway of Upper Pine Lake, Hardin county, Iowa.

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

Senate File 295, by Senator Byers, a bill for an act to amend section six hundred three point forty-three (603.43), Code 1946, relating to the salary of a judge of the superior court.

Read first and second times, and passed on file.

Senate File 296, by Senator Long, a bill for an act to provide

for the appointment by the supreme court of a code editor and a reporter of the supreme court, to fix the terms of said officers, to prescribe their duties and to co-ordinate the statutes relating to said appointees.

Read first and second times, and passed on file.

ADDITIONAL COPIES

Senator Byers asked and received unanimous consent to have 300 additional copies of Senate File 211 printed.

Senator Henningsen asked and received unanimous consent to have 300 additional copies of Senate File 115 printed.

PRESENTATION OF VISITORS

Senator Elthon asked and received unanimous consent to present to the Senate the members of the junior and senior classes of the Fertile high school, who were present in the balcony with their superintendent, Mr. Wright, and their commercial teacher, Miss Bond.

Senator J. F. Miller asked and received unanimous consent that the name of Senator Benson be added to the list of authors of Senate File 222.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 124, a bill for an act relating to the powers and duties of the board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 96, a bill for an act relating to giving of proof of financial responsibility and security by owners and operators of motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 128, a bill for an act relating to exempt securities and transactions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 224, a bill for an act relating to fees charged by the university bacteriological laboratory.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 226, a bill for an act relating to assignment of rooms for records of Spanish-American War Veterans Department of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 227, a bill for an act relating to U. S. Highway No. 6 being known as "Grand Army of the Republic Highway".

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 124

1. Amend Section 1, line six (6), by inserting after the word "areas", the words "and all cities and towns".

2. Amend Senate File 124 by adding a new section as follows:

"Sec. 2. Any work performed under the provisions of this act shall be published as part of the regular proceedings of the board of supervisors and shall show for whom the work was done, the nature of said work, the contract price and the amount paid. The publication above referred to shall be made within sixty (60) days after the completion of the work herein referred to."

HOUSE MESSAGES CONSIDERED

House File 96, a bill for an act relating to the giving of proof of financial responsibility and security by owners and operators of motor vehicles and to make uniform the law with reference thereto, and to repeal sections three hundred twenty-one point two hundred seventy-five (321.275) to three hundred twenty-one point two hundred seventy-nine (321.279) inclusive, Code 1946.

Read first and second times, and passed on file.

House File 128, a bill for an act to amend section five hundred two point four (502.4), Code 1946, relating to exempt securities, and section five hundred two point five (502.5), Code 1946, relating to exempt transactions.

Read first and second times, and passed on file.

House File 224, a bill for an act to amend section two hundred sixty-three point eight (263.8), Code 1946, relating to financing laboratory examinations and investigations by the university bacteriological laboratory for the department of health.

Read first and second times, and passed on file.

House File 226, a bill for an act to amend section nineteen point fifteen (19.15), Code 1946, relating to assignment of rooms

for the records of the Spanish-American War Veterans Department of Iowa.

Read first and second times, and passed on file.

House File 227, a bill for an act designating U. S. Highway number six (6) within the borders of the State of Iowa as "Grand Army of the Republic Highway" and providing for suitable markers.

Read first and second times, and passed on file.

Senator Leo asked and received unanimous consent to take up the following report:

REPORT OF COMMITTEE ON RULES

MR. PRESIDENT: Your committee on rules begs leave to report that they have had the permanent rules under consideration and recommend that the rules of the Senate for the Fifty-second General Assembly be as follows:

The rules of the Senate for the Fifty-first General Assembly shall be adopted as the rules of the Senate for the Fifty-second General Assembly except as hereinafter repealed, altered, amended or substituted.

Rule 22 of the printed rules of the Senate for the Fifty-first General Assembly is amended by striking from line 2 thereof the date "19th" and inserting in lieu thereof the date "26th".

Further amend said rule by striking from line 6 the date "19th" and inserting in lieu thereof the date "26th".

Further amend said rule by striking all after the word "Committee" in line 10 and inserting the following: "Compensation of Public Officers and Employees Committee, Board of Control Committee, and Schools and Educational Institutions Committee. No bill shall be introduced by the Sifting Committee."

Rule 27 of the rules of the Senate of the Fifty-first General Assembly is hereby repealed, and the following inserted in lieu thereof: "COMPENSATION OF PUBLIC OFFICERS. No bill shall be introduced in the Senate, after the 21st day of February, 1947, in regard to the compensation of public officials except such bills as may be introduced by the Committee on Compensation of Public Officers and Employees. That all bills referring to the compensation of public officials be referred to the Committee on Compensation of Public Officers and Employees. That they be considered together as a whole with a view of achieving uniformity and fairness, and that all said bills be reported to the committee for consideration at the same time."

Rule 33 of the rules of the Senate for the Fifty-first General Assembly is amended by striking from line 9 the words "thirty-three" and by inserting in lieu thereof the word "thirty".

Rule 38 of the rules of the Senate of the Fifty-first General Assembly

is amended by striking from line 2 the date "22nd" and by inserting in lieu thereof the date "27th".

Respectfully submitted,

RICHARD V. LEO, *Chairman.*

FRANK C. BYERS.

STANLEY L. HART.

IRVING D. LONG.

RALPH W. ZASTROW.

Senator Long offered the following amendment filed by Senators Long and Leo and moved its adoption :

AMENDMENT TO REPORT OF COMMITTEE ON RULES

Amend the report of the Committee on Rules by striking from that portion referring to Rule 27 all of lines seven (7), eight (8), nine (9), ten (10) and eleven (11) and insert in lieu thereof the following: "All bills referring to the compensation of public officials shall be referred to the committee on Compensation of Public Officers and Employees. They shall be considered together as a whole to achieve uniformity and fairness, and all said bills shall be reported to the Senate for consideration at the same time."

Further amend under Rule 27 by striking from line four (4) the words and figures "21st" and insert in lieu thereof the words and figures "26th".

The amendment was adopted.

Senator Augustine offered the following amendment and asked for the consideration of the first two sections of the amendment:

Amend the "Report of Committee on Rules" as found on page 375 of the Senate Journal by striking the figure "26th" in paragraph three (3) thereof and inserting in lieu thereof the word and figures "March 11."

Further amend paragraph four (4) by striking the figure "26th" and inserting in lieu thereof "March 11."

Further amend paragraph seven (7) by striking the word "thirty" in the last line thereof and inserting in lieu thereof the words "twenty-six".

Further amend paragraph eight (8) by striking the figure "27th" in the last line thereof and inserting in lieu thereof the words and figures "27th of March".

Senator Augustine moved the adoption of the first two sections of the amendment.

The amendment was lost.

Senator Augustine moved the adoption of the third section of the amendment.

The amendment was lost.

Senator Augustine moved the adoption of the balance of the amendment.

The amendment was lost.

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

In accordance with Senate Concurrent Resolution 16, duly adopted, the Joint Convention was called to order; Kenneth A. Evans, President of the Senate, presiding.

President Evans introduced to the Joint Convention Senator Knudson, Senator Doud, Dr. John Gardner and Mr. John Heffner, members of the Mental Hospital Survey Committee, who addressed the Joint Convention, outlining the findings of their committee.

Senator Rockhill moved that the committee be given a vote of appreciation for their untiring efforts in performing their duties on this committee, which motion prevailed.

On motion of Humbert of Adams, the Joint Convention was dissolved.

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

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of the report of the committee on rules.

On motion of Senator Leo, the report of the committee on rules as amended was adopted.

Senator Leo moved that the rules of the Senate of the Fifty-first General Assembly as amended, be made the rules of the Senate of the Fifty-second General Assembly, which motion prevailed.

Senator Leo asked and received unanimous consent to take up the following report and moved its adoption:

REPORT OF JOINT COMMITTEE ON RULES

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

Gentlemen:

The committee on rules of the Senate and House of the Fifty-second General Assembly, having met jointly, beg leave to report that they have had the joint rules of the Senate and House under consideration and recommend that the joint rules of the Senate and House of the Fifty-first General Assembly be adopted as the joint rules of the Senate and House of the Fifty-second General Assembly.

Respectfully submitted,

RICHARD V. LEO, *Chairman*.

EDWARD J. MORRISSEY, *Chairman*.

On the part of the Senate.

On the part of the House.

The motion prevailed and the report was adopted.

Senator Leo moved that the joint rules of the Senate and House of the Fifty-first General Assembly be made the joint rules of the Senate and House of the Fifty-second General Assembly, which motion prevailed.

EXECUTIVE SESSION

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

The Senate in executive session, confirmed the following appointments:

Claude M. Stanley of Adams county, as a member of the Employment Security Commission for the term beginning July 1, 1947.

Herbert H. Hauge of Polk county, as a member of Board of Control of State Institutions for the unexpired term ending June 30, 1947.

Herbert H. Hauge of Polk county, as a member of the Board of Control of State Institutions for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

PRESENTATION OF SENATE QUEEN

Senate Page Robert Beardsley of Sioux City, presented committee clerk Miss Lois Bates to the Senate as the pages' choice of a queen of the Senate as follows:

"Speaking on behalf of the pages, I would like to announce that we have chosen our queen of the Senate of the Fifty-second General Assembly, for her pleasing personality, constant cheerfulness, her ready smile. These traits, combined with a steady never-wavering dependability, have caused us to choose the girl who in our estimation is the most charming of this assembly, Miss Lois Bates."

SENATE CONCURRENT RESOLUTION 18

By **MERCER.**

Whereas, the State University of Iowa will celebrate its one hundredth birthday at a dinner at the Iowa Memorial Union, Iowa City, Iowa on Tuesday evening, February 25th, 1947, and

Whereas, the State University of Iowa has invited members of the Fifty-second General Assembly of Iowa to attend this dinner,

Now Therefore, Be It Resolved by the Senate, the House Concurring: That the President of the Senate appoint three members of the Senate and the Speaker of the House appoint three members of the House to represent the Fifty-second General Assembly of Iowa at the one hundredth birthday celebration of the State University of Iowa.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 18th he had approved the following bills:

Senate File 64, relating to municipal court records.

Senate File 220, relating to an appropriation for emergency funds for the department of public safety.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 273	Judiciary 1.
S. F. 275	Railroads.
S. F. 276	Judiciary 1.
S. F. 277	Public Health.
S. F. 278	Military Affairs.
S. F. 280	Ways and Means.

- S. F. 283 Governmental Affairs.
- S. F. 284 Cities and Towns.
- S. F. 285 Schools and Educational Institutions.
- H. F. 99 Governmental Affairs.
- H. F. 101 Agriculture.
- H. F. 114 Governmental Affairs.
- H. F. 117 Governmental Affairs.

REPORTS OF COMMITTEES

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 60, a bill for an act relating to abstracts of title filed with town or city plats, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 199, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by the Consolidated Independent School District of Vinton, 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 Senate File 199, section two (2) by inserting in the blank space in line three (3), the words "Cedar Valley Daily Times" and by inserting in the blank space of line four of the same section the word "Vinton".

Also amend section two (2) by inserting in the blank space in line five (5) the words "Belle Plaine Union" and inserting in the blank space in line six (6) the words "Belle Plaine".

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred House File 40, a bill for an act to legalize action of the board of supervisors of Des Moines county in making expenditures for erection of improvements at county home, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred House File 116, a bill for an act to legalize action of the board of

directors of the Independent School District of West Des Moines in buying and selling real estate for schoolhouse site, begs leave to report its has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 162, a bill for an act to amend section three hundred sixty-five point three (365.3), Code 1946, relating to the adoption of civil service and the appointment of civil service commissioners in certain cities, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 204, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of park bonds by the city of Cedar Rapids, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said city, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 238, a bill for an act to amend chapter one hundred eleven (111), Acts Forty-ninth (49th) General Assembly, relating to a gift of lands to the United States to establish a National Monument, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred House File 28, a bill for an act to amend Section 413.105, Code 1946, relating to occupancy of and collection of rent for dwellings for which certificates of compliance with state housing law have not been issued, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns, to which was referred Senate File 191, a bill for an act amending sections 410.5 and 410.6, Code 1946, relating to pension funds to deputy bailiffs of municipal courts, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns, to which was referred House File 208, a bill for an act relating to assessment for library funds in cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

A. D. CLEM, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend House File 96 by inserting after the word "provided" in line eight (8) of Section twenty-six (26), the following:

"or is qualified as a self-insurer under section 34 of this act."

O. H. HENNINGSEN.

Amend House File 96 by striking subsection four (4) of Section five (5) and inserting in lieu thereof the following:

"4. To such operator or owner if such owner is at the time of such accident qualified as a self insurer under section 34."

O. H. HENNINGSEN.

Amend Senate File 100 by striking all of section six (6) and inserting in lieu thereof the following:

"Sec. 6. Section one hundred twenty-four point ten (124.10), Code 1946, is amended by adding to subsection one (1) the following:

"f. That the place or building where he intends to operate conforms to all the laws, health and fire regulations applicable thereto, is a safe and proper place or building, and is located in an area zoned for retail business in those cities and towns having a zoning ordinance or in an area where fifty percent (50%) or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings in use for business in cities or towns having no zoning ordinance."

E. K. BEKMAN.

J. G. LUCAS.

Amend Senate File 134 by inserting after the word "banks" in line one (1) of section one (1) the following: "in any city now having or which may hereafter have a population of twenty-five thousand (25,000) or more,".

GEORGE M. FAUL.

Amend Senate File 171 by striking from lines 4 and 5 of section three the words "person's attending physician or a physician designated by the commission" and inserting in lieu thereof the words "person's attending physician of some one designated by said physician".

Further amend Senate File 171 by striking lines 4 and 5 of section four and inserting in lieu thereof the words "person's attending physician or some one designated by said physician."

ALDEN L. DOUD.

1. Amend Senate File 211, section thirteen (13) by adding thereto the following:

"No license shall be issued to an applicant who by his statement discloses that he has ever been convicted of a violation of any state or federal law or whose beer or liquor license has ever been revoked."

2. Amend Senate File 211, section eighteen (18) by adding the following:

"(k) No wine or spirits shall be sold for consumption on premises where food is sold or consumed, except as provided by sub-section (b) section eight (8) hereof."

3. Further amend section eighteen (18) by adding the following:

"(1) Booths, screens, partitions or any impediment which obstructs a full view of the interior of the place and room on licensed premises where wine or spirits are sold and consumed shall be prohibited."

4. Further amend section eighteen (18) by adding the following:

"(m) No tables, benches, chairs or seating facilities shall be kept for use in any licensed place or room where either wine or spirits are sold and consumed."

5. Further amend section eighteen (18) by adding the following:

"(n) The premises to be licensed for a class "A" permit affords a clear unobstructed view into the interior of the building of not less than two feet high by six feet wide by four feet, above the side-walk level."

6. Further amend section eighteen (18), Senate File 211 by adding the following:

"(o) No class "A" permit shall be issued where the room or place to be licensed is a basement."

7. Further amend section eighteen (18) by adding the following:

"(p) No class "A" permit shall be issued where the room or place to be licensed is above the first floor."

8. Further amend section eighteen (18) by adding the following:

"(q) No licensee under a class "A" permit shall permit public ingress or egress except by the street entrance."

TUNIS H. KLEIN.

On motion of Senator Hultman, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 20, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. T. H. Leonard, pastor of the Methodist church, Ottumwa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from 250 residents of St. Ansgar; 850 residents of Elkader and DeWitt and 250 residents of Stanwood, Tipton, West Branch, Atalissa and Mechanicsville, favoring Senate File 211.

By Senator Fishbaugh, from residents of Page county in opposition to local option and also Senate File 211.

By Senator Foster, from residents of Washington county favoring action on liquor legislation; also favoring an increase in salaries for county officials.

By Senator Hart, from 467 residents of Lee county in opposition to local option and favoring Senate File 211.

By Senator Hawkins, from residents of Decatur county in opposition to local option; also favoring an increase in salaries for county officials.

By Senator Knudson, from residents of Hancock county in opposition to local option; also favoring public library legislation; from residents of Cerro Gordo county favoring state aid to schools.

By Senator Leo, from residents of Benton county favoring state aid to schools.

By Senator Ai Miller, from residents of Audubon county favoring state aid to schools.

By Senator J. F. Miller, from residents of Buena Vista county favoring an increase in salaries for county officials; also favoring pending school legislation.

By Senator Skourup, from residents of Des Moines county favoring an increase in salaries for county officials.

INTRODUCTION OF BILLS

Senate File 297, by committee on judiciary 2, a bill for an act to amend section five hundred fifty-seven point nine (557.9), Code 1946, relating to estates in expectancy.

Read first and second times, and placed on the calendar.

Senate File 298, by Senators Berg and Faul, a bill for an act to establish the salary of the insurance commissioner.

Read first and second times, and referred to the committee on compensation of public officers and employees.

Senate File 299, by Senators Knudson, Colburn, Faul, Reilly, Watson, Martin, Henningsen, Zastrow and Jacobson, a bill for an act relating to the qualifications and licensing of life insurance agents.

Read first and second times, and passed on file.

Senate File 300, by Senator Faul, a bill for an act to amend section two hundred twenty-eight point nine (228.9), Code 1946, relating to the compensation and expenses of the Commissioners of Insanity in counties having a population of one hundred fifty thousand (150,000) or more.

Read first and second times, and passed on file.

Senate File 301, by Senator Faul, a bill for an act to amend sections six hundred thirty-eight point twenty-four (638.24) and six hundred thirty-eight point twenty-seven (638.27), Code 1946, relating to compensation for services of attorneys acting also in fiduciary capacity.

Read first and second times, and passed on file.

Senate File 302, by Committee on Schools and Educational Institutions, a bill for an act to allow sick leave for all public school employees, to specify a definite minimum allowance and to provide for an accumulation of unused time within a school district.

Read first and second times, and referred to the committee on compensation of public officers and employees.

Senate File 303, by committee on schools and educational institutions, a bill for an act to provide for the use of state funds to supplement funds of school districts in support of education; to make an appropriation for state aid provided for in this act; and to repeal sections two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, relating to state aid to schools.

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

Senate File 304, by Senator Henningsen, a bill for an act legalizing an emergency fund levy for cities having a population of not less than twenty-six thousand (26,000) or more than twenty-seven thousand (27,000) as shown by the last census.

Read first and second times, and passed on file.

Senate File 305, by committee on public health, a bill for an act to amend section one hundred thirty-six point two, (136.2), Code 1946, relating to the time for appointment of five health officers.

Read first and second times, and placed on the calendar.

Senate File 306, by Senator Hultman, a bill for an act to amend section three hundred thirteen point thirty-four (313.34), Code 1946, relating to improvement of primary roads.

Read first and second times, and passed on file.

Senate File 307, by committee on military affairs, a bill for an act to repeal Section two hundred twenty-nine point twenty (229.20), Code 1946, relating to Beneficiaries of Veterans Bureau and inserting a new section in lieu thereof.

Read first and second times, and placed on the calendar.

Senate File 308, by committee on military affairs, a bill for an act to amend section thirty-seven point ten (37.10), Code 1946, relating to the representation of the Marine Corps League in the selection of commissioners to operate memorial halls and monuments authorized by chapter thirty-seven (37), Code 1946.

Read first and second times, and placed on the calendar.

Senate File 309, by Senator Henningsen, a bill for an act to

provide for the regulation of telephone companies by the Iowa State Commerce Commission and to prescribe the powers, duties and procedure of the commission under this Act.

Read first and second times, and passed on file.

Senate File 310, by Senator Henningsen, a bill for an act to legalize the actions of the city council and the city clerk of the city of Clinton, Iowa, in making expenditures, incurring indebtedness, and issuing warrants and certificates of indebtedness on the general fund of the city of Clinton, Iowa, in the amount of sixteen thousand six hundred thirty-two dollars and forty-three cents (\$16,632.43), to the fire maintenance fund in the amount of fifteen thousand one hundred sixty-eight dollars and seventy cents (\$15,168.70), for street department salaries in the amount of ten thousand eight hundred eighty-nine dollars and thirty-five cents (\$10,889.35), and to other funds of the city of Clinton, Iowa, in the amount of four thousand ninety-two dollars and thirteen cents (\$4,092.13), and providing that the total indebtedness thus incurred of forty-eight thousand five hundred eighty-two dollars and sixty-one cents (\$48,582.61) shall constitute a legal, binding and valid obligation of the city of Clinton, Iowa.

Read first and second times, and passed on file.

Senate File 311, by Senators Leo, Zastrow and Schluter, a bill for an act to provide for the supervision and control of inter-scholastic boys' athletic competition among the high schools of the state.

Read first and second times, and passed on file.

Senate File 312, by Senator Hawkins, a bill for an act to repeal section five hundred sixty two point six (562.6), and section five hundred sixty two point seven (562.7), Code 1946.

Read first and second times, and passed on file.

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

SENATE CONCURRENT RESOLUTION 18

By MERCER.

Whereas, the State University of Iowa will celebrate its one hundredth birthday at a dinner at the Iowa Memorial Union, Iowa City, Iowa on Tuesday evening, February 25th, 1947, and

Whereas, the State University of Iowa has invited members of the Fifty-second General Assembly of Iowa to attend this dinner,

Now Therefore, Be It Resolved by the Senate, the House Concurring: That the President of the Senate appoint three members of the Senate and the Speaker of the House appoint three members of the House to represent the Fifty-second General Assembly of Iowa at the one hundredth birthday celebration of the State University of Iowa.

The motion prevailed and the resolution was adopted, and President Evans announced the appointment of Senators Mercer, Bekman and Sharp on the part of the Senate.

PRESENTATION OF VISITORS

Senator Jones asked and received unanimous consent to present to the Senate the 84 members of the senior class of the Indianola high school who were present in the balcony with their superintendent Mr. Harry Grange.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly 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 34.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, House File 34.

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 24, a bill for an act relating to quit and original notices in forcible entry and detainer actions.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 24, a bill for an act to amend sections six hundred forty-eight point one (648.1), six hundred forty-eight point five (648.5), and six hundred forty-eight point nineteen (648.19),

Code 1946, to prescribe manner of serving notices to quit and original notices in forcibly entry and detainer actions and provide for joining actions for rent with forcible entry and detainer actions.

Read first and second times, and passed on file.

THIRD READING OF BILLS

Senator Barkley asked that action on Senate File 100 be deferred.

Objection was raised.

Senator Faul moved that action on Senate File 100 be deferred and that the bill retain its place on the calendar.

Senator Jacobson moved to amend the motion by adding thereto, that action on Senate File 211 be deferred.

The amendment to the motion was adopted.

Roll call on the motion was demanded.

On the question "Shall the motion as amended be adopted?" the vote was:

Ayes, 21:

Barkley	Dykhouse	Hultman	Maytag
Bateson	Faul	Jacobson	Myrland
Benson	Findlay	Long	Reilly
Berg	Hart	Lord	Skourup
Byers	Henningsen	Martin	Watson
Dewel			

Nays, 28:

Augustine	Foster	Leo	Newsome
Bekman	Hawkins	Linnevold	Ritchie
Clem	Jones	Lucas	Rockhill
Colburn	Keir	Lynes	Schluter
Doud	Kirketeg	Miller, Ai	Sharp
Elthon	Klein	Miller, J. F.	Vittetoe
Fishbaugh	Knudson	Musmaker	Zastrow

Absent or not voting, 1:

Mercer

The motion was lost.

On motion of Senator Lucas, Senate File 100, a bill for an act to amend chapter one hundred twenty-four (124), Code 1946, relating to the issuance of permits to sell beer and malt liquors and to the regulation of places where sales are made by such permit

holders, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

Senator Klein asked unanimous consent to withdraw the following amendment:

1. Amend Senate File 100 by striking from line eight (8) of section sixteen (16) the word "twice" and inserting in lieu thereof the word "quarterly".

2. Further amend by striking that part of the sentence following the word "attorney" in line twelve (12) section sixteen (16) and substituting therefor the following: "on forms prepared and approved by the attorney general stating under oath his findings and that such investigation was made without prior notice to the holder of such class "B" permit, either directly or indirectly."

Objection was raised.

Senator Faul moved the adoption of the amendment.

Senator Maytag moved to amend the amendment by striking the word "quarterly" in line three (3) of division one of the amendment and inserting in lieu thereof the following:

"once in each quarter of".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Henningsen asked and received unanimous consent to withdraw the amendment to Senate File 100 filed by him and found on page 241 of the Senate Journal.

Senator Miller, J. F., offered the following amendment by Senators Miller and Zastrow, and moved its adoption:

Amend Senate File 100 by adding thereto a new section following Sec. 7, as follows:

"Sec. 8. Amend section one hundred twenty-four point fifteen (124.15), Code 1946, by striking the word 'shall' in line two (2) and inserting in lieu thereof the word 'may'. Further amend said section by striking the word 'shall' in line seven (7) and inserting in lieu thereof the word 'may'."

Further amend Senate File 100 by renumbering the remaining sections of the bill.

The amendment was adopted.

On motion of Senator Elthon the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of Senate File 100.

Senator Lord asked and received unanimous consent to withdraw the amendment filed by Senators Lord and Martin to Senate File 100 and found on page 298 of the Senate Journal.

Senator Mercer offered the following amendment and moved its adoption:

Amend Senate File 100 by adding before the period at the end of line four (4) of section one (1):

"and inserting in lieu thereof the following words:

'in unincorporated villages where the stores are owned and operated by a single society and where each of said villages is located no more than eight miles from any other such village where the stores are owned and operated by the same society, and'."

The amendment was adopted.

Senator Fishbaugh offered the following amendment and moved its adoption:

1. Amend Senate File 100 by striking all of Sec. 17 and inserting in lieu thereof the following: "Sec. 17. It shall be unlawful for any A, B, or C licensee under this chapter to give away beer, or to promote the sale of beer by the gift of any lunch, meal, or articles of food except pretzels, cheese or crackers."

2. Further amend by adding thereto a new section as follows: "Sec. 18. This act shall apply to special charter cities."

Senator Fishbaugh asked and received unanimous consent to strike from the amendment the following:

"except pretzels, cheese or crackers".

The amendment was adopted.

Senator Byers asked and received unanimous consent to withdraw the amendments to Senate File 100 filed by him and found on pages 354 and 355 of the Senate Journal.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 100 by striking sections four (4), six (6), and seven (7), and renumbering the remaining sections.

Senator Lynes took the chair at 1:45 p.m.

President Evans took the chair at 2:00 p.m.

Roll call was demanded.

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

Ayes, 17:

Bateson	Faul	Martin	Myrland
Berg	Hart	Maytag	Reilly
Byers	Hultman	Mercer	Skourup
Dewel	Lord	Musmaker	Watson
Dykhouse			

Nays, 30:

Barkley	Foster	Leo	Newsome
Bekman	Hawkins	Linnevold	Ritchie
Clem	Jacobson	Long	Rockhill
Colburn	Jones	Lucas	Schluter
Doud	Keir	Lynes	Sharp
Elthon	Kirketeg	Miller, Ai	Vittetoe
Findlay	Klein	Miller, J. F.	Zastrow
Fishbaugh	Knudson		

Absent or not voting, 3:

Augustine	Benson	Henningsen
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The amendment was lost.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 100 by striking the period (.) following the figures "124.16" in line nine (9) of section seven (7) and by inserting the following:

" , and except a class "B" permit or permits may be issued which contain a provision authorizing the sale of beer where food is served and consumed, the licensing authority being hereby given authority in its discretion to issue such class "B" permit or permits as it may see fit containing a provision allowing the sale of beer for consumption on the premises where food is served or consumed, or may issue such permit or permits prohibiting the sale of same."

Senator Rockhill moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 19:

Bateson	Faul	Lord	Myrland
Berg	Hart	Martin	Reilly
Byers	Henningsen	Maytag	Skourup
Dewel	Hultman	Mercer	Watson
Dykhouse	Long	Musmaker	

Nays, 31:

Augustine	Fishbaugh	Klein	Newsome
Barkley	Findlay	Knudson	Ritchie
Bekman	Foster	Leo	Rockhill
Benson	Hawkins	Linnevold	Schluter
Clem	Jacobson	Lucas	Sharp
Colburn	Jones	Lynes	Vittetoe
Doud	Keir	Miller, Ai	Zastrow
Elthon	Kirketeg	Miller, J. F.	

Absent or not voting: none.

The amendment was lost.

Senator Mercer offered the following amendment and moved its adoption:

Amend Senate File 100 by striking from lines twelve (12) and thirteen (13) of section nine (9) the word, "twenty-five" and inserting in lieu thereof the words, "one hundred".

The amendment was adopted.

Senator Mercer offered the following amendment and moved its adoption:

Amend Senate File 100 by inserting after the word, "business" in line eight (8), of section four (4) the following:

"except where such permits are authorized, by this chapter, to be issued for places located in unincorporated villages".

The amendment was adopted.

Senator Mercer offered the following amendment and moved its adoption:

Amend Senate File 100 by striking the period (.) after the word, "business" in line nine (9), of section six (6), and inserting the following:

"except where such permits are authorized, by this chapter, to be issued for places located in unincorporated villages".

The amendment was adopted.

Senator Barkley offered the following amendment and moved its adoption:

Amend Senate File 100 by striking all of section five (5), and inserting in lieu thereof the following:

"Upon the filing of a petition by ten percent (10%) of the qualified voters who participated in the last city election requesting a vote, the city or town council shall submit the following proposition: Shall the city or town council of be authorized to issue license for the sale of beer, wine, or spirituous liquors by the drink, according to the regulations of the laws of the State of Iowa in relation thereto."

Further amend Senate File 100 by adding to section five (5) the following: "The city or town clerk shall prepare the following ballot:

Shall the city or town council of be authorized to issue license for the sale of beer, wine, or other spirituous liquors by the drink, according to the regulations of the laws of the State of Iowa in relation thereto.

(Vote for only one)

Yes ()

No ()

Official ballot attest:

Signature"

City Clerk.

Further amend Senate File 100 by adding to section five (5) the following: "Said petition shall be filed at the time of the filing of nominations for the city or town election, and the results of said election shall be a mandate to the city or town council to grant or reject said license."

Senator Barkley asked and received unanimous consent to strike from the amendment wherever it appears the following:

" , wine or spirituous liquors by the drink, ".

Senator Knudson moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 13:

Augustine	Byers	Hultman	Myrland
Barkley	Faul	Lord	Reilly
Benson	Hart	Martin	Skourup
Berg			

Nays, 36:

Bateson	Fishbaugh	Leo	Musmaker
Bekman	Foster	Linnevold	Newsome
Clem	Hawkins	Long	Ritchie
Colburn	Jacobson	Lucas	Rockhill
Dewel	Jones	Lynes	Schluter
Doud	Keir	Maytag	Sharp
Dykhouse	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, Ai	Watson
Findlay	Knudson	Miller, J. F.	Zastrow

Absent or not voting, 1:

Henningsen

The amendment was lost.

Senator Bekman offered the following amendment by Senators Bekman and Lucas and moved its adoption:

Amend Senate File 100 by striking all of section four and inserting in lieu thereof the following:

"Sec. 4. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by adding to subsection two (2) the following:

c. That the building or place in which applicant intends to operate is approved by the authority empowered to issue a permit under this chapter. In cities and towns having a zoning ordinance that it is located in an area zoned for retail business. In cities or towns having no zoning ordinance that it is located in an area where fifty per cent or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings in use for business. If such place or building is located on a ground floor it shall have a clear unobstructed view into the interior of not less than two feet high by six feet wide and approximately four feet above the side walk level.

d. That he will comply with such other requirements as the issuing authority may require.

The amendment was adopted.

Senator Bekman offered the following amendment by Senators Bekman and Lucas and moved its adoption:

Amend Senate File 100 by striking all of section six (6) and inserting in lieu thereof the following:

"Sec. 6. Section one hundred twenty-four point ten (124.10), Code 1946, is amended by adding to subsection one. (1) the following:

f. That the place or building where he intends to operate conforms to all the laws, health and fire regulations applicable thereto, is a safe and proper place or building, and is located in an area zoned for retail business in those cities and towns having a zoning ordinance or in an area where fifty percent (50%) or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings in use for business in cities or towns having no zoning ordinance."

The amendment was adopted.

Senator Martin offered the following amendment and moved its adoption:

Amend Senate File 100 as follows:

1. Strike the words "one thousand dollars" from line eight (8) of section nine (9) and insert in lieu thereof "fifteen hundred dollars".

2. Further amend section nine (9) line eight (8) by adding the following after the word "dollars":

"The authority issuing any class "B" permit (whether ordinary or to a hotel or club) may classify taverns and clubs according to location or volume of business or other reasonable basis of classification and fix license fees for such class "B" permits to various holders within the respective classifications and vary the amounts of license fees among the various classifications (the amount of any license fee to be not less than the minimum herein provided)".

The amendment was lost.

Senator Berg offered the following amendment:

Amend Senate File 100 by striking all of section two (2).

Further amend Senate File 100 by striking all of section five (5).

Further amend Senate File 100 by striking all of section twelve (12).

Senator Berg asked and received unanimous consent to withdraw the amendment.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 100 by striking all of section one (1) and renumbering the remaining sections.

Roll call was demanded. On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19:

Bateson	Faul	Lord	Myrland
Berg	Hart	Martin	Reilly
Byers	Henningsen	Maytag	Skourup
Dewel	Hultman	Mercer	Watson
Dykhouse	Long	Musmaker	

Nays, 29:

Augustine	Fishbaugh	Klein	Newsome
Bekman	Foster	Knudson	Ritchie
Benson	Hawkins	Leo	Rockhill
Clem	Jacobson	Linnevold	Schluter
Colburn	Jones	Lucas	Sharp
Doud	Keir	Lynes	Vittetoe
Elthon	Kirketeg	Miller, J. F.	Zastrow
Findlay			

Absent or not voting, 2:

Barkley Miller, Ai

The amendment was lost.

Senator Bekman offered the following amendment by Senators Bekman and Lucas and moved its adoption:

Amend Senate File 100 by striking from line nine (9) of section thirteen (13) the words "holding a class "B" permit".

The amendment was adopted.

Senator Bekman moved the previous question on the main bill.

Senator Long raised the point of order, that Senator Bekman had already spoken on the bill and therefore was out of order.

The Chair ruled the point well taken.

Senator Dewel moved that the Senate adjourn until 10:00 a.m., Friday.

Senator Dewel asked and received unanimous consent to withdraw his motion.

Senator Sharp moved the previous question on the main bill, which motion prevailed.

Senator Bekman moved that the bill be read a third 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:

Augustine	Fishbaugh	Klein	Miller, J. F.
Barkley	Foster	Knudson	Newsome
Bekman	Hawkins	Leo	Ritchie
Clem	Hultman	Linnevold	Rockhill
Colburn	Jacobson	Long	Schluter
Dewel	Jones	Lucas	Sharp
Doud	Keir	Lynes	Vittetoe
Elthon	Kirketeg	Miller, Ai	Zastrow
Findlay			

Nays, 17:

Bateson	Faul	Martin	Myrland
Benson	Hart	Maytag	Reilly
Berg	Henningsen	Mercer	Skourup
Byers	Lord	Musmaker	Watson
Dykhous			

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 Bekman moved that the 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 ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 288	Agriculture.
S. F. 295	Compensation of Public Officers and Employees.
S. F. 296	Judiciary 1.
H. F. 96	Motor Vehicles.
H. F. 128	Ways and Means.

H. F. 224 Schools and Educational Institutions.

H. F. 226 Military Affairs.

H. F. 227 Highways.

REPORTS OF COMMITTEES

Senator Lynes submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File 203, a bill for an act to amend chapter one hundred ninety-nine (199), Code 1946, relating to agricultural seeds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File 80, a bill for an act to amend Title ten, Code 1946, by adding thereto a new chapter to require operators of sales barns or pavilions to keep a record of property sold or offered for sale, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred House File 92, a bill for an act to amend section one hundred sixty-one point seven (161.7), Code 1946, relating to the number of apple trees or other fruit trees per acre in a fruit reservation, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 190, a bill for an act to amend sections 296.1 and 297.3 Code 1946, to permit school corporations to become indebted for the purpose of building and furnishing athletic fields and stadiums and procure sites therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 198, a bill for an act to amend section twenty-four point three (24.3), Code 1946, relating to the fixing

of the fiscal year for school districts, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Senator Hultman submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred Senate File 27, a bill for an act repealing certain restrictions on issuance of road bonds by counties of 70,000 or less, begs leave to report it has had the same under consideration and recommends the same do pass.

O. N. HULTMAN, *Chairman*.

Ordered passed on file.

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on military and veterans affairs to which was referred House File 192, a bill for an act to amend section twenty-nine point forty-nine (29.49), Code 1946, relating to Armory Board, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN P. BERG, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 39, a bill for an act relating to taxation of commercial amusements, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 44, a bill for an act to exempt certain moneys, credits, corporation shares or stocks from taxation, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 47, a bill for an act to provide for the assessment of shares of stock of certain organized corporations, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 48, a bill for an act to impose a tax upon corporations not organized under the laws of Iowa and upon individuals, partnerships, or other nonincorporated agencies engaged in the business of making loans or investments within the state of Iowa on other than real estate security, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred Senate File 55, a bill for an act to provide for the reimbursement to local taxing districts for military service tax credit, begs leave to report it has had the same under consideration and returns the bill without recommendation.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 47 as follows:

1. Strike section three (3) and substitute the following:

"Sec. 3. Section four hundred twenty-nine point eleven (429.11), Code 1946, is hereby amended by striking the comma (,) following the word 'loans' in line ten (10), and striking the words 'may take advantage of the provisions of this and sections 429.12 and 429.13' from lines ten (10), eleven (11) and twelve (12); and striking the words 'by filing' in line thirteen (13), and substituting in lieu thereof the words 'shall file'."

2. Add as section four (4) and section five (5) the following:

"Sec. 4. Section four hundred twenty-nine point twelve (429.12), Code 1946, is hereby amended by striking therefrom lines five (5), six (6) and seven (7), and substituting in lieu thereof the following: 'for which he shall receive his actual expenses, including the compensation per diem of his examiners. Such corporation shall also pay to the auditor an annual fee of \$25.00.'"

"Sec. 5. Section four hundred twenty-nine point thirteen (429.13), Code 1946, is hereby amended by adding a period (.) after the word 'effect' in line nine (9), and striking all of said section following said word 'effect' in said line nine (9)."

3. Amend the title to read as follows:

"An act to provide for the assessment of the shares of stock of certain corporations organized under the laws of Iowa; imposing a tax upon the shares of stock of such corporations; amending sections four hundred thirty-one point one (431.1), Code 1946; amending section four hundred twenty-nine point eleven (429.11), Code 1946; amending sec-

tion four hundred twenty-nine point twelve (429.12), Code 1946, and amending section four hundred twenty-nine point thirteen (429.13),"

IRVING D. LONG.

Amend Senate File 259 by inserting after the word "Review" in line 5 of section one the words, "and establish".

ALDEN L. DOUD.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 21, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Doctor George G. Hunt, pastor of the Methodist church, Mount Pleasant, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from members of Walden Post 215, American Legion, of Appanoose county favoring state aid for schools.

By Senator Bateson, from residents of Hardin county favoring pension legislation.

By Senator Clem, from residents of Woodbury county favoring tuberculosis legislation.

By Senator Doud, from residents of Woodbury county favoring an increase in salaries for county officers; also from Scott county favoring pension legislation.

By Senator Faul, from members of the women's association of Westminster United Presbyterian church of Des Moines favoring local option.

By Senator Hart, from residents of Lee county in opposition to proposed tax on commercial amusements.

By Senator Hawkins, from residents of Union county favoring an increase in salaries for county officers.

By Senator Henningsen, from residents of Clinton county in opposition to local option.

By Senator Lord, from residents of Muscatine county favoring an increase in salaries for county officers.

By Senator Mercer, from residents of Iowa county in opposition to Senate File 237.

By Senator Musmaker, from residents of Madison county favoring an increase in salaries for county officers.

By Senator Newsome, from residents of Wayne county, favoring an increase in salaries for county officers.

INTRODUCTION OF BILLS

Senate File 313, by Senator Jacobson, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, relating to the taxation of certain classes of property and to amend section four hundred twenty-nine point four (429.4), Code 1946, by providing for an exemption of money or credits to be listed and assessed.

Read first and second times, and passed on file.

Senate File 314, by Senator Zastrow, a bill for an act relating to the publication of acts of the General Assembly being deemed of immediate importance.

Read first and second times, and passed on file.

Senate File 315, by Senator Faul, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith.

Read first and second times, and passed on file.

Senate File 316, by Senators Faul, Keir, Mercer, Myrland, Jacobson and Berg, a bill for an act relating to the creation of the Iowa Department of State Institutions, a State Board of Public Institutions, authorizing the appointment of a state administrator of state institutions, prescribing the qualifications and duties of the members of the state department, state board, state administrator, and other administrative officers and employees of the Iowa Department of State Institutions; providing for the appointment and manner of appointment of a staff psychiatrist, a staff child welfare specialist, a staff penologist and a staff business manager, and to provide the method of integrating the operation and management of state institutions; and to repeal chapters two hundred seventeen (217) and two hundred eighteen (218), Code 1946, and by changing the name "Board of Control" wherever the same appears in the Code of 1946, to "State Board of Public Institutions".

Read first and second times, and passed on file.

Senate File 317, by committee on highways, a bill for an act to amend chapter three hundred ten (310), Code 1946, relating to farm-to-market roads, to harmonize the farm-to-market road law with the federal law which authorizes aid to secondary roads, to

enlarge the farm-to-market road system to coincide with the federal aid secondary road system, and to equalize farm-to-market road improvements in all sections of the state.

Read first and second times, and placed on the calendar.

Senate File 318, by Senator Faul (By request), (Sloan by request), a bill for an act defining Naturopathy; regulating the practice of Naturopathy in the State of Iowa, creating the Iowa State Board of Naturopathic Examiners; fixing terms of office; providing for the appointment of members of said Board, defining their powers and duties, and otherwise allowing them to adopt by-laws and regulations; providing for the issuance and revocation and/or suspension of licenses; regulating the use of professional titles and abbreviations; prohibiting the practice of other methods or systems under the name of Naturopathy as defined in this Act, and to provide penalties for violation of this Act.

Read first and second times, and passed on file.

Senate File 319, by Senators Lord and Henningsen, a bill for an act to amend section four hundred four point five (404.5) subsection thirty-two (32), Code 1946, relating to levy for police department maintenance fund.

Read first and second times, and passed on file.

UNFINISHED BUSINESS

On motion of Senator Bekman, House File 36, a bill for an act to amend section sixteen point thirty (16.30), Code 1946, relating to the cost of legislative journals and bills, was taken up for further consideration.

Senator Bekman moved that the bill be read a third 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:

Barkley	Dykhousé	Kirketeg	Miller, J. F.
Bateson	Faul	Klein	Musmaker
Bekman	Findlay	Leo	Myrland
Benson	Foster	Lord	Ritchie
Byers	Hawkins	Lucas	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Jacobson	Martin	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Miller, Ai	Zastrow

Nays, 4:

Berg	Long	Maytag	Newsome
Absent or not voting, 10:			
Augustine	Hart	Linnevold	Sharp
Elthon	Hultman	Reilly	Skourup
Fishbaugh	Knudson		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 18, providing for the appointment of a committee of six (6) to attend the celebration of the one hundredth birthday of the State University of Iowa, and the Speaker has appointed as such members of the committee on the part of the House Representatives Krall, Fimmen and Davis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 91, a bill for an act relating to bank records and files.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 87, a bill for an act relating to the execution of the death penalty.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 106, a bill for an act relating to workmen's compensation.

Also: That the House has adopted the conference committee report on, and adopted the amendments recommended therein, and passed Senate File 41, a bill for an act to impose a five (5) per cent sales tax on liquor.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE REPORT ON SENATE FILE 41

MR. PRESIDENT and MR. SPEAKER:

We, the undersigned members of the Conference Committee appointed on Senate File 41, make the following recommendations:

That Senate File 41 be amended by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section one hundred twenty-three point. fifty (123.50) Code 1946 is hereby amended by adding the following:

'Effective March 15, 1947, the state treasurer shall semi-annually distribute, a sum of money equal to five per cent (5%) of the gross

amount of sales made by the state liquor stores, to the cities and towns of the state in the manner hereinafter provided. Such amount shall be distributed to the cities and towns of the state in proportion to the population that each incorporated city or town bears to the total population of all incorporated cities and towns of the state as computed by the latest federal census. Such apportionment shall be made semi-annually as of July 1 and January 1 of each year. Warrants for the same shall be issued by the state comptroller upon certification of the state treasurer and mailed to the city clerk of each incorporated city and town of the state and shall be made payable to such incorporated city or town and shall be subject to expenditure under the direction of the city council or other governing bodies of such incorporated city or town for any lawful municipal purpose.'

Sec. 2. In any case where a city or town has been incorporated since the last federal census, the mayor and council shall certify to the state treasurer the actual population of such incorporated city or town as of date of incorporation and its apportionment of funds under this act shall be based upon such certification until the next federal census enumeration. Any community which has dissolved its corporation shall not receive any apportionment of funds under this act for any period after said corporation has been dissolved.

Sec. 3. Effective as of March 15, 1947, the state treasurer shall credit to a military service tax fund hereby created a sum of money equal to five per cent (5%) of the gross amount of sales made by the state liquor stores in the cities and towns of the state. Any amount thus credited shall be allocated to the various taxing districts of the state as reimbursement for losses of revenue due to exemption or remission of property taxes which would be imposed upon property upon which soldiers' exemptions or soldiers' tax credits are provided under such terms as the general assembly may provide.

Sec. 4. This act shall apply to cities under special charter.

Sec. 5. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Page County Herald-Journal, a newspaper published at Clarinda, Iowa, and the Madrid Register-News, a newspaper published at Madrid, Iowa."

Further amend Senate File 41 by striking out all of the title and inserting in lieu thereof the following: "An Act distributing a sum of money equal to five per cent (5%) of the gross amount of sales made by the state liquor stores to cities and towns and a sum of money equal to five per cent (5%) of the gross amount of sales made by the state liquor stores for the relief of taxing districts from losses in revenues due to the granting of soldiers' exemptions or tax credits; and establishing a military service tax credit fund based upon sales made by state liquor stores.

IRVING D. LONG.

RICHARD V. LEO.

GEORGE FAUL.

LEO ELTHON.

On the part of the Senate.

W. R. FIMMEN.

D. A. DONOHUE.

EDW. J. MORRISSEY.

ARCH MCFARLANE.

On the part of the House.

HOUSE MESSAGES CONSIDERED

House File 87, a bill for an act to amend chapter seven hundred ninety-two point nine (792.9), Code 1946, relating to the execution of the death penalty.

Read first and second times, and passed on file.

House File 106, a bill for an act to amend chapter eighty-five (85), Code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions.

Read first and second times, and passed on file.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Long called up the conference committee report on Senate File 41, a bill for an act to impose a sales tax of five per cent (5%) upon all liquor sold by the Iowa state liquor stores, for the purpose of providing revenue for incorporated cities and towns of the state for police purposes; providing for the collection of such tax by the state liquor control commission and for the apportionment thereof to the cities and towns of the state; and amending section one hundred twenty-three point eighteen (123.18) and section one hundred twenty-three point fifty (123.50), Code 1946.

Senator Long moved the adoption of the report, which motion prevailed and the report was adopted.

Senator Long moved the adoption of the amendments to Senate File 41 contained in the conference committee report, which motion prevailed and the amendments were adopted.

Senator Long moved that the bill as amended be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Augustine	Byers	Elthon	Hawkins
Barkley	Clem	Faul	Henningesen
Bateson	Colburn	Findlay	Hultman
Bekman	Dewel	Fishbaugh	Jacobson
Benson	Doud	Foster	Jones
Berg	Dykhousé	Hart	Keir

Kirketag	Lucas	Musmaker	Schluter
Klein	Lynes	Myrland	Sharp
Knudson	Martin	Newsome	Skurup
Leo	Maytag	Reilly	Vittetoe
Linnevold	Mercer	Ritchie	Watson
Long	Miller, Ai	Roockhill	Zastrow
Lord	Miller, J. F.		

Nays, none:

Absent or not voting: none.

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

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

SPECIAL ORDER

Senator Byers asked and received unanimous consent that action on Senate File 211 be deferred and that the bill be made a special order of business for Tuesday, February 25, 1947, at 10:30 a.m.

COMMITTEE APPOINTMENT

President Evans announced the appointment of Senator Elthon on the committee of Board of Control.

ADDITIONAL COPIES

Senator Hultman asked and received unanimous consent to have 300 additional copies of Senate File 317 printed.

Senator Lucas asked and received unanimous consent to have 1000 additional copies of Senate File 100 as passed by the Senate printed.

Senator Faul asked and received unanimous consent to have 500 additional copies of Senate File 316 printed.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 199, a proposed bill relating to the organization of the consolidated independent school district of Vinton, Iowa.

W. J. SCARBOROUGH, *Secretary.*

THIRD READING OF BILLS

On motion of Senator Byers, Senate File 160, a bill for an act to amend section two hundred ninety-six point one (296.1), Code 1946, and to provide for the construction of and procuring sites for stadiums and field houses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow

Nays, none:

Absent or not voting, 2:

Barkley Fishbaugh

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

On motion of Senator Foster, Senate File 177, a bill for an act to amend section three hundred sixty-eight point one (368.1), section three hundred sixty-eight point nine (368.9), and section three hundred seventy point thirteen (370.13), Code 1946, relating to general powers of cities and towns, and to leasing of public parks, and authorizing cities and towns, under thirty thousand population, to lease parks or portions thereof to organizations to conduct celebrations, and for the playing of baseball and other athletic games, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Foster moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul			

Nays, none:

Absent or not voting, 1:

Benson

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

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

On motion of Senator Clem, House File 37, a bill for an act to amend the law as it appears in section three hundred sixty-eight point nine (368.9), Code 1946, relating to the powers of cities and towns, including special charter cities, and legalizing any deficit expenditures for housing of veterans of World War II, or their families, whether within or without cities or towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman asked and received unanimous consent that action on House File 37 be deferred.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 299	Insurance.
S. F. 300	Compensation of Public Officers and Employees.
S. F. 301	Judiciary II.
S. F. 304	Judiciary I.
S. F. 306	Highways.
S. F. 309	Public Utilities.

- S. F. 310 Judiciary I.
S. F. 311 Schools and Educational Institutions.
S. F. 312 Judiciary II.
H. F. 24 Judiciary II.

REPORT OF COMMITTEE

Senator Barkley submitted the following report:

MR. PRESIDENT: Your committee on public libraries to which was referred Senate File 246, a bill for an act to amend chapter three hundred three (303), Code 1946, and to amend sections three hundred three point one (303.1), three hundred three point two (303.2), three hundred three point three (303.3), Code 1946, to establish a state engineering and architectural library and relating to state libraries, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. R. BARKLEY, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 143 as follows:

Amend Senate File 143 by adding after the word "the" in line 3 of Section 2, "Kossuth County Advance".

Further amend Senate File 143, line 3 of section 2, by adding after the word "at" "Algona".

Further amend Senate File 143, line 4 of Section 2, by adding after the word "the" "Marshalltown Times Republican".

Further amend Senate File 143, line 4 of Section 2, by adding after the word "at" "Marshalltown".

JOHN P. BERG.

Amend Senate File 211 by striking all after the enacting clause and inserting in lieu thereof the following:

Amend chapter one hundred twenty-three (123), Code, 1946, by adding immediately following section one hundred twenty-three point three (123.3), the following sections, to wit:

1. Notwithstanding the provisions of section one hundred twenty-three point three (123.3), or of any other section or sections of this chapter, it shall be unlawful to manufacture for sale, sell, offer or keep for sale, possess and/or transport vinous, fermented, spirituous, or alcoholic liquor except beer as defined in chapter 124, or as the same may hereafter be amended for any purpose whatsoever, in any township, county, incorporated town or city, including cities under special charter and those under the commission form of government, in which a majority of the votes cast at an election held therein opposes the sale, or manufacture for sale, of vinous, fermented, spirituous, or alcoholic liquor therein as hereinafter provided.

2. Such election shall be called and held in such subdivision when there is addressed to the body authorized by law to call, provide for, and hold elections therefor:

(a) A petition to such body that there be submitted to the electors of such subdivision at the next general election in the manner provided by law the proposal: "Shall vinous, fermented, spirituous or alcoholic liquor be sold or manufactured for sale, in (describing the subdivision)?"

(b) Such petition shall be signed by at least twenty-five per cent of the electors who voted at the last general election preceding the filing of such petition; and such petition may consist of the aggregate of a number of separate petitions, which, however, when filed shall constitute the petition herein referred to.

(c) Such petition shall be filed with the city or town clerk if the election is asked for in a city or town, or with the county auditor if it is asked for in a township or county, at least sixty (60) days prior to the date of the next succeeding general election as the case may be.

3. Upon filing of such petition the city or town council or board of supervisors, as the case may be, shall proceed at once to canvass the same and complete such canvass and enter of record in its proceedings its findings as to the sufficiency or insufficiency of such petition within fifteen (15) days after filing the same.

4. If such petition is sufficient such council or board of supervisors, as the case may be, shall forthwith order and provide by proper procedure for the holding of such election and furnish the ballots therefor.

5. Such ballot shall contain the following proposition: "Shall vinous, fermented, spirituous or alcoholic liquor be sold or manufactured for sale, in (describing the subdivision)?"

6. Opposite and to the right of such proposal as it appears upon the ballot shall be placed two squares one above the other, and to the left of the upper square shall be printed the word "Yes" and to the left of the lower square the word "No", and in casting his vote upon such proposal the voter favoring such proposition shall place a cross in the square opposite the word "Yes" and the voter opposed to such proposition shall place a cross in the square opposite the word "No".

7. The board of supervisors or council, as the case may be, shall promptly appropriate and provide funds to meet the expenses of such election.

8. The ballots cast on said proposal at such election shall be counted and the results certified as required by the laws applicable to such general election, and the ballots at once returned to such clerk or auditor, as the case may be, who shall canvass same and certify the result, and make a permanent record thereof in his office, which certificate and record shall be completed within thirty (30) days after such election.

9. If a majority of the votes cast on said proposal at such election opposes the sale, or manufacture for sale, of vinous, fermented, spirituous or alcoholic liquor in such subdivision, all licenses or permits or other authority including that for state liquor stores and special distributors, for the handling, purchasing, sale, or manufacture for sale, of such liquors therein shall be without force after ninety (90) days from the date of such election; and thereafter it shall be unlawful to

manufacture for sale, sell, offer, possess or keep for sale, such liquor therein, notwithstanding any other provisions of this chapter; and all the prohibitions of this chapter shall fully apply in said territory, except as provided in section one hundred twenty-three point four (123.4) and that portion of section one hundred twenty-three point twenty-seven (123.27) which relates to special permits.

10. No such election shall be held in and by and for such a subdivision oftener than once in two years, and then only at regular general election dates; and if at any such subsequent election the majority of the votes cast on said proposal favors such subdivision being territory in which such liquor may be sold or manufactured for sale, ninety (90) days after the date of such election the provisions of this chapter shall again prevail permitting the handling and sale of liquor in such subdivision.

Further amend Senate File 211 by striking all of the title after the words "An Act" in line one (1) thereof and by inserting in lieu thereof the following: "to amend chapter one hundred twenty-three (123), Code of Iowa, 1946, relating to liquor control, extending the prohibitions thereof to certain territory and providing for petitions and elections in all political subdivisions for the purpose of determining and defining such territory".

J. F. MILLER.
EARL C. FISHBAUGH, JR.
R. E. BENSON.
HARLAN FOSTER.
R. W. ZASTROW.
A. E. AUGUSTINE.
R. B. HAWKINS.

Amend Senate File 249 by striking the word "evade" in line thirteen (13) of section one (1) and inserting in lieu thereof the word "invade."

FRANK C. BYERS.

On motion of Senator Elthon, the Senate adjourned until 11:00 a.m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 24, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. H. U. Smith, pastor of the Methodist church, New Sharon, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from residents of Appanoose county favoring state aid to schools.

By Senator Clem, from residents of Woodbury county favoring local option and opposing liquor legislation; also in opposition to proposed labor legislation.

By Senator Doud, from residents of Van Buren county favoring an increase in salaries for county officers.

By Senator Hart, from members of United Steel Workers, residents of Lee county in opposition to proposed labor legislation.

By Senator Hultman, from residents of Mills and Montgomery counties favoring an increase in salaries for county officers; from members of Company K, Iowa State Guard, residents of Montgomery county favoring veteran's legislation.

By Senator Kirketeg, from residents of Adams county relating to school legislation; from residents of Taylor county favoring an increase in salaries for county officers, also favoring state aid to schools.

By Senator Klein, from residents of Marion county favoring state aid to schools; also favoring local option and opposing liquor legislation.

By Senator Knudson, from residents of Hancock county favoring proposed legislation; from residents of Cerro Gordo county favoring state aid to schools, favoring local option, and opposing proposed labor legislation.

By Senator Leo, from residents of Benton county favoring an increase in salaries for county officers.

By Senator Lucas, from residents of Boone county favoring state aid to schools.

By Senator Maytag, from residents of Jasper county in opposition to proposed labor legislation.

By Senator Musmaker, from residents of Guthrie county favoring proposed child adoption legislation.

By Senator Rockhill, from residents of Marshall county in opposition to labor legislation.

By Senator Vittetoe, from residents of Poweshiek county favoring state aid to schools.

By Senator Zastrow, from residents of Floyd county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 320, by Senator Sharp, a bill for an act to amend chapter two hundred fifty-nine (259), Code 1946, relating to the acceptance of the Federal Vocational Rehabilitation Acts.

Read first and second times, and passed on file.

Senate File 321, by Senators Byers and Keir, a bill for an act to amend subsection twenty (20) of section four hundred twenty-seven point one (427.1), Code 1946, relating to exemptions from taxation of specific properties, so as to provide that the shares of capital stock of certain corporations shall not be taxed.

Read first and second times, and passed on file.

Senate File 322, by Senator Barkley, a bill for an act to authorize the treasurer of the State of Iowa to disburse National Forest funds now in his hands and belonging to certain counties in the State of Iowa.

Read first and second times, and passed on file.

Senate File 323, by Senator Leo, a bill for an act to amend section two hundred ninety-six point one (296.1) Code 1946, relating to indebtedness of school districts.

Read first and second times, and passed on file.

Senate File 324, by Senator Lord (Hendrix), a bill for an act to amend section three hundred fifty-nine point forty-three (359.43), Code 1946, relating to annual levy by township trustees for fire protection.

Read first and second times, and passed on file.

Senate File 325, by Senator Lord (Hendrix), a bill for an act to legalize and validate proceedings authorizing and providing for the issuance, sale and delivery of bridge bonds by counties in Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties.

Read first and second times, and passed on file.

Senate File 326, by Senator Lord (Hendrix), a bill for an act authorizing counties to establish and provide county hospital facilities; to issue revenue bonds in connection therewith; providing for a board of hospital trustees to operate each such hospital and authorizing the use of county funds and the levy of county taxes to meet any deficiency of available revenues to pay operating and maintenance expenses of such county hospitals.

Read first and second times, and passed on file.

Senate File 327, by Senator Berg, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to taxation for community center improvement and maintenance fund and playground or swimming pool maintenance fund.

Read first and second times, and passed on file.

Senate File 328, by Senator Watson (Nielsen and Walters), a bill for an act authorizing Boards of Waterworks Trustees in cities of Iowa to adopt resolution placing employees under civil service and providing in such case that the Civil Service Commission in such cities shall have charge and control of the procedure and to amend chapters three hundred sixty-five (365) and three hundred ninety-eight (398), Code 1946.

Read first and second times, and passed on file.

Senate File 329, by committee on social security, a bill for an act to amend chapter eighty-five (85), Code of 1946, relating to workmen's compensation and specifically to definitions.

Read first and second times, and placed on the calendar.

Senate File 330, by Senators Barkley, Bekman, and Doud, a bill for an act to amend section two hundred fifty-two point forty-three (252.43), Code 1946, relating to the levying of a poor tax for the support of the poor.

Read first and second times, and passed on file.

Senate File 331, by Senators Faul and Sharp, a bill for an act to amend section five hundred thirty-four point nineteen (534.19), Code 1946, relating to loans, investments and powers of building and loan, and savings and loan associations.

Read first and second times, and passed on file.

Senate File 332, by Senator Watson, a bill for an act to amend chapter four hundred sixty-six (466) Code 1946, relating to drainage districts in connection with United States levees.

Read first and second times, and passed on file.

Senate File 333, by committee on cities and towns, a bill for an act to amend section three hundred ninety-one point forty-two (391.42) of chapter three hundred ninety-one (391), Code 1946, relating to the cost of sewers, to eliminate the requirement that in estimating benefits from sewer improvements each lot shall be considered as wholly unimproved, and further to eliminate the requirement that not more than three dollars (\$3.00) per lineal foot of sewer may be assessed against benefited properties.

Read first and second times, and placed on the calendar.

UNFINISHED BUSINESS

On motion of Senator Faul, House File 37, a bill for an act to amend the law as it appears in section three hundred sixty-eight point nine (368.9), Code 1946, relating to the powers of cities and towns, including special charter cities, and legalizing any deficit expenditures for housing of veterans of World War II, or their families, whether within or without cities or towns, was taken up for further consideration.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Kirketeg	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Findlay	Leo	Newsome
Bekman	Fishbaugh	Linnevold	Reilly
Benson	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhouse	Keir	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Klein Lynes

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

THIRD READING OF BILLS

On motion of Senator Kirketeg, Senate Joint Resolution 5, a resolution providing for approval of a contract between the State Board of Control and the Winger Construction Company, Ottumwa, Iowa, and the LaClede Stoker Company, St. Louis, Missouri, for the purchase of a new straight Tube, 500 H.P. Boiler and Chain Grate Stoker for the Mt. Pleasant State Hospital, was taken up and considered.

Senator Kirketeg moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 47:

Augustine	Faul	Knudson	Myrland
Barkley	Findlay	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Keir	Miller, J. F.	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Elthon Klein Lynes

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

Senator Kirketeg 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.

Senator Long asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

On motion of Senator Findlay House File 41, a bill for an act to provide for the establishment and maintenance in the public schools in the state, day and evening classes and public forums for the education of adults, and to repeal chapter two hundred eighty-eight (288), Code 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long offered the following amendment and moved its adoption:

Amend House File 41 by adding after Section 6 the following: "Sec. 7. Schools receiving state aid shall not establish classes or public forums under this Act."

Further amend House File 41 by renumbering Sec. 7.

Senator Maytag asked unanimous consent that action on House File 41 be deferred until March 25th, 1947.

Objection was raised.

Senator Maytag moved that action on House File 41 be deferred until March 25th, 1947.

Senator Jacobson moved as a substitute that action on House File 41 be deferred and that the bill retain its place on the calendar under the heading of "Unfinished Business."

The motion prevailed and the substitution was made.

The substitute motion was adopted.

On motion of Senator Elthon, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

ADDITIONAL COPIES

Senator Faul asked and received unanimous consent to have 300 additional copies of Senate File 318 printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 76, a bill for an act relating to military service tax credit fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 83, a bill for an act relating to the arrangement and printing of names of candidates for offices to be filled by voters of territory smaller than a county.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 111, a bill for an act relating to fire department maintenance fund and the millage rate therein authorized.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 130, a bill for an act relating to allowance to institutions caring for dependent and delinquent children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 151, a bill for an act relating to state aid to school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 233, a bill for an act relating to emergency housing for veterans of World War II.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 20, a bill for an act relating to refund of license fees paid by persons who served with the armed forces of the U. S. during World War II.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 20

1. Amend Senate File 20 by inserting after the word "person" in line thirteen (13), the following: "In case renewals have not been paid, they shall be cancelled."

HOUSE MESSAGES CONSIDERED

House File 76, a bill for an act to establish a military service tax credit fund; providing for the reimbursement to local taxing districts of taxes levied upon property subject to military service tax credit, such credit not to be in excess of twenty-five (25) mills on the total of taxes levied; providing for the apportionment of military service tax credit to all taxing districts in the state and making an appropriation for the payment of military service tax credits as provided by this act.

Read first and second times, and passed on file.

House File 83, a bill for an act to amend Section forty-three point twenty-nine (43.29), Code 1946, relating to the arrangement and printing of the names of candidates for offices to be filled by voters of a territory smaller than a county.

Read first and second times, and passed on file.

House File 111, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to fire department maintenance fund and the millage rate therein authorized.

Read first and second times, and passed on file.

House File 130, a bill for an act to amend section two hundred forty point five (240.5), Code 1946, relating to the allowance to institutions for receiving and caring for neglected, dependent and delinquent children.

Read first and second times, and passed on file.

House File 151, a bill for an act to amend subsection four (4) of section two hundred eighty-six point five (286.5) and to strike subsection five (5) of section two hundred eighty-six point five (286.5) and repeal section two hundred eighty-six point six (286.6), Code 1946, relating to state aid to school districts.

Read first and second times, and passed on file.

House File 233, a bill for an act to provide emergency housing for veterans of World War II and their immediate families; to define "veteran of World War II" and "immediate family"; to authorize any city of the first class under commission form of government to acquire real property and improvements thereon provided by the federal government or any agency or instru-

mentality thereof for housing facilities for employees of an ordnance plant and offered for sale; to provide that no part of the purchase price, or interest thereon, shall be paid from tax revenue; to provide for payments in lieu of taxes through agreement with county board of supervisors and local school districts; to provide for administration, management, control and disposition of any such property which may be acquired.

Read first and second times, and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Bekman called up for consideration Senate File 20, a bill for an act to amend Chapter one hundred forty-seven (147), Code 1946, relating to the refund of license fees paid by persons who served with the armed forces of the United States during World War II, and who were honorably discharged therefrom, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 20 by inserting after the word "person" in line thirteen (13), the following:

"In case renewals have not been paid, they shall be cancelled."

The Senate concurred in the House amendment.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Dykhouse	Jacobson	Musmaker
Barkley	Faul	Knudson	Myrland
Bekman	Findlay	Lord	Reilly
Benson	Fishbaugh	Lucas	Ritchie
Berg	Foster	Lynes	Rockhill
Colburn	Hart	Maytag	Vittetoe
Dewel	Henningsen	Miller, J. F.	Watson
Doud	Hultman		

Nays: none.

Absent or not voting, 20:

Bateson	Jones	Linnevoold	Newsome
Byers	Keir	Long	Schluter
Clem	Kirketeg	Martin	Sharp
Elthon	Klein	Mercer	Skourup
Hawkins	Leo	Miller, Ai	Zastrow

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

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 Lucas, Senate Joint Resolution 3, a resolution providing for the appointment of a State Building Code Council by the Governor to prepare a modern and uniform State Building Code establishing minimum standards for buildings to be used by the public together with a proposed revision and codification of the laws of Iowa relating to building construction, providing for the scope of the work of the Council, providing for a report of the Council to the Governor, and making an appropriation to carry out the provisions of the resolution, 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:

1. Amend Senate Joint Resolution 3 by striking the word "Resolved" in the enacting clause and inserting in lieu thereof the word "Enacted".
2. Further amend Senate Joint Resolution 3, section 1, line four (4) by inserting after the word "Engineers", the following: "two (2) General Contractors, all four experienced in building construction,".

The committee amendment was adopted.

Senator Hultman offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 3, Section 5 by striking lines three (3), four (4) and five (5) and substituting in lieu thereof the following, "publication in The Red Oak Express, a newspaper published at Red Oak, Iowa and the Glenwood Opinion-Tribune, a newspaper published at Glenwood, Iowa."

The amendment was adopted.

Senator Hultman moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 41:

Augustine	Findlay	Leo	Newsome
Barkley	Foster	Linnevold	Reilly
Bateson	Hart	Lord	Ritchie
Bekman	Henningsen	Lucas	Rockhill
Benson	Hultman	Lynes	Schluter
Berg	Jones	Maytag	Sharp
Byers	Keir	Miller, Ai	Skourup
Clem	Kirketeg	Miller, J. F.	Vittetoe
Dewel	Klein	Musmaker	Watson
Dykhouse	Knudson	Myrland	Zastrow
Faul			

Nays: none.**Absent or not voting, 9:**

Colburn	Fishbaugh	Jacobson	Martin
Doud	Hawkins	Long	Mercer
Elthon			

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

Senator Hultman 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 Bekman, Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 201, section three (3) by striking lines five (5), six (6), seven (7), eight (8) and nine (9), and inserting in lieu thereof the words, "their use for the County library may be enforced against the County Board of Supervisors by the library board by an action of mandamus or by other proper action."

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

1. Amend Senate File 201, section two (2), line four (4), by striking the period (.) after the word "town" and adding after the word "town", the words "except as herein provided."

2. Further amend by adding a new section as follows:

"Sec. 16. This act shall not apply to the residents of any area receiving library service from any city or town library by contract under the provisions of Chapter 378, Code 1946."

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 201 by striking all of section ten (10), and renumbering the following sections.

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

1. Amend Senate File 201, section two (2), lines two (2) and three (3), by striking the words "outside of cities and towns".

2. Further amend section two (2), line four (4), by striking the word "such". .

Senator Faul asked and received unanimous consent that action on Senate File 201 be deferred and that the bill retain its place on the calendar.

On motion of Senator Knudson Senate File 119, a bill for an act to amend the law as it appears in section five hundred sixty-three point one (563.1), Code 1946, relating to party walls and providing for concrete party walls, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 119, Section one by striking the words "mass or" in lines three (3) and four (4) thereof.

The amendment was adopted.

Senator Knudson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Myrland
Barkley	Foster	Leo	Newsome
Bateson	Hart	Linnevoold	Reilly
Benson	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Miller, Ai	Vittetoe
Dykhouse	Kirketeg	Miller, J. F.	Watson
Elthon	Klein	Musmaker	Zastrow
Findlay			

Nays: none.

Absent or not voting, 5:

Bekman	Faul	Long	Mercer
Berg			

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

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

On motion of Senator Bekman, Senate File 125, a bill for an act to repeal paragraph four (4) of section eighty-five point thirty-one (85.31), Code 1946, and to enact a substitute therefor relating to payment of weekly compensation to dependents when an employee has been paid compensation for disability prior to his death, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Findlay	Leo	Reilly
Bekman	Fishbaugh	Linnevold	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Keir	Miller, J. F.	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Foster	Long	Mercer
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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 Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Faul Senate File 134, a bill for an act

to permit banks to remain closed on any one business day of each week of the year upon approval by the superintendent of banking and the state banking board, with report of committee without recommendation and amendment was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

1. Amend Senate File 134 by striking from line nine (9) of section one (1), the word "holiday" and inserting in lieu thereof the words "closing day".

2. Further amend Senate File 134 by striking from line thirteen (13) of section one (1) the word "holiday" and inserting in lieu thereof the words "closing day".

3. Further amend Senate File 134 by striking all of section three (3).

Senator Ritchie moved that Senate File 134 be laid on the table.

Roll call was demanded.

On the question "Shall Senate File 134 be laid on the table?" the vote was:

Ayes, 20:

Bateson	Foster	Linnevold	Newsome
Colburn	Hawkins	Lucas	Ritchie
Doud	Jones	Lynes	Rockhill
Findlay	Knudson	Miller, Ai	Schluter
Fishbaugh	Leo	Miller, J. F.	Zastrow

Nays, 28:

Augustine	Dewel	Jacobson	Musmaker
Barkley	Dykhouse	Keir	Myrland
Bekman	Elthon	Kirketeg	Reilly
Benson	Faul	Klein	Sharp
Berg	Hart	Lord	Skourup
Byers	Henningsen	Martin	Vittetoe
Clem	Hultman	Maytag	Watson

Absent or not voting, 2:

Long	Mercer
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The motion was lost.

On motion of Senator Faul the committee amendment was adopted.

Senator Lord offered the following amendments:

1. Amend Senate File 134 by inserting after the word "banks" in line one (1) of section one (1) the following: "in any city now having or which may hereafter have a population of twenty thousand (20,000) or more,".

2. Further amend Senate File 134 by inserting immediately after section two (2) as section three (3) the following:

"Sec. 3. This act shall apply to special charter cities."

3. Further amend Senate File 134 by renumbering the remaining sections.

Senator Augustine offered the following amendment to amendment 1 and moved its adoption:

Amend the amendment by striking the words and figure "twenty thousand (20,000)" and inserting in lieu thereof the following: "ten thousand (10,000)".

The amendment to the amendment was lost.

Amendment 1 was lost.

On motion of Senator Lord, amendment 2 was adopted.

On motion of Senator Lord, amendment 3 was adopted.

Senator Faul offered the following amendment and moved its adoption.

Amend Senate File 134 by inserting after the word "banks" in line one (1) of section one (1) the following: "in any city now having or which may hereafter have a population of twenty-five thousand (25,000) or more,".

The amendment was lost.

Senator Jacobson offered the following amendments:

Amend Senate File 134 as follows:

1. By adding the following words at the end of line four (4) of section one (1): "upon the written petition of ninety per cent (90%) of its depositors,".

2. Further amend Senate File 134 by adding after section two (2) the following section and renumbering the remaining sections: "Sec. 3. Any bank closing under the provisions of this act shall remain open for one night each week between the hours of 7:00 p.m. and 9:00 p.m."

Senator Faul offered the following amendment to amendment 1 and moved its adoption:

Amend the amendment by striking the words and figure "ninety per cent (90%)" and inserting in lieu thereof the following: "fifty-one per cent (51%)".

The amendment to the amendment was adopted.

On motion of Senator Jacobson, amendment 1 as amended was adopted.

On motion of Senator Jacobson, amendment 2 was adopted.

Senator Elthon moved the previous question on the main bill, which motion prevailed.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 23:

Augustine	Clem	Watson	Musmaker
Barkley	Dewel	Klein	Reilly
Bekman	Dykhouse	Lord	Sharp
Benson	Hart	Martin	Skourup
Berg	Henningesen	Maytag	Vittetoe
Byers	Hultman	Miller, J. F.	

Nays, 25:

Bateson	Foster	Knudson	Myrland
Colburn	Hawkins	Leo	Newsome
Doud	Jacobson	Linnevold	Ritchie
Elthon	Jones	Lucas	Rockhill
Faul	Keir	Lynes	Schluter
Findlay	Kirketeg	Miller, Ai	Zastrow
Fishbaugh			

Absent or not voting, 2:

Long	Mercer
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 41 and 91.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate, Senate Files 41 and 91.

BILLS SENT TO THE GOVERNOR

Senator Reilly from the committee on enrolled bills submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 24th day of February, 1947, sent to the governor for his approval, Senate Files 41 and 91.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment.
S. F. 313	Ways and Means.
S. F. 314	Judiciary 1.
S. F. 315	Judiciary 2.
S. F. 316	Board of Control.
S. F. 318	Public Health.
S. F. 319	Cities and Towns.
H. F. 87	Judiciary 2.
H. F. 106	Social Security.

REPORTS OF COMMITTEES

Senator Clem submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred Senate File 224, a bill for an act to provide emergency housing for Veterans of World War II and their immediate families, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 224 by inserting a period (.) after the word "years" in line eight (8) of Section five (5), and striking the words "and who are not interested directly in the business of purchase, sale, or rental of real estate".

Also amend Senate File 224 by striking the word "prepared" in line 20 of Section five (5), and inserting in lieu thereof the word "preferred".

A. D. CLEM, *Chairman.*

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 187, a bill for an act to repeal section two hundred ninety-nine point six (299.6), Code 1946, relating to the enforcement of school attendance and to enact a substitute therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 259, a bill for an act to amend section 285.8, Code 1946, relating to the powers and duties of the state department of public instruction in connection with school transportation, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman.*

Ordered passed on file.

Senator Doud submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred House File 22, a bill for an act relating to the exclusion of clerical workers from being a "workman" or "employee" under the workmen's compensation law, begs leave to report it has had the same under consideration and recommends the same do pass.

ALDEN L. DOUD, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

MR. PRESIDENT:

I move as a substitute amendment in lieu of the amendment filed by me on February 19, 1947, which appears at page 410 of the Journal, to amend Senate File 211 as follows:

1. Amend section thirteen (13) by adding thereto the following: "No license shall be issued to an applicant who by his statement discloses that he has ever been convicted of a felony or a violation of any state or federal liquor or beer law or whose beer or liquor license has ever been revoked."

2. Amend section eighteen (18) by adding thereto the following:

"K. No class "A" license shall be issued for premises where food is sold or consumed except in regularly licensed hotels having not less than 15 guest rooms and regularly serving meals to the public."

3. Amend section eighteen (18) by adding thereto the following:

"1. Booths, screens, partitions or any impediment which obstructs a full view of the interior of a place operating under a class "A" license are hereby prohibited except as to dining rooms of hotels operating under such license."

4. Amend section eighteen (18) by adding thereto the following:

"m. No tables or seating facilities shall be kept or used in any place operating under a class "A" license, except in dining rooms of

hotels operating under such license."

5. Amend section eighteen (18) by adding thereto the following:

"n. Premises to be licensed under class "A" licenses other than the dining rooms of hotels operating under such license, shall afford a clear and unobstructed view into the interior of the place where wines and spirits are sold at retail of not less than six feet wide by two feet high, which shall be not less than four feet above the side walk level."

6. Amend section eighteen (18) by adding the following:

"o. No class "A" license shall be issued where the place to be licensed is a basement or is above the ground floor except in hotels operating under such license."

7. Amend section eighteen (18) by adding thereto the following:

"p. No licensee under a class "A" license shall permit public ingress or egress to the licensed premises except by a street entrance or from the lobby of a hotel."

8. Further amend senate file 211 section eighteen subsection (d) by striking line twenty-one (21) and inserting in lieu thereof the following: "day earlier than 11:00 o'clock a.m. or later than 11:00 o'clock p.m."

TUNIS H. KLEIN.

Amend Senate File 266 as follows:

1. Amend Senate File 266 by striking from line three (3) of section (1) the word "of".

2. Further amend Senate File 266 by striking from line eight (8) of section one (1) the word "fund".

GEORGE FAUL.

Amend Senate File 283, section seven (7), subsection o, line eighty-one (81), by striking the word "five" and substituting in lieu thereof the word "three".

J. A. NEWSOME.

Amend the amendment proposed by Senator Long to House File 41 to read as follows:

"Amend House File 41 by inserting after section six (6) the following as a new section:

'Schools receiving state aid shall not use the whole or any part of such funds received as state aid for the purpose of defraying in whole or in part the expense of establishing and conducting public forums.'

GEORGE FAUL and KATHLYN KIRKETEG.

Amend House File 41 by striking from Section 1, line three (3), the words "and public forums." Further amend by striking from line two

(2) of section 2 the words "and forums". Further amend by striking from line two (2) of section four the words "and public forums".

HERMAN KNUDSON.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 25, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. James K. Delahooke, pastor of the First Methodist church, Charles City, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from the county officials of Davis county favoring an increase in salary for county officials.

By Senator Dewel, from the county officials of Kossuth county favoring an increase in salary for county officials.

By Senator Doud from residents of Winneshiek county, members of A.F. of L. Local No. 1068, favoring passage of Senate File 174, relating to old age and survivors' insurance of certain public employees; also from residents of Jefferson county favoring all proposed school legislation.

By Senator Dykhouse, from residents of Osceola county favoring state supervision of telephone companies.

By Senator Foster, from residents of Polk county favoring an increase in salary for county officials; also from residents of Washington county favoring a bonus for veterans of World War II.

By Senator Hart, from 339 residents of Lee county favoring a bonus for veterans of World War II.

By Senator Jacobson, from residents of Osceola county favoring state supervision of telephone companies.

By Senator Knudson, from the county officials of Cerro Gordo county favoring an increase in salary for county officials; also from residents of Floyd county favoring state aid to schools.

By Senator Linnevold, from residents of Winneshiek county favoring state supervision of telephone companies.

By Senator J. F. Miller, from the county officials of Pocahontas county favoring an increase in salary for county officials.

By Senator Rockhill, from residents of Marshall county favoring "dry" local option.

By Senator Sharp, from residents of Clayton county favoring passage of Senate File 211 with the adoption of the amendment filed by Senator Long.

INTRODUCTION OF BILLS

Senate File 334, by Senators Benson, Miller, J. F., Foster, Fishbaugh, Augustine and Newsome, a bill for an act to amend chapter one hundred twenty-four (124), Code of Iowa, 1946, relating to beer and malt liquors, extending the illegality thereof to certain territory and providing for petitions and elections in all political subdivisions for the purpose of determining and defining such territory.

Read first and second times, and passed on file.

Senate File 335, by Senators Berg, Mercer, Long, Faul and Bekman, a bill for an act to provide for annual state inspection of motor vehicles; the creation of a traffic safety council with a definition of its scope and powers; the method of testing and the penalty for failure to abide by the provisions of the Act.

Read first and second times, and passed on file.

Senate File 336, by committee on agriculture, a bill for an act to permit counties to co-operate with the Federal Government, the state, its sub-divisions and instrumentalities, in the construction and maintenance of flood and erosion control projects in the state and to levy a tax for maintenance thereof.

Read first and second times, and placed on the calendar.

Senate File 337, by Senator Lynes, a bill for an act to amend Chapter one hundred sixty-six (166), Code 1946, relating to the manufacture, sale and use of hog cholera virus and serum, by amending section one hundred sixty-six point one (166.1), section one hundred sixty-six point three, (166.3), section one hundred thirty-six point six (166.6), section one hundred sixty-six point ten (166.10), and section one hundred sixty-six point thirteen (166.13), Code 1946, by repealing section one hundred sixty-six point sixteen (166.16), Code 1946, by amending section one hundred sixty-six point seventeen (166.17), and section one hundred sixty-six point eighteen (166.18), Code 1946, by repealing

section one hundred sixty-six point nineteen (166.19) to section one hundred sixty-six point twenty-six (166.26) inclusive, Code 1946, by amending section one hundred sixty-six point twenty-seven (166.27), Code 1946, by repealing section one hundred sixty-six point twenty-eight (166.28) and section one hundred sixty-six point thirty (166.30) to section one hundred sixty-six point thirty-three (166.33) inclusive, Code 1946, relating to hog cholera virus and serum and the manufacture, sale and use of such products.

Read first and second times, and passed on file.

Senate File 338, by Senators Miller (Ai), Musmaker, Barkley, Long, Schluter, Klein and Doud, a bill for an act to amend chapter three hundred forty-seven (347), Code 1946, relating to county public hospitals, providing for an election authorizing the issuance of additional bonds and increasing the levy to pay the same.

Read first and second times, and passed on file.

Senate File 339, by Senator Faul, a bill for an act to amend section one hundred seventy-four point one (174.1), Code of Iowa, 1946, relating to definition of society for purpose of qualifying for state aid to local fairs.

Read first and second times, and passed on file.

Senate File 340, by Senator Watson, a bill for an act to amend section four hundred fifty-five point seventy-two (455.72), Code 1946, relating to re-classification in drainage districts.

Read first and second times, and passed on file.

Senate File 341, by Senators Clem and Faul, a bill for an act to amend subsection twelve (12) of section three hundred forty point one (340.1) Code 1946, relating to the compensation of county auditor, in counties having a city with a population of seventy-five thousand (75,000) or over.

Read first and second times, and referred to committee on compensation of public officers and employees.

Senate File 342, by Senators Clem and Bekman, a bill for an act to repeal section eighty-six point twelve (86.12), Code 1946, relating to failure to report industrial accidents to the Industrial Commissioner, and by substituting other provisions therefor.

Read first and second times, and passed on file.

Senate File 343, by Senators Clem and Bekman, a bill for an act to amend section eighty-two point seventy-two (82.72), Code 1946, relating to temporary employment in operation of mines in case of discharge, resignation or disability.

Read first and second times, and passed on file.

Senate File 344, by Senators Clem and Bekman, a bill for an act to amend section eighty-two point seventy-six (82.76), Code 1946, relating to coal mines and mining and to provide for the duties of the mine foreman or pit boss.

Read first and second times, and passed on file.

Senate File 345, by Senators Clem and Bekman, a bill for an act to amend chapter eighty-two (82) Code 1946, relating to coal mines and mining by setting compensation of board of examiners.

Read first and second times, and passed on file.

Senate File 346, by Senators Clem and Bekman, a bill for an act to provide for the protection of life and property in schools, hospitals, apartment dwellings, office buildings, hotels, etc., from the danger of steam boilers and refrigeration plant explosions and from the dangers of other motive power, and to fix and determine the conditions and qualifications under which persons may be licensed to have charge of or operate a refrigeration plant, a steam boiler or engine or its equipment, and any other motive power equipment.

Read first and second times, and passed on file.

Senate File 347, by Senator Zastrow, a bill for an act to amend chapter ninety-one (91), Code 1946, relating to the bureau of labor.

Read first and second times, and passed on file.

Senate File 348, by committee on ways and means, a bill for an act to amend section four hundred twenty-two point twenty-five (422.25), Code 1946, relating to the auditing of income tax returns.

Read first and second times, and placed on the calendar.

Senator Faul asked and received unanimous consent to change

his vote from "Aye" to "Nay" on Senate File 134, which vote is recorded on page 456 of the Senate Journal.

UNFINISHED BUSINESS

Senator Bekman called up Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties.

Senator Bekman asked and received unanimous consent to withdraw the last amendment filed by him to Senate File 201 and found on page 452 of the Senate Journal.

Senator Faul asked and received unanimous consent that action on Senate File 201 be deferred and that the bill retain its place on the calendar.

MESSAGES FROM THE HOUSE

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

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 52, a bill for an act relating to the practice of pharmacy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 133, a bill for an act relating to purchase, sale and possession of frogs for commercial purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 161, a bill for an act relating to memorial halls and mounments for soldiers, sailors and marines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 163, a bill for an act relating to party walls and providing for concrete party walls.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 166, a bill for an act relating to fixing time for appropriations by cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 280, a bill for an act relating to purchase of certain property in the city of Des Moines for use by the state of Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

PRESENTATION OF VISITORS

Senator J. F. Miller asked and received unanimous consent to present to the Senate his charming 3 year old granddaughter, Judith Diane Miller, who was present in the Senate chamber.

Senator Zastrow asked and received unanimous consent to present to the Senate a group of high school boys and members of his Sunday school class from the First Methodist church of Charles City, Iowa.

Senator Ai Miller asked and received unanimous consent to present to the Senate nineteen senior members of the class in American Government of the Waukee consolidated school, who were present in the balcony with their superintendent, Mr. R. K. Langer.

Senator Lucas asked and received unanimous consent to present to the Senate the sixteen members of the senior class in American Government of the Jordan consolidated school, who were present in the balcony with their instructor, Mrs. Clara Mills Wyatt, and their superintendent, Mr. L. N. Gill.

HOUSE MESSAGES CONSIDERED

House File 52, a bill for an act to amend section one hundred fifty-five point six (155.6), Code 1946, relating to the practice of pharmacy.

Read first and second times, and passed on file.

House File 133, a bill for an act to amend chapter one hundred nine (109), Code 1946, legalizing the raising, possession, sale, purchase and transporting of bullfrogs for commercial purposes.

Read first and second times, and passed on file.

House File 161, a bill for an act to amend chapter thirty-seven (37), Code 1946, relating to memorial halls and monuments for soldiers, sailors and marines.

Read first and second times, and passed on file.

House File 163, a bill for an act to amend the law as it appears in section five hundred sixty-three point one (563.1), Code 1946, relating to party walls and providing for concrete party walls.

Read first and second times, and passed on file.

House File 166, a bill for an act to amend the law as it appears in section three hundred sixty-three point thirty-six (363.36), Code 1946, providing for and fixing time when cities shall make separate appropriations for all different expenditures thereof for each fiscal year, and repealing all laws in conflict herewith.

Read first and second times, and passed on file.

House File 280, a bill for an act to authorize the purchase of certain property in the city of Des Moines for use by the state of Iowa and to provide for an appropriation therefor.

Read first and second times, and passed on file.

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, President Evans announced the special order for the consideration of Senate File 211.

THIRD READING OF BILLS

On motion of Senator Byers, Senate File 211, a bill for an act to suppress the increasing abuse of unlicensed and unregulated sales of alcoholic liquor by an exercise of the police power of the state for the protection of the welfare, health, morals and the safety of the people of the state by licensing and regulating the sale of wine and spirits by reputable persons in cities and towns under local conditions; and to amend chapter one hundred twenty-three (123), Code 1946, relating to the sale and control of liquor and for the promotion of temperance, and to provide for the issuance by cities and towns of licenses to sell wine and spirits for consumption on the premises where sold in said cities and towns; limiting the authority to issue such licenses in cities and towns having a population of less than ten thousand inhabitants, unless a petition therefor is properly signed and filed; providing for a mullet tax against those to whom licenses are issued; levying a tax on all wine and spirits purchased for sale under such licenses; authorizing the State Liquor Control Commission to issue licenses to golf and country clubs located outside of cities and towns under certain conditions; defining the classes of licenses to be issued; prescribing who may obtain licenses and the conditions relating to the issuance of licenses;

providing regulations of licensees and the premises covered by such license; providing regulation of licensed premises; providing for the filing of bonds by licensees; providing for revocation of license and forfeiture of bonds; and authorizing cities and towns to adopt ordinances further regulating the sales of wine and spirits, was taken up and considered.

Senator Lynes moved that Senate File 211 be laid on the table.

Senator Hart raised the point of order that Senator Lynes having already spoken on the bill, was out of order. The Chair ruled the point of order not well taken.

CALL OF THE SENATE

The President announced the filing of the following call:

We, the undersigned, request a "Call Of The Senate" on Senate File 211 pursuant to Rule 5 of the Rules of the Senate.

FRANK C. BYERS.	LEROY S. MERCER.
O. H. HENNINGSSEN.	DEVERE WATSON.
ROBERT C. REILLY.	FRANK D. MARTIN.
IRVING D. LONG.	W. N. SKOURUP.
JAY C. COLBURN.	HERMAN B. LORD.
E. C. MYRLAND.	JOHN BERG.
STANLEY L. HART.	FRED MAYTAG.

The President announced that the Senate would stand at ease until the fall of the gavel.

On motion of Senator Elthon, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

Roll call revealed all Senators present.

Senator Lynes asked and received unanimous consent to withdraw his motion that Senate File 211 be laid on the table.

Senator Long offered the following amendment:

Amend Senate File 211 as follows:

1. Amend section two (2) by striking the words "having a population of 10,000 or more inhabitants according to the most recent federal

census," in lines two (2) and three (3) thereof; further amend line seven (7) of said section by inserting after the words "to the" the words "conditions and".

2. Further amend Senate File 211 by striking sections three (3), four (4), five (5) and six (6) and substituting in lieu thereof the following:

Sec. 3. The authority given under the preceding section shall not be exercised unless an election shall be held in such city or town, at which there shall be submitted to the electors the following proposal:

'Shall wines and spirits be sold at retail for consumption on the premises where sold in (name of city or town)?'

Sec. 4. Such election shall be called and held in any city or town in the state when there is addressed to and filed with the city council a petition signed by at least twenty-five per cent (25%) of the electors of said city or town who voted at the last general election preceding the filing of such petition; and such petition may consist of the aggregate of a number of separate petitions, which, however, when filed shall constitute the petition herein referred to. Such petition must be filed with the city or town clerk at least sixty (60) days prior to the date of the next succeeding general election at which the proposition is to be submitted.

Sec. 5. Upon the signing of such petition the city or town council shall proceed at once to canvass the same and determine the sufficiency thereof, which sufficiency shall be determined within fifteen (15) days after the filing, and shall be entered of record in the minutes of the council. If such petition is found sufficient the council shall forthwith order and provide by proper procedure for the holding of such election and shall provide ballots therefor. The ballot shall contain the following proposition and no other: 'Shall wine and spirits be sold at retail for consumption on the premises where sold in (name of city or town)?' Opposite and to the right of such proposal as it appears on the ballot shall be placed two (2) squares, one above the other, and to the left of the upper square shall be printed the word "Yes", and to the left of the lower square the word "No", and in casting his vote upon such proposal the voter favoring such proposition shall place a cross in the square opposite the word "Yes" and the voter opposing such proposition shall place a cross in the square opposite the word "No". The city or town council shall provide funds to meet the expenses of such election.

Sec. 6. The ballots cast on said proposal at such election shall be counted and the results certified as required by the laws applicable to such general election, and the ballots at once returned to such clerk, as the case may be, who shall canvass same and certify the result, and make a permanent record thereof in his office, which certificate and record shall be completed within thirty (30) days after such election.

Sec. 7. The results of such election may be contested or appealed from as in case of a general election, and pending such contest or appeal no action shall be taken by the city or town council in relation to the adoption of ordinances or the granting of licenses.

Sec. 8. If a majority of the votes cast on such proposition at such

election opposes the sale at retail of wines and spirits for consumption on the premises where sold in such city or town, then the authority provided in section two hereof shall not be vested in nor exercised by such city or town council.

Sec. 9. If a majority of the votes cast on such proposition at such election are in favor of the sale at retail of wines and spirits for consumption on the premises where sold in such city or town, then the city or town council may exercise the authority given under section two hereof.

Sec. 10. When any city or town by virtue of the authority of the provisions of this act shall have adopted ordinances and issued licenses as herein provided, and at a subsequent election called and held as herein provided a majority of the votes cast on the proposition are opposed thereto, then all such licenses issued by such city or town for the sale at retail of wines and spirits for consumption on the premises where sold shall expire on the June 30th following such election, and all ordinances adopted by the city or town pursuant to the provisions of section two hereof shall be abrogated as of like date and shall be repealed by the city council.

Sec. 11. No election as herein provided shall be held in and for such city or town oftener than once in four years, and then only on general city or town election dates.

3. Further amend Senate File 211 by striking section seventeen (17) thereof.

4. Further amend Senate File 211 by renumbering the remaining sections.

5. Further amend Senate File 211 by adding a new section as follows:

"Sec. The provisions of section 124.31, Code 1946, shall not apply to licensees under this act."

IRVING D. LONG.

Senator Long offered the following amendment to the amendment and moved its adoption:

Amend the Long amendment to Senate File 211 by striking from line one (1) of section five the word "signing" and inserting in lieu thereof the word "filing".

The amendment to the amendment was adopted.

Senator Elthon moved that further consideration of Senate File 211 be deferred and that the bill retain its place on the calendar under "Special Order", which motion prevailed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 20.

ROBERT C. REILLY, *Chairman Senate Committee.*

IVAN R. MILLS, *Acting Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 20.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 25th day of February, 1947, sent to the Governor for his approval: Senate File 20.

ROBERT C. REILLY, *Chairman.*

Passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 134 failed to pass the Senate.

GEORGE FAUL.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 325, a proposed bill providing for the issuance, sale and delivery of bridge bonds by counties in Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties.

W. J. SCARBOROUGH, *Secretary.*

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 320	Schools and Educational Institutions.
S. F. 321	Tax Revision.
S. F. 322	Ways and Means.
S. F. 323	Schools and Educational Institutions.

- S. F. 324 Ways and Means.
- S. F. 325 Judiciary II.
- S. F. 326 Public Health.
- S. F. 327 Cities and Towns.
- S. F. 328 Cities and Towns.
- S. F. 330 Ways and Means.
- S. F. 331 Banks, Buildings and Loan.
- S. F. 332 Agriculture.
- H. F. 76 Appropriations.
- H. F. 83 Election Reform.
- H. F. 151 Schools and Educational Institutions.
- H. F. 233 Military Affairs.

REPORTS OF COMMITTEES

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs, to which was referred Senate File 99, a bill for an act to amend section twenty-four point twenty-nine (24.29), Code 1946, relating to the fixing of budget appeals, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs, to which was referred Senate File 237, a bill for an act to amend section three hundred thirty-two point three (332.3), Code 1946, relating to the powers and duties of the board of supervisors, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 163, a bill for an act relating to authorization, issuance, and payment of county secondary road 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 Senate File 163 by inserting in section one (1) after the word "issue" the word "anticipatory".

Further amend Senate File 163 by striking sections twenty-seven (27) and twenty-eight (28) thereof.

O. H. HENNINGSEN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 68, a bill for an act providing for the exemption of household goods for taxation, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations, to which was referred Senate File 294, a bill for an act to appropriate from the general fund of the state of Iowa for the period from the effective date of this act and ending June 30, 1949, the sum of \$7,500.00 for the purpose of making repairs to the spillway of Upper Pine Lake, Hardin county, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 211 by adding to section 8 a new subsection as follows:

(d) The commission may issue to any dining car company, sleeping car company, railroad company, or railway company a "special railway license" which shall authorize the holder thereof to keep for sale and sell on any dining car, sleeping car, buffet car or observation car on any train operated by such applicant from a point outside the state of Iowa into or across the state, or from a point in the state of Iowa to a point outside the state, wine and spirits at retail for consumption in such cars. The application for such license shall be in such form and contain such information as may be required by the commission. Each such license shall be good throughout the state as a state license. Only one such license shall be required for all cars operated in this state by such applicant, but a duplicate of such license shall be posted in each car in which such beverages are sold and no further license shall be required or tax levied for the privilege of selling beverages for consumption in such cars. As a condition precedent to the issuing of any such license the applicant shall give bond to the commission with good and sufficient sureties thereon to be approved by the commission conditioned upon the faithful performance of this act in the penal sum of one thousand dollars. The annual tax for such license shall be five hundred dollars and ten dollars for each duplicate thereof to be paid to the commission. The commission shall issue duplicates of such license from time to time as applied for by each such company.

IRVING D. LONG.

Amend Senate File 211, section eight, paragraph B, by striking the

period (.) at the end of line eleven substituting a comma (,) and adding the following: "When approved by the Board of Supervisors".

HERMAN KNUDSON.

Amend Senate File 211 as follows:

1. Amend section seven (7) by striking all of said section and inserting in lieu thereof the following:

"Sec. 7. After it has been determined that licenses for the sale of wine and spirits at retail for immediate consumption upon the premises where said business is carried on may be issued in any city or town, all Class "A" and "B" licenses shall be granted only to persons or clubs which are located as follows:

In cities and towns having a zoning ordinance the location shall be in an area zoned for retail business.

In cities and towns having no zoning ordinance the location shall be in an area where fifty per cent or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings or places used for business purposes. The council shall by ordinance limit and define such area or areas. It shall be unlawful to conduct such business under a Class "A" or "B" license outside the areas thus determined or established.

2. Further amend by adding thereto the following as section nine (9) and renumbering the following sections:

Sec. 9. (a) No more than one (1) Class "A" and one (1) Class "B" license shall be issued in any town as defined in section 363.1.

(b) In any city as defined in section 363.1 the maximum total number of Class "A" and "B" licenses which may be issued shall be as follows dependent on the population of such city.

(c) In cities having a population up to and including twenty-four thousand the maximum total Class "A" and "B" licenses shall not exceed one license for each three thousand population.

(d) In cities having a population of over twenty-four thousand and up to and including seventy-six thousand, the maximum total number of Class "A" and "B" licenses shall not exceed one license for each three thousand population up to and including twenty-four thousand population of such city. On the basis of the excess of population over twenty-four thousand and up to and including seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each four thousand population.

(e) In cities having a population of over seventy-six thousand, the maximum number of Class "A" and "B" licenses shall not exceed one license for each three thousand population up to and including twenty-four thousand population of such city. On the basis of the excess of population over twenty-four thousand and up to and including seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each four thousand population. On the basis of the excess of population over seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each five thousand population.

(f) No license shall be issued to any person to operate a business of selling or dispensing of liquor under a Class "A" or "B" permit which

is located within three hundred feet of any church, schoolhouse or character building institution, nor within a distance of one mile from any normal school, college or university.

3. Further amend by striking all of subsection (d) of section 18 and insert in lieu thereof the following:

"(d) No wine or spirits shall be sold on the licensed premises on any of the legal holidays designated in section 541.85, or on any other day between the hours of midnight and 11 a.m."

4. Further amend subsection (h) of section 18, line 62, by adding after the word "whose" the word "husband,"

5. Further amend subsection (h) of section 18, line 62 by adding after the word "child" the words "parent, brother, sister,"

E. K. BEKMAN.

1. Amend Senate File 211, Section Eighteen (18) by striking all after the period in line twenty-nine (29) to and including the period in line thirty-three (33), and inserting in lieu thereof: "No licensee or employee thereof shall sell or deliver any wine or spirits to any person who is a minor."

2. Further amend Senate File 211, Section Eighteen (18) by striking the word "knowingly" from line sixty-one (61).

R. A. ROCKHILL.

1. Amend Senate File 211, section eight (8), subsection (c), lines 38 and 39 by striking therefrom the words "five hundred" and insert in lieu thereof the words "one thousand".

2. Further amend section fourteen (14) by striking the sentence beginning in line ten (10) and striking all of the remainder of the section and insert in lieu thereof the following: "Class "A" and "B" licenses shall be in the amount of eighteen hundred dollars."

E. K. BEKMAN.

Amend Senate File 211 by striking from line three (3) of section twelve (12) the word "three" and substituting therefor the word "ten".

HERMAN M. KNUDSON.

Amend Senate File 211, section fourteen (14) by striking from line nine (9) the words "in excess of" and substituting the following: "less than".

Further amend line ten (10) by striking the word "maximum" and substituting the word "minimum".

HERMAN M. KNUDSON.

Amend Senate File 211, section eighteen (18), paragraph D, by adding after the word "any" in line eighteen (18), the following: "legal holiday".

HERMAN M. KNUDSON.

Amend Senate File 211, section twenty (20), line three (3), by inserting after the word "if" the following words: "there is reasonable evidence that".

HERMAN M. KNUDSON.

Amend Senate File 211 by adding a new section, Section 25, to read as follows:

Sec. 25. This Act shall apply to Special Charter Cities.

HERMAN B. LORD.

Amend Senate File 211 by adding thereto the following as an additional section:

"There is hereby levied a sales tax of five per cent of the purchase price on all wine and spirits purchased by licensees. The commission shall add the amount of said tax to the purchase price of such wine and spirits and collect the same when such purchases are made. The amount of said tax shall be credited to the general fund of the several incorporated cities and towns of the state. The state treasurer shall apportion the amount of said tax among the incorporated cities and towns of the state in the ratio that the population of each such city or town bears to the total population of all such cities and towns of the state as shown by the latest federal census, and shall on the first day of each month remit to the city clerk of each such city or town the amount so apportioned to the general fund and shall be treated in all particulars as other revenue."

GEORGE FAUL.

HERMAN M. KNUDSON.

Amend Senate File 211, section twenty-one (21) by adding the following after the period in line eleven (11):

"A copy of such complaint shall be filed promptly with the Attorney General of the state who shall thereupon cause an investigation to be made at once and report the findings thereof to the District Court of the county where the alleged violation occurred."

HERMAN M. KNUDSON.

Amend Senate File 201 by striking all of the first (1st) sentence of section two (2) and inserting in lieu thereof the following:

"A county library district may be established, composed of any part of the area of one or more counties outside of cities and towns; however, it may include therein any city or town whose electors determine that it shall be included."

E. K. BEKMAN.

GEORGE FAUL.

Amend the Bekman and Faul amendment to Senate File 201 by striking the word "A" in line one (1) thereof, and inserting in lieu thereof the following: "Except as herein provided, a"

EARL C. FISHBAUGH, JR.

Amend Senate File 201 by adding the following section: Section three hundred seventy-eight point fifteen (378.15), Code 1946, is amended by striking the entire section and inserting in lieu thereof the following:

"The county library board shall work out details of co-operative arrangements with existing library or libraries concerned and to be charged with seeing that they are fulfilled under the general contract drawn up by the supervisors and the library boards. After such contract the supervisors shall levy annually on the taxable property of the county

not otherwise taxed for library purposes a tax of not more than two mills to create a fund to fulfill its obligations under the contract."

HERMAN M. KNUDSON.

Amend Senate File 234 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Sections four hundred twenty-six point four (426.4), Code 1946, and four hundred twenty-six point five (426.5), Code 1946, are hereby repealed.

Sec. 2. Section four hundred twenty-six point six (426.6), Code 1946, is hereby amended by striking from line five (5) the word "hereunder".

Sec. 3. Further amend section four hundred twenty-six point six (426.6), Code 1946, by inserting after the date "November 10" in line fifteen (15), the following: "following approval of said list by the Board of Supervisors shall".

FLOYD JONES.

Amend Senate File 256 as follows:

Strike all after the enacting clause and substitute the following: Section 1. Section one hundred nine point one hundred seven (109.107), Code 1946, is hereby amended by striking the colon (:) after the word fish in line forty three (43) and substituting a semi-colon (;) in lieu thereof, and adding the following: "and except between October 15 and April 1, licensed commercial fishing gear may be used to take fish upon special permission of the director:"

F. E. SHARP.

Amend House File 41 by striking from line five (5) of Section 1 the word "and" and substituting the words "but shall not".

HERMAN M. KNUDSON.

On motion of Senator Lord, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 26, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Carl R. Frankhauser, pastor of the First Evangelical United Brethren church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Benson from residents of Sac county favoring adoption of the Long amendment and passage of Senate File 211.

By Senator Barkley from residents of Appanoose county in opposition to proposed labor legislation.

By Senator Berg from the county officials of Black Hawk county favoring an increase in salary for county officials; also from residents of Black Hawk county favoring proposed housing legislation.

By Senator Doud from residents of Mitchell county favoring the passage of Senate File 174.

By Senator Findlay from residents of Calhoun county favoring local option.

By Senator Hart from 75 residents of Lee county favoring a bonus for World War II veterans.

By Senator Klein from the county officers of Marion county favoring an increase in salary for county officers.

By Senator Knudson from residents of Mitchell and Floyd counties favoring state aid to schools.

By Senator Lord from residents of Muscatine county favoring a bonus for veterans of World War II.

By Senator Lynes from the county officials of Butler county favoring an increase in salary for county officials.

By Senator Reilly from residents of Pottawattamie and Dubuque counties, members of organized labor, in opposition to proposed labor legislation.

By Senator Sharp from residents of Clayton county favoring state aid to schools.

By Senator Zastrow from residents of Floyd county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 349, by Senator Bekman, a bill for an act to amend section three hundred forty-five point three (345.3), Code 1946, to authorize the boards of supervisors in counties having a population of sixty-five thousand (65,000) or more to erect any necessary public building or addition, the cost of which does not exceed twenty-five thousand dollars (\$25,000), without submitting the same to the vote of the people provided funds are available, and that no additional tax levies need be made to pay for the same.

Read first and second times, and passed on file.

Senate File 350, by Senators Bekman, Berg, Clem and Reilly, a bill for an act relating to the public health and the pollution of lakes, streams and other waters; to define pollution; and the powers and duties of the state department of health in relation thereto.

Read first and second times, and passed on file.

Senate File 351, by committee on appropriations, a bill for an act to provide a deficiency appropriation for salary, support and maintenance for the commission for the blind.

Read first and second times, and placed on the calendar.

Senate File 352, by Senators Newsome, Benson, Hultman, Myrland and Colburn, a bill for an act to amend chapter one hundred sixty (160), Code 1946, relating to election of commissioners in soil conservation districts.

Read first and second times, and passed on file.

Senate File 353, by Senators Elthon and Berg, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor.

Read first and second times, and passed on file.

Senate File 354, by Senators Elthon and Berg, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of seven thousand dollars (\$7,000.00).

Read first and second times, and passed on file.

Senate File 355, by Senators Elthon and Berg, a bill for an act to authorize the purchase of real property in the city of Des Moines for the use of the Iowa liquor control commission and to provide for an appropriation therefor.

Read first and second times, and passed on file.

Senate File 356, by Senators Elthon and Berg, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of nine thousand five hundred dollars (\$9,500.00).

Read first and second times, and passed on file.

Senate File 357, by Senators Elthon and Berg, a bill for an act to authorize the purchase and condemnation of certain property in the city of Des Moines, Iowa, for the use of the Iowa liquor control commission and to provide for an appropriation therefor.

Read first and second times, and passed on file.

Senate File 358, by Senator Knudson, a bill for an act relating to the tax levy for county library service by contract with city or town libraries.

Read first and second times, and passed on file.

Senate File 359, by Senators Berg, Bekman, Martin and Mercer, a bill for an act to prohibit the manufacture, sale or possession of any token, slug or false coin or use thereof in the operation of any parking meter, vending machine, coin-box telephone or other lawful receptacle or device, and providing a penalty therefor.

Read first and second times, and passed on file.

Senate File 360, by Senator Kirketeg, a bill for an act to legalize payments made by counties to institutions and contracts between counties and institutions for the care and support of neglected, dependent, and delinquent children where such payments exceed eighteen dollars (\$18) per month for each such child.

Read first and second times, and passed on file.

Senate File 361, by Senator Faul, a bill for an act relating to the protection of the civil service status of Health Department employees in the event of the creation of a county health unit plan under the provisions of chapter one hundred thirty-eight (138), Code 1946, in counties having a population of one hundred seventy-five thousand (175,000) or more.

Read first and second times, and passed on file.

Senate File 362, by Senator Vittetoe, a bill for an act to provide funds for the construction, operation and maintenance of county public hospitals.

Read first and second times, and passed on file.

Senate File 363, by Senator Elthon, a bill for an act to amend section three hundred twenty-one point three hundred nineteen (321.319), Code 1946, relating to approaching or entering intersections.

Read first and second times, and passed on file.

Senate File 364, by Senators Lynes and Long, a bill for an act relating to a special tax on income derived from illegal professions, vocations, trades, business, and commerce.

Read first and second times, and passed on file.

Senate File 365, by Senator Lynes, a bill for an act to amend the law as it appears in Chapter one hundred sixty-four point one (164.1), Code 1946, relating to the control and eradication of Bang's disease.

Read first and second times, and passed on file.

Senate File 366, by committee on highways, a bill for an act providing for the improvement and maintenance of certain local county roads.

Read first and second times, and placed on the calendar.

Senate File 367, by committee on highways, a bill for an act to transfer funds from the Use Tax Fund of the State of Iowa to the Primary Road Fund to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the State of Iowa under existing Federal law for Primary Roads and the extensions of primary roads through cities and towns.

Read first and second times, and placed on the calendar.

Senate File 368, by committee on highways, a bill for an act to amend section three hundred thirteen point thirty-two (313.32), Code 1946, relating to the acceptance by the highway commission of interstate bridges.

Read first and second times, and placed on the calendar.

Senate File 369, by Senator Reilly, a bill for an act to amend Section eighty-five point twenty-seven (85.27), Code, 1946, relating to amount to be expended for medical, surgical and hospital services and supplies.

Read first and second times, and passed on file.

Senate File 370, by committee on insurance, a bill for an act to amend section five hundred fifteen point forty-eight (515.48), Code 1946, to provide additional kinds of insurance which may be written in the state of Iowa, and relating to the classification thereof.

Read first and second times, and placed on the calendar.

Senate File 371, by committee on insurance, a bill for an act to amend chapter five hundred and one (501), Code 1946, relating to the taxation of the gross annual collections on stock sold on the partial payment or installment plan as authorized by said chapter.

Read first and second times, and placed on the calendar.

Senate File 372, by committee on insurance, a bill for an act to amend section five hundred eleven point twenty-four (511.24), Code 1946, relating to fees required of life insurance companies and associations.

Read first and second times, and placed on the calendar.

Senate File 373, by Senators Rockhill and Zastrow, a bill for an

act to amend section four hundred twenty-eight point one (428.1), Code 1946, relating to listing of property for taxation purposes.

Read first and second times, and passed on file.

Senate Joint Resolution 6, by Senator Faul, a resolution to create a special committee to make a study of county government in Iowa, embracing the entire structure thereof, to make a study of changes in the existing statutes relating to county government which may be necessary or advisable, for the purpose of making recommendations to the governor and to the general assembly of such revisions as may be necessary to meet the desired end, prescribing the powers and authority of such committee and making an appropriation for its expenses.

Read first and second times, and passed on file.

Senate File 374, by Senators Miller (J. F.) and Lynes, a bill for an act to amend section one hundred twenty-nine point two (129.2), Code 1946, relating to civil actions and rights of actions thereunder.

Read first and second times, and passed on file.

Senate File 375, by Senator Fishbaugh, a bill for an act to amend section three hundred forty point four (340.4), Code 1946, relating to deputy treasurer and clerks.

Read first and second times, and passed on file.

Senate File 376, by Senator Fishbaugh, a bill for an act to amend section three hundred twenty-one point four hundred eighty-two (321.482) of chapter three hundred twenty-one (321) Code 1946, relating to penalties for violations by minors of said chapter.

Read first and second times, and passed on file.

Senate File 377, by Senator Fishbaugh, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations.

Read first and second times, and passed on file.

Senate File 378, by Senator Fishbaugh, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations.

Read first and second times, and passed on file.

Senate File 379, by Senators Bekman, Berg, Lynes, Faul, Skourup, Hawkins and Myrland, a bill for an act to amend chapter three hundred twenty-four (324), Code 1946, relating to the motor vehicle fuel license fee or tax, and to revise the method for the allowance of refunds of the license fee or tax paid on motor vehicle fuel used or to be used for purposes other than the propelling of motor vehicles on the highways.

Read first and second times, and passed on file.

Senate File 380, by Senators Faul, Clem, Martin, Berg, Byers, Reilly, Watson and Bekman, a bill for an act to provide for a uniform system of purchasing supplies, material and service for certain counties of the state of Iowa.

Read first and second times, and passed on file.

Senate File 381, by Senators Vittetoe, Knudson and Doud, a bill for an act to require licensing, inspection and regulation of nursing homes as herein defined and providing for regulations, enforcement procedures and penalties.

Read first and second times, and passed on file.

Senate File 382, by Senators Berg and Skourup, a bill for an act to amend chapter four hundred and twenty-eight (428) and chapter four hundred and twenty-nine (429), Code 1946, relating to listing of personal property and assessment of moneys and credit.

Read first and second times, and passed on file.

Senate File 383, by Senator Faul, a bill for an act to provide for the opening and construction of a paved roadway and sidewalk from the state capitol grounds and appropriating funds to pay the cost thereof.

Read first and second times, and passed on file.

Senate File 384, by Senator Faul, a bill for an act to make financial assistance possible through assignment of accounts receivable and amounts due or to become due on open account or contracts, whether or not the debtors thereon are notified of such assignments, providing for the rights of such debtors and

providing that non-notification shall not affect or impair such assignments.

Read first and second times, and passed on file.

Senate File 385, by Senator Benson, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1946, providing for exemptions from sales tax.

Read first and second times, and passed on file.

Senate File 386, by Senators Benson, Newsome, Zastrow and Miller, J. F., a bill for an act to amend sections forty-three point seven (43.7), forty-three point fourteen (43.14), forty-three point eighteen (43.18), forty-three point twenty-six (43.26), forty-three point forty-nine (43.49), forty-three point sixty-three (43.63), forty-three point eighty-nine (43.89), and forty-three point one hundred seven (43.107), Code 1946, relating to the time of holding the primary election, changing the date from first Monday in June to the first Tuesday in September and changing the time of the canvass of the votes and the holding of the county and state political conventions.

Read first and second times, and passed on file.

Senate File 387, by Senator Clem, a bill for an act relating to tax sales.

Read first and second times, and passed on file.

Senate Joint Resolution 7, by Senator Benson, a Joint Resolution proposing an amendment to article four (IV) of the constitution of Iowa to provide that the terms of Governor and Lieutenant Governor shall be for four years.

Read first and second times, and passed on file.

Senate File 388, by Senator Clem (Nelson of Woodbury), a bill for an act relating to assessing property.

Read first and second times, and passed on file.

Senate File 389, by Senators Maytag, Colburn, Dykhous, Vitte-toe, Berg, Ai Miller, Hawkins, Klein, Clem, Myrland, Newsome, J. F. Miller, Augustine, Lord, Hultman, Linnevold, Kirketeg, Lynes, Mercer, Martin, Jones, Foster, Reilly, Benson, Dewel, Skourup, Faul, Bekman, Musmaker and Lucas, a bill for an act

to appropriate from the general fund of the state of Iowa to the state conservation commission funds for acquisition, construction and development of lands and waters.

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

Senate File 390, by Senator Hawkins, a bill for an act to establish courts in each county of the state, to define their jurisdiction, to establish their procedure, to provide judges and officers therefor, to abolish municipal, superior, and justice of the peace courts, and to repeal and amend various statutes, Code 1946, to accomplish a substitution of such county courts for the courts herein abolished.

Read first and second times, and passed on file.

Senate File 391, by Senators Zastrow, Musmaker and Doud, a bill for an act to authorize the state of Iowa to make suitable provisions for the payment of a bonus for veterans of World War II.

Read first and second times, and passed on file.

Senate File 392, by Senators Kirketeg, Berg, Findlay, Keir, Long, Lynes, Maytag, Miller, Ai, Miller, J. F., Jacobson and Sharp, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission, a state advisory committee and county reorganization committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an appropriation for one hundred fifteen thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946.

Read first and second times, and passed on file.

Senate File 393, by Senator Watson, a bill for an act to amend section four hundred fifty-five point twenty-nine (455.29), Code 1946, relating to levee and drainage districts.

Read first and second times, and passed on file.

Senate File 394, by Senator Watson, a bill for an act to amend section four hundred fifty-five point one hundred fifty-seven (455.157), Code 1946, relating to levee and drainage districts.

Read first and second times, and passed on file.

Senate File 395, by Senator Vittetoe, a bill for an act to amend section one hundred forty seven point sixteen (147.16); to amend section one hundred forty seven point nineteen (147.19); to amend section one hundred forty seven point eighty (147.80); to amend section one hundred forty seven point one hundred seven (147.107); to repeal section one hundred forty seven point one hundred eight (147.108) and to enact a new section in lieu thereof; to amend section one hundred fifty two point one (152.1); to amend section one hundred fifty two point two (152.2); to repeal section one hundred fifty two point three (152.3); and to enact a new section in lieu thereof; to amend section one hundred fifty two point four (152.4); to add a new section to chapter one hundred fifty two (152), Code 1946, relating to the qualification and term of Nurse Examiners, defining the practice of nursing, and relating to the licensing of persons to practice nursing, and providing for the administration of Title VIII, Code 1946, as it relates to the practice of nursing, and changing the amount of the fee for license to practice nursing under reciprocal agreement.

Read first and second times, and passed on file.

Senate File 396, by Senator Vittetoe, a bill for an act to amend, revise, and codify sections one hundred thirty-five point eighteen (135.18) to one hundred thirty-five point twenty-nine (135.29), inclusive, Code 1946, relating to prevention by the department of health of pollution of streams and bodies of water.

Read first and second times, and passed on file.

Senate File 397, by Senator Vittetoe, a bill for an act to require the licensing, inspection and regulation of hospitals as herein defined; providing for regulations, enforcement procedures and penalties.

Read first and second times, and passed on file.

Senate File 398, by Senator Vittetoe, a bill for an act to provide for the creation of county and district boards of health and the establishment of county and district health departments; to provide for their organization and their powers and duties; to provide jurisdiction over health matters and to control preventable diseases; to provide for the appointment of necessary health officers and the employment of medical, nursing and other essential personnel; and to authorize the levy and collection of taxes for the purposes of this act.

Read first and second times, and passed on file.

Senate File 399, by Senator Reilly, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of the road, pertaining to pedestrian traffic.

Read first and second times, and passed on file.

Senate File 400, by Senator Watson, a bill for an act to enable levee and drainage districts heretofore organized under the laws of this state, to cooperate with any agency of the United States Government engaged in flood control or reclamation projects which will benefit the lands in such districts and to avail themselves of construction of improvements by such agencies.

Read first and second times, and passed on file.

Senate File 401, by Senators Fishbaugh, Benson, Foster, Knudson, Miller, J. F., Kirketeg, Lucas and Bekman, a bill for an act to amend chapter two hundred fifty-seven (257), Code 1946, relating to education by adding a provision requiring the superintendent of public instruction to provide a program of education for youths and adults concerning the effects of alcoholic stimulants and narcotics upon the human system; and to provide for an appropriation for such purpose.

Read first and second times, and passed on file.

Senate File 402, by Senator Fishbaugh, a bill for an act to amend section four hundred ten point one (410.1), Code 1946, relating to pension fund of disabled and retired firemen and policemen.

Read first and second times, and passed on file.

Senate File 403, by Senators Clem, Rockhill, Lynes, Faul and Dykhousé, a bill for an act to prohibit gambling on professional and non-professional sports and games and provide penalty therefor.

Read first and second times, and passed on file.

Senate File 404, by Senators Clem, Rockhill, Lynes, Faul and Dykhousé, a bill for an act relating to bribery of participants in professional games, and prescribing penalties therefor.

Read first and second times, and passed on file.

Senate File 405, by Senator Clem, a bill for an act to amend chapter three hundred forty (340), Code 1946, by providing for the employment of deputies and clerks in the county motor vehicle registration department and specifying their salaries.

Read first and second times, and passed on file.

Senate File 406, by Senators Benson and Zastrow (Mills), a bill for an act providing that boards of education of school districts shall have authority to provide for moral instruction of pupils.

Read first and second times, and passed on file.

Senate Joint Resolution 8, by Senators Newsome and Zastrow, amendment to article one (1), section nine (9) of the constitution of the State of Iowa, relating to right of trial by jury.

Read first and second times, and passed on file.

Senate File 407, by Senator Newsome and Zastrow, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), subsection eleven (11), Code 1946, relating to boarding prisoners.

Read first and second times, and passed on file.

Senate File 408, by Senators Newsome and Zastrow, a bill for an act to amend chapter seven hundred eighty-five (785), Code 1946, relating to a verdict.

Read first and second times, and passed on file.

Senate Joint Resolution 9, by Senator Hultman, a joint resolution creating a special committee to investigate the primary and secondary road problems of Iowa and to recommend a program of improvement and maintenance of both primary and secondary roads and means of financing such program, defining the powers and duties of said committee, and providing for payment of the expense of said committee.

Read first and second times, and passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 31, a bill for an act relating to retirement of members of the fire department who served in armed forces of World War II.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 66, a bill for an act relating to throwing stones or other substance or discharge of fire arms at railroad equipment.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 67, a bill for an act relating to shooting rifle on or across railroad right of way.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 4, a bill for an act relating to beds of meandered streams within corporate limits of certain cities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 5, a bill for an act relating to milldams and races.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 108, a bill for an act relating to property exempt from taxation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 167, a bill for an act relating to bounties on wild animals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 205, a bill for an act relating to trees and shrubbery.

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

House Concurrent Resolution 11 providing for the payment of legislative expenses.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 11

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946:

A. C. Gustafson, postage and miscellaneous expense (House).....	\$ 39.50
Des Moines Rubber Stamp Works, one stamp (House).....	2.15
M & M Sales Co., typewriter rental (House).....	30.00
Edwin L. Getz, transportation (House).....	6.25
Charles L. King, typewriter rental (House).....	50.00
Storey-Kenworthy Co., supplies (House).....	231.53
M & M Sales Co., typewriter rental (Senate).....	56.50
Charles F. King, typewriter rental (Senate).....	50.00

Underwood Corporation, typewriter rental (Senate).....	3.20
Des Moines Rubber Stamp Works, badges and stamps (Senate)....	4.80
Office Equipment Co., typewriter rental (Senate).....	20.00
Storey-Kenworthy Co., supplies (Senate).....	51.85
L. C. Smith & Corona Typewriters Inc., typewriter repairs (Senate)	2.50
W. J. Scarborough, postage and miscellaneous expense (Senate)....	11.00

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

PRESENTATION OF VISITORS

Senator Bateson asked and received unanimous consent to present to the Senate, a former member of the Senate from his district the honorable Judge G. R. Hill of Wright county who was present in the Senate chamber.

Senator Faul asked and received unanimous consent to present to the Senate, twelve members of the Civics class of Callanan junior high school who were present in the balcony with Mr. J. F. Tracy.

Senator Skourup asked and received unanimous consent to present to the Senate, Mr. Edward Everett Saylor a grandson of Representative Saylor of Decatur county who was present in the Senate chamber.

Senator Faul asked and received unanimous consent to present to the Senate the members of the advertising classes of the American Institute of Business of Des Moines who were present in the balcony with their instructors, Miss Chase and Mr. A. R. Graves.

Senator Hawkins asked and received unanimous consent to present to the Senate, 67 Blue Bird and Camp Fire girls from Mount Ayr who were present in the balcony with their guardian chairman, Miss Irene Hood.

RECONSIDERATION OF SENATE FILE 119

Senator Knudson moved to reconsider the vote by which Senate File 119 passed the Senate be taken from the table.

A quorum being present, and there being no "No" votes, the motion to take Senate File 119 from the table carried by a two-thirds majority.

Senator Knudson moved that the vote by which Senate File 119 passed the Senate be reconsidered, which motion prevailed.

On the question "Shall the vote by which Senate File 119 passed the Senate be reconsidered?" the vote was:

Ayes, 50:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevoid	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schulter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting: none.

The motion having received a constitutional majority, prevailed.

Senator Knudson moved that the vote by which Senate File 119 went to its third reading be reconsidered, which motion prevailed.

Senator Knudson asked and received unanimous consent that House File 163 be substituted for Senate File 119.

THIRD READING OF BILLS

On motion of Senator Knudson House File 163, a bill for an act to amend the law as it appears in section five hundred sixty-three point one (563.1), Code 1946, relating to party walls and providing for concrete party walls, was taken up, and considered.

Senator Knudson moved that the bill be read a third 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:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevoid	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Mercer	Skourup
Doud	Keir	Miller, Ai	Vittetoe
Dykhouse	Kirketeg	Miller, J. F.	Watson
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Bekman

Faul

Maytag

Zastrow

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

HOUSE MESSAGES CONSIDERED

House File 4, a bill for an act to amend section three hundred seventy-two point six (372.6), Code 1946, relating to the title to the beds of meandered streams within the corporate limits of certain cities.

Read first and second times, passed on file.

House File 5, a bill for an act to amend chapter four hundred sixty-nine (469), Code 1946, relating to milldams and races and to transfer the duties therein delegated from the executive council to the state conservation commission.

Read first and second times, passed on file.

House File 108, a bill for an act to amend chapter four hundred twenty-seven (427), Code 1946, relating to property exempt from taxation.

Read first and second times, passed on file.

House File 167, a bill for an act to amend section three hundred fifty point one (350.1) and section three hundred fifty point two (350.2), Code 1946, relating to bounties on wild animals.

Read first and second times, passed on file.

House File 205, a bill for an act to amend section four hundred sixteen point one hundred thirty-eight (416.138), Code 1946, relating to trees and shrubbery.

Read first and second times, passed on file.

SPECIAL ORDER

President Evans announced the continuation of the "Special Order" for the consideration of Senate File 211.

CALL OF THE SENATE

Roll call revealed all Senators present.

Senator Long asked and received unanimous consent to withdraw his motion for the adoption of his amendment filed on February 25th and found on pages 468, 469 and 470 of the Senate Journal.

Senator Long moved the adoption of sections 1 and 2 of his amendment.

Roll call was demanded.

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

Ayes, 37:

Augustine	Elthon	Kirketeg	Mercer
Barkley	Faul	Klein	Miller, Ai
Bekman	Findlay	Knudson	Musmaker
Berg	Hart	Leo	Myrland
Byers	Hawkins	Linnevold	Reilly
Clem	Henningsen	Long	Sharp
Colburn	Hultman	Lord	Skourup
Dewel	Jacobson	Lucas	Vittetoe
Doud	Jones	Maytag	Watson
Dykhouse			

Nays, 13:

Bateson	Keir	Miller, J. F.	Rockhill
Benson	Lynes	Newsome	Schluter
Fishbaugh	Martin	Ritchie	Zastrow
Foster			

Absent or not voting: none.

The motion prevailed and sections 1 and 2 of the amendment were adopted.

Senator Long asked and received unanimous consent to withdraw sections 3 and 4 of the amendment.

On motion of Senator Long, section 5 of the amendment as amended was adopted.

Senator Faul asked and received unanimous consent to withdraw the amendment to Senate File 211 filed by Senators Faul and Knudson and found on page 476 of the Senate Journal.

Senator Klein asked and received unanimous consent to withdraw the amendment to Senate File 211 filed by him and found on page 410 of the Senate Journal.

Senator Klein offered the following amendment, and moved the adoption of section 1 of the amendment:

I move as a substitute amendment in lieu of the amendment filed by

me on February 19, 1947, which appears at page 410 of the Journal, to amend Senate File 211 as follows:

1. Amend section thirteen (13) by adding thereto the following: "No license shall be issued to an applicant who by his statement discloses that he has ever been convicted of a felony or a violation of any state or federal liquor or beer law or whose beer or liquor license has ever been revoked."

2. Amend section eighteen (18) by adding thereto the following:

"K. No class "A" license shall be issued for premises where food is sold or consumed except in regularly licensed hotels having not less than 15 guest rooms and regularly serving meals to the public."

3. Amend section eighteen (18) by adding thereto the following:

"1. Booths, screens, partitions or any impediment which obstructs a full view of the interior of a place operating under a class "A" license are hereby prohibited except as to dining rooms of hotels operating under such license."

4. Amend section eighteen (18) by adding thereto the following:

"m. No tables or seating facilities shall be kept or used in any place operating under a class "A" license, except in dining rooms of hotels operating under such license."

5. Amend section eighteen (18) by adding thereto the following:

"n. Premises to be licensed under class "A" licenses other than the dining rooms of hotels operating under such license, shall afford a clear and unobstructed view into the interior of the place where wines and spirits are sold at retail of not less than six feet wide by two feet high, which shall be not less than four feet above the sidewalk level."

6. Amend section eighteen (18) by adding the following:

"o. No class "A" license shall be issued where the place to be licensed is a basement or is above the ground floor except in hotels operating under such license."

7. Amend section eighteen (18) by adding thereto the following:

"p. No licensee under a class "A" license shall permit public ingress or egress to the licensed premises except by a street entrance or from the lobby of a hotel."

8. Further amend Senate File 211, section eighteen, subsection (d) by striking line twenty-one (21) and inserting in lieu thereof the following: "day earlier than 11:00 o'clock a.m. or later than 11:00 o'clock p.m."

The motion prevailed and section 1 of the amendment was adopted.

On motion of Senator Klein section 2 of the amendment was adopted.

On motion of Senator Klein section 3 of the amendment was adopted.

On motion of Senator Klein section 4 of the amendment was adopted.

On motion of Senator Kline section 5 of the amendment was adopted.

On motion of Senator Klein, section 6 of the amendment was adopted.

On motion of Senator Klein, section 7 of the amendment was adopted.

On motion of Senator Klein, section 8 of the amendment was adopted.

Senator J. F. Miller and others offered the following amendment and moved its adoption:

Amend Senate File 211 by striking all after the enacting clause and inserting in lieu thereof the following:

Amend chapter one hundred twenty-three (123), Code 1946, by adding immediately following section one hundred twenty-three point three (123.3), the following section, to wit:

1. Notwithstanding the provisions of section one hundred twenty-three point three (123.3), or of any other section or sections of this chapter, it shall be unlawful to manufacture for sale, offer or keep for sale, possess and/or transport vinous, fermented, spirituous, or alcoholic liquor except beer as defined in chapter 124, or as the same may hereafter be amended for any purpose whatsoever, in any township, county, incorporated town or city, including cities under special charter and those under the commission form of government, in which a majority of the votes cast at an election held therein opposes the sale, or manufacture for sale, of vinous, fermented, spirituous, or alcoholic liquor therein as hereinafter provided.

2. Such election shall be called and held in such subdivision when there is addressed to the body authorized by law to call, provide for, and hold elections therefor:

(a) A petition to such body that there be submitted to the electors of such subdivision at the next general election in the manner provided by law the proposal: "Shall vinous, fermented, spirituous or alcoholic liquor be sold or manufactured for sale, in (describing the subdivision)?"

(b) Such petition shall be signed by at least twenty-five per cent of the electors who voted at the last general election preceding the filing of such petition; and such petition may consist of the aggregate of a number of separate petitions, which, however, when filed shall constitute the petition herein referred to.

(c) Such petition shall be filed with the city or town clerk if the election is asked for in a city or town, or with the county auditor if it is asked for in a township or county, at least sixty (60) days prior to the date of the next succeeding general election as the case may be.

3. Upon filing of such petition the city or town council or board of supervisors, as the case may be, shall proceed at once to canvass the same and complete such canvass and enter of record in its proceedings

its findings as to the sufficiency or insufficiency of such petition within fifteen (15) days after filing the same.

4. If such petition is sufficient such council or board of supervisors, as the case may be, shall forthwith order and provide by proper procedure for the holding of such election and furnish the ballots therefor.

5. Such ballot shall contain the following proposition: "Shall vinous, fermented, spirituous or alcoholic liquor be sold or manufactured for sale, in (describing the subdivision)?"

6. Opposite and to the right of such proposal as it appears upon the ballot shall be placed two squares one above the other, and to the left of the upper square shall be printed the word "Yes" and to the left of the lower square the word "No", and in casting his vote upon such proposal the voter favoring such proposition shall place a cross in the square opposite the word "Yes" and the voter opposed to such proposition shall place a cross in the square opposite the word "No".

7. The board of supervisors or council, as the case may be, shall promptly appropriate and provide funds to meet the expenses of such election.

8. The ballots cast on said proposal at such election shall be counted and the results certified as required by the laws applicable to such general election, and the ballots at once returned to such clerk or auditor, as the case may be, who shall canvass same and certify the result, and make a permanent record thereof in his office, which certificate and record shall be completed within thirty (30) days after such election.

9. If a majority of the votes cast on said proposal at such election opposes the sale, or manufacture for sale, of vinuous, fermented, spirituous or alcoholic liquor in such subdivision, all licenses or permits or other authority including that for state liquor stores and special distributors, for the handling, purchasing, sale, or manufacture for sale, of such liquors therein shall be without force after ninety (90) days from the date of such election; and thereafter it shall be unlawful to manufacture for sale, sell, offer, possess or keep for sale, such liquor therein, notwithstanding any other provisions of this chapter; and all the prohibitions of this chapter shall fully apply in said territory, except as provided in section one hundred twenty-three point four (123.4) and that portion of section one hundred twenty-three point twenty-seven (123.27) which relates to special permits.

10. No such election shall be held in and by and for such a subdivision oftener than once in two years, and then only at regular general election dates; and if at any such subsequent election the majority of the votes cast on said proposal favors such subdivision being territory in which such liquor may be sold or manufactured for sale, ninety (90) days after the date of such election the provisions of this chapter shall again prevail permitting the handling and sale of liquor in such subdivision.

Further amend Senate File 211 by striking all of the title after the words "An Act" in line one (1) thereof and by inserting in lieu thereof the following: "to amend chapter one hundred twenty-three (123), Code of Iowa, 1946, relating to liquor control, extending the prohibitions

thereof to certain territory and providing for petitions and elections in all political subdivisions for the purpose of determining and defining such territory".

Senator Hart raised the point of order that the amendment was out of order in that the subject matter was not germane to the main bill and therefore was an "improper amendment".

The Chair ruled the point well taken.

Senator J. F. Miller appealed from the decision of the chair and demanded a roll call.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

ADDITIONAL COPIES

Senator Lord asked and received unanimous consent to have 200 additional copies of Senate File 326 printed.

PRESENTATION OF VISITORS

Senator Doud asked and received unanimous consent to present to the Senate the twin sons of Senator and Mrs. Keir, "Wendel" and "Kendall", age 4 years, who were present in the Senate Chamber.

The Senate resumed consideration of Senate File 211.

Roll call revealed all Senators present.

Senator J. F. Miller asked and received unanimous consent to withdraw his appeal from the decision of the chair.

Senator Long offered the following amendment and moved its adoption:

Amend Senate File 211 by adding to section 8 a new sub-section as follows:

(d) The commission may issue to any dining car company, sleeping car company, railroad company, or railway company a "special railway license" which shall authorize the holder thereof to keep for sale and sell on any dining car, sleeping car, buffet car or observation car on any train operated by such applicant from a point outside the state of

Iowa into or across the state, or from a point in the state of Iowa to a point outside the state, wine and spirits at retail for consumption in such cars. The application for such license shall be in such form and contain such information as may be required by the commission. Each such license shall be good throughout the state as a state license. Only one such license shall be required for all cars operated in this state by such applicant, but a duplicate of such license shall be posted in each car in which such beverages are sold and no further license shall be required or tax levied for the privilege of selling beverages for consumption in such cars. As a condition precedent to the issuing of any such license the applicant shall give bond to the commission with good and sufficient sureties thereon to be approved by the commission conditioned upon the faithful performance of this act in the penal sum of one thousand dollars. The annual tax for such license shall be five hundred dollars and ten dollars for each duplicate thereof to be paid to the commission. The commission shall issue duplicates of such license from time to time as applied for by each such company.

The motion prevailed and the amendment was adopted.

Senator Bekman offered the following amendment.

Amend Senate File 211 as follows:

1. Amend section seven (7) by striking all of said section and inserting in lieu thereof the following:

"Sec. 7. After it has been determined that licenses for the sale of wine and spirits at retail for immediate consumption upon the premises where said business is carried on may be issued in any city or town, all Class "A" and "B" licenses shall be granted only to persons or clubs which are located as follows:

In cities and towns having a zoning ordinance the location shall be in an area zoned for retail business.

In cities and towns having no zoning ordinance the location shall be in an area where fifty per cent or more of the frontage contiguous to the street for a distance of three hundred feet or more is occupied by buildings or places used for business purposes. The council shall by ordinance limit and define such area or areas. It shall be unlawful to conduct such business under a Class "A" or "B" license outside the areas thus determined or established.

2. Further amend by adding thereto the following as section nine (9) and renumbering the following sections:

Sec. 9. (a) No more than one (1) Class "A" and one (1) Class "B" license shall be issued in any town as defined in section 363.1.

(b) In any city as defined in section 363.1 the maximum total number of Class "A" and "B" licenses which may be issued shall be as follows dependent on the population of such city.

(c) In cities having a population up to and including twenty-four thousand the maximum total Class "A" and "B" licenses shall not exceed one license for each three thousand population.

(d) In cities having a population of over twenty-four thousand and

up to and including seventy-six thousand, the maximum total number of Class "A" and "B" licenses shall not exceed one license for each three thousand population up to and including twenty-four thousand population of such city. On the basis of the excess of population over twenty-four thousand and up to and including seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each four thousand population.

(e) In cities having a population of over seventy-six thousand, the maximum number of Class "A" and "B" licenses shall not exceed one license for each three thousand population up to and including twenty-four thousand population of such city. On the basis of the excess of population over twenty-four thousand and up to and including seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each four thousand population. On the basis of the excess of population over seventy-six thousand the maximum total number of Class "A" and "B" licenses shall not exceed one license for each five thousand population.

(f) No license shall be issued to any person to operate a business of selling or dispensing of liquor under a Class "A" or "B" permit which is located within three hundred feet of any church, schoolhouse or character building institution, nor within a distance of one mile from any normal school, college or university.

3. Further amend by striking all of subsection (d) of section 18 and insert in lieu thereof the following:

"(d) No wine or spirits shall be sold on the licensed premises on any of the legal holidays designated in section 541.85, or on any other day between the hours of midnight and 11 a.m."

4. Further amend subsection (h) of section 18, line 62, by adding after the word "whose" the word "husband,"

5. Further amend subsection (h) of section 18, line 62 by adding after the word "child" the words "parent, brother, sister."

Senator Bekman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking therefrom the words "and "B" " in line six (6) and the words "or "B" " in line seventeen (17) of section 1 thereof.

The amendment to the amendment was adopted.

The amendment as amended to section 1 was adopted.

Senator Bekman offered the following amendment to section 3 of the amendment and moved its adoption:

2. Amend the amendment to section (3) by striking from line five (5) the word "midnight" and insert the words "eleven p.m."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

On motion of Senator Bekman section 4 of the amendment was adopted.

On motion of Senator Bekman, section 5 of the amendment was adopted.

Senator Knudson asked and received unanimous consent to withdraw the amendment to section 18, paragraph "d", to Senate File 211 filed by him and found on page 475 of the Senate Journal.

Senator Bekman asked and received unanimous consent to withdraw the following amendment:

Amend the amendment to Senate File 211, Sec. two (2) of said amendment line 37, by striking the words "nor within a distance of one mile from any"

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 211, Section Eighteen (18) by striking all after the period in line twenty-nine (29) to and including the period in line thirty-three (33), and inserting in lieu thereof: "No licensee or employee thereof shall sell or deliver any wine or spirits to any person who is a minor."

2. Further amend Senate File 211, Section Eighteen (18) by striking the word "knowingly" from line sixty-one (61).

The amendment was adopted.

Senator Bekman asked and received unanimous consent to withdraw the amendment filed by him to section 8, subsection (c) of Senate File 211 and found on page 475 of the Senate Journal.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 211 by striking from line three (3) of section twelve (12) the word "three" and substituting therefor the word "ten".

The amendment was lost.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 211, section fourteen (14) by striking from line nine (9) the words "in excess of" and substituting the following: "less than".

Further amend line ten (10) by striking the word "maximum" and substituting the word "minimum".

The amendment was adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 211, section twenty (20), line three (3), by inserting after the word "if" the following words: "there is reasonable evidence that".

The amendment was adopted.

Senator Lord offered the following amendment and moved its adoption:

Amend Senate File 211 by adding a new section, section 25, to read as follows:

Sec. 25. This Act shall apply to Special Charter Cities.

The amendment was adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 211, section twenty-one (21) by adding the following after the period in line eleven (11):

"A copy of such complaint shall be filed promptly with the Attorney General of the state who shall thereupon cause an investigation to be made at once and report the findings thereof to the District Court of the county where the alleged violation occurred."

The amendment was adopted.

Senator Bekman offered the following amendment and moved the adoption of amendment 1:

1. Amend Sec. eight, sub-section (c) lines 38 and 39 by striking therefrom the words "five hundred" and insert in lieu thereof the words "one thousand".

2. Further amend Sec. fourteen (14) by striking all of said section after line six (6) and insert in lieu thereof the following:

"Before any license shall be issued an annual Mulet tax shall be levied by the Council against all class "A" and "B" licenses in amount of not less than two thousand dollars."

Amendment 1 was lost.

Senator Bekman asked and received unanimous consent to withdraw amendment 2.

Senator Jacobson offered the following amendment and moved its adoption:

Amend Senate File 211 by striking from section seventeen (17) thereof the words "The amount of said tax" in line six (6) and lines seven (7)

to eighteen (18), inclusive, and substituting in lieu thereof the words "The amount of said tax shall be paid by the commission to the general fund of the state."

The amendment was adopted.

Senator Jacobson offered the following amendments:

1. Amend paragraph (d) of section eighteen (18) thereof by adding in line eighteen (18) after the words "licensed premises" the words "and the licensed premises shall be closed".

2. Amend section twenty-one (21) thereof by striking the period (.) after the word "licensee" in line thirty-five (35) and substituting in lieu thereof the words and period (.) "and shall revoke the license."

Senator Jacobson asked and received unanimous consent to withdraw amendment 1.

On motion of Senator Jacobson, amendment 2 was adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 211, section eight, paragraph C, by striking the period (.) in line thirty-four after the word "guests" and adding the following: "after securing the approval of the Board of Supervisors".

The amendment was adopted.

Senator Knudson asked and received unanimous consent to withdraw the amendment filed by him to section 8, paragraph B, and found on pages 473 and 474 of the Senate Journal.

Senator Dewel offered the following amendment and moved its adoption:

Amend the Bekman amendment to Senate File 211 filed February 25 in section two (2), subsection c, by striking in line four (4) the word "population" and inserting in lieu thereof "or fraction thereof".

The amendment was adopted.

Senator Bekman offered the following amendments and moved the adoption of amendment 1.

1. Amend section 2 of the Bekman amendment by striking from subsections (b), (c), (d), and (e), the words "and B".

2. Subsection (f) of section two (2) of said amendment is stricken and the following is inserted in lieu thereof: "No license shall be issued to any person to operate a business of selling or dispensing wine or spirits under a Class "A" permit which is located within 300 feet of any church, school house, character building institution, normal school, college or university."

Amendment 1 was adopted.

On motion of Senator Bekman, amendment 2 was adopted.

On motion of Senator Bekman, the amendment to section 2 of Senate File 211 as amended was adopted.

Senator Hawkins offered the following amendment and moved its adoption:

Amend Senate File 211, section eighteen (18), as amended by the Bekman amendment, which now is subsection "(d)", by inserting in line two (2) thereof following the word "on" the words "Sundays or".

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

President Pro Tempore Leo took the chair at 3:35 p.m.

President Evans took the chair at 3:50 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 28:

Augustine	Dewel	Hultman	Musmaker
Barkley	Doud	Jacobson	Myrland
Bekman	Dykhouse	Long	Reilly
Berg	Faul	Lord	Sharp
Byers	Hart	Martin	Skourup
Clem	Hawkins	Maytag	Vittetoe
Colburn	Henningsen	Mercer	Watson

Nays, 22:

Bateson	Jones	Linnevold	Newsome
Benson	Keir	Lucas	Ritchie
Elthon	Kirketeg	Lynes	Rockhill
Findlay	Klein	Miller, Ai	Schluter
Fishbaugh	Knudson	Miller, J. F.	Zastrow
Foster	Leo		

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

ADDITIONAL COPIES

Senator Byers asked and received unanimous consent to have 1,000 additional copies of Senate File 211 as passed by the Senate printed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 36, and 37.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 36, and 37.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 334	Judiciary II.
S. F. 335	Motor Vehicles.
S. F. 337	Agriculture.
S. F. 338	Public Health.
S. F. 339	Agriculture.
S. F. 340	Agriculture.
S. F. 342	Social Security.
S. F. 343	Social Security.
S. F. 344	Labor.
S. F. 345	Compensation of Public Officers and Employees.
S. F. 346	Schools and Educational Institutions.
S. F. 347	Labor.
H. F. 52	Public Health.
H. F. 133	Conservation.
H. F. 161	Military Affairs.
H. F. 166	Cities and Towns.
H. F. 280	Appropriations.

REPORTS OF COMMITTEES

Senator Bekman submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred Senate File 133, a bill for an act relating to amending section five

hundred fifteen point ninety (515.90), Code 1946, relating to the publication of certificates of compliance of corporations formed for the purpose of insurance, other than life insurance, begs leave to report it has had the same under consideration and recommends the same do pass.

E. K. BEKMAN, *Chairman*.

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File 188, a bill for an act to amend chapter one hundred nine point eighty-seven (109.87), Code 1946, relating to open season on fur-bearing animals, and providing for an open season on beaver, 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 188 by striking the words "and otter" in line three (3) of section one (1).

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File 223, a bill for an act to permit trolling from power boats and sail boats in the four largest lakes in the state, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File 231, a bill for an act to prohibit the use of commercial aircraft on the inland waters of the state except when in danger, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File 232, a bill for an act to prohibit the use of electrical public-address systems adjacent to inland waters of the state by operators of commercial enterprises, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation, to which was re-

ferred Senate File 233, a bill for an act to prohibit the operation of motorboats by intoxicated persons, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Senator Hultman submitted the following report:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File 263, a bill for an act to amend section three hundred nine point forty (309.40), Code 1946, relating to the advertisement and letting of contracts for road or bridge construction and materials thereof by the board of supervisors, begs leave to report it has had the same under consideration and recommends the same do pass.

O. N. HULTMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File 264, a bill for an act to amend section three hundred nine point thirty-five (309.35), Code 1946, relating to surveys and plans for secondary road construction by the board of supervisors, begs leave to report it has had the same under consideration and recommends the same do pass.

O. N. HULTMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways, to which was referred Senate File 306, a bill for an act to amend section three hundred thirteen point thirty-four (313.34), Code 1946, relating to improvement of primary roads, begs leave to report it has had the same under consideration and recommends the same do pass.

O. N. HULTMAN, *Chairman*.

Ordered passed on file.

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File 32, a bill for an act to amend section one hundred fifty-five point six (155.6), Code 1946, relating to the practice of pharmacy, 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:

Section 1. Section one hundred fifty-five point six (155.6), Code 1946, is amended by striking the period (.) in line twelve (12) and all of the remainder of said section and by inserting in lieu thereof the following: " , however during a period of temporary absence of the registered pharmacist no drugs or medicines shall be sold or offered for sale in the pharmacy except proprietary medicines or domestic remedies."

SENATOR VITTETOE, *Chairman*.

Ordered passed on file.

1. Amend Senate File 49 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Any city or town which may hereafter issue its bonds which by their terms are payable from special assessments on benefited property shall, by the levy of a tax of not to exceed one mill in any one year, create a revolving fund for the purpose of advancing, to the extent of such fund, the payment of the principal of and interest on such bonds to the extent there would otherwise be default in payment of such principal or interest.

Sec. 2. All excess interest charges and penalties collected by the city or town for the benefit or credit of any special improvement fund and remaining on hand after all the bonds, together with interest thereon, issued against said special improvement fund shall have been fully paid and canceled, shall be transferred to the said revolving fund.

Sec. 3. When any bond or interest coupon payable from special assessments is presented to the city or town for payment, and there is not sufficient amount in the special fund from which it is payable to pay the same, payment thereof shall be advanced by warrant drawn against the local improvement revolving fund.

Sec. 4. Whenever the city or town shall have advanced payment as aforesaid on account of principal or interest due on any special assessment bonds, it shall be subrogated to the rights of the holders of such bonds or interest coupons so paid, and such bonds or coupons, and the proceeds thereof, shall become a part of the revolving fund.

Sec. 5. After the creation of such revolving fund the city or town, at the time of making its annual budget and tax levy, shall provide for the levying of a sum sufficient, but not exceeding one mill per annum, to pay warrants so issued and outstanding, and to provide a reserve balance in said fund in an amount of not to exceed five per cent of the total amount of outstanding special assessment bonds.

Sec. 6. If at the end of any fiscal year the balance on hand in the revolving fund exceeds five per centum of the amount of outstanding special assessment bonds the amount of such excess shall be transferred to the city or town general fund, and any balance remaining in said revolving fund after the payment of all such bonds, interest coupons and warrants, shall likewise be transferred to the city or town general fund.

Sec. 7. The provisions of this act shall be applicable to all cities and towns including cities and towns organized and operating under a special charter.

Sec. 8. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the, a newspaper published at, Iowa, and in, a newspaper published at, Iowa."

2. Amend the title to Senate File 49 by striking the word "guaranty" in line one (1) of the title and inserting in lieu thereof the word "revolving."

3. Further amend the title to Senate File 49 by striking the word

"guaranteeing" in line three (3) and inserting in lieu thereof the word "advancing."

4. Further amend the title to Senate File 49 by striking the words "special improvement" in line four (4).

5. Further amend the title to Senate File 49 by striking the comma (,) following the word "thereon" in line five (5) and inserting after the word "thereon" in line five (5) the following: "which are payable from special assessments."

6. Further amend the title to Senate File 49 by inserting after the word "for" in line five (5) of the title the word "advancing."

7. Further amend the title to Senate File 49 by striking the word "said" in line five (5) and inserting in lieu thereof the word "such."

8. Further amend the title to Senate File 49 by striking the word "guaranty" in line six (6) of the title and inserting in lieu thereof the word "revolving".

9. Further amend the title to Senate File 49 by striking the word "improvement" in line seven (7) and inserting in lieu thereof the word "assessment."

FRANK C. BYERS.

Amend Senate File 243 by adding at the end of section three (3) a new subsection (o) as follows:

"Notwithstanding any other provisions of this act the director of the bureau and the Iowa State College of Agriculture and Mechanic Arts shall cooperate in all ways that may be beneficial to the agricultural interests of the state, but without duplicating research on educational work conducted by said college. Nothing herein contained shall be construed to subordinate either the bureau or the college in their several spheres of action."

J. KENDALL LYNES.

Amend Senate File 274, by adding thereto the following section:

Sec. 37. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Grundy Register, a newspaper published in Grundy Center, Iowa, and in the Reinbeck Courier, a newspaper published in Reinbeck, Iowa.

JOHN P. BERG.

Amend Senate File 329 by inserting after the word "districts" in line seven (7) the word "and" and by inserting after the word "corporations" in line eight (8) the following: "shall be deemed employees, including" and also by striking from line nine (9) the following: "shall be deemed employees".

ALDEN L. DOUD.

Amend Senate File 333, by adding thereto the following section:

Sec. 3. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the LaPorte Progress-Review, a newspaper published in LaPorte, Iowa, and in the Cedar Falls Record, a newspaper published in Cedar Falls, Iowa.

JOHN P. BERG.

Amend House File 76 by striking the period from line 4 in Section one (1) thereof, inserting a comma (,) in lieu of the period and by adding the following: "in which fund shall also be included the amounts credited to the military service tax fund provided by Section three (3) of Senate File 41, Acts of the 52nd General Assembly.

LEO ELTHON.

Amend House File 106 by inserting the words "and ambulance charges" after the word "nurses" in line 7 of section one.

Further amend House File 106 by inserting at the end of section one the following:

"Sec. 2. Section eighty-five point twenty-seven (85.27) Code 1946, is hereby amended by striking from line seven the word 'six' and inserting in lieu thereof the word 'eight'".

Further amend by renumbering the remaining sections.

ALDEN L. DOUD.

Amend House File 108 by striking all after the semicolon (;) in line four (4), and inserting in lieu thereof the following: "live poultry of producer to the actual value of five hundred dollars (\$500)".

R. R. BATESON.

Senator Elthon moved that when the Senate do adjourn it adjourn until 10:00 a.m., Thursday.

Senator Doud took the chair at 5:15 p.m.

On motion of Senator Lucas, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 27, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. M. T. Baskerville pastor of the Methodist church, New Hartford, Iowa.

The following petitions were presented and placed on file:

By Senator Bekman from residents of Wapello county in opposition to proposed labor legislation.

By Senator Berg from residents of Black Hawk county in opposition to proposed labor legislation.

By Senator Clem from residents of Woodbury county favoring proposed tuberculosis legislation.

By Senator Colburn from residents of Shelby county favoring a bonus for veterans of World War II.

By Senator Dewel from the county officials of Palo Alto county favoring an increase in salary for county officials.

By Senator Hawkins from residents of Decatur county in opposition to the county assessor bill.

By Senator Hultman from residents of Mills county favoring passage of Senate File 174, relating to old age and survivors' insurance of certain public employees.

By Senator Watson from residents of Pottawattamie county in opposition to House File 64, a proposed bill to create a tax on commercial amusements.

INTRODUCTION OF BILLS

Senate File 409, by committee on judiciary 2, a bill for an act authorizing counties and county seat cities and towns, including cities and towns organized under special charters, to jointly acquire, construct and operate buildings to be used and occupied for county and municipal purposes and to issue bonds in connection therewith.

Read first and second times, and placed on the calendar.

Senate File 410, by committee on judiciary 2, a bill for an act to amend section five hundred ninety-eight point fourteen (598.14) and five hundred ninety-eight point fifteen (598.15), Code 1946, authorizing the court to make certain orders in actions for separate maintenance and to punish by contempt wilful disobedience of such orders.

Read first and second times, and placed on the calendar.

Senator Henningsen asked and received unanimous consent to take up House Concurrent Resolution 11 found on pages 490 and 491 of the Senate journal and moved its adoption.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following mesages were received from the House:

MR. PRESIDENT: I amdirected to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 5, providing for purchase of new Straight Tube, 500 H.P. Boiler and Chain Grate Stoker for Mt. Pleasant State Hospital.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 97, a bill for an act relating to limit of indebtedness of cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 70, a bill for an act relating to the assessment of property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 107, a bill for an act relating to care of tuberculosis patients in public tuberculosis sanatoria.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 118, a bill for an act relating to legalizing action of county board of supervisors of Appanoose county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 122, a bill for an act relating to powers and duties of the state fire marshal, and handling of explosives.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 168, a bill for an act relating to appropriation to National Guard and State Guard.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 181, a bill for an act relating to motor vehicle fuel tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 189, a bill for an act relating to purchase, conveyance and supervision of certain real estate in Wayne County, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 70, a bill for an act to amend section four hundred forty-one point four (441.4), Code 1946, relating to the assessment of property.

Read first and second times, and passed on file.

House File 107, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria.

Read first and second times, and passed on file.

House File 118, a bill for an act to legalize the action of the county board of supervisors of Appanoose county, Iowa, in making expenditures and approving claims against said county for secondary road maintenance, to legalize said expenditures and said claims as valid and binding obligations of said county, and to authorize said county by its proper officials to pay said indebtedness evidenced by unpaid warrants by the issuance and exchange or sale of funding bonds as authorized by law.

Read first and second times, and passed on file.

House File 122, a bill for an act to amend chapter one hundred (100), Code 1946, relating to the powers and duties of the state fire marshal and relating to the keeping, storing, handling, transporting or disposing of explosives.

Read first and second times, and passed on file.

House File 181, a bill for an act to amend certain sections of chapter three hundred twenty-four (324), Code 1946, relating to motor vehicle fuel tax.

Read first and second times, and passed on file.

House File 189, a bill for an act to amend chapter two hundred and fifty (250), acts of the Fifty-first General Assembly relating to the purchase, conveyance and supervision of certain real estate in Wayne county, Iowa.

Read first and second times, and passed on file.

THIRD READING OF BILLS

On motion of Senator Skourup Senate File 224, a bill for an act to provide emergency housing for veterans of world war II and their immediate families; to define "veteran of world war II" and "immediate family"; to authorize any city of the first class under commission form of government to acquire real property and improvements thereon provided by the federal government or any agency or instrumentality thereof for housing facilities for employees of an ordnance plant and offered for sale; to provide that no part of the purchase price, or interest thereon, shall be paid from tax revenue; to provide for payments in lieu of taxes through agreement with county board of supervisors and local school districts; to provide for administration, management, control and disposition of any such property which may be acquired, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Skourup asked and received unanimous consent that House File 233 be substituted for Senate File 224.

On motion of ~~Senator~~ Skourup House File 233, a bill for an act to provide emergency housing for veterans of World War II and their immediate families; to define "veteran of World War II" and "immediate family"; to authorize any city of the first class under commission form of government to acquire real property and improvements thereon provided by the federal government or any agency or instrumentality thereof for housing facilities for employees of an ordnance plant and offered for sale; to provide that no part of the purchase price, or interest thereon, shall be paid from tax revenue; to provide for payments in lieu of taxes through agreement with county board of supervisors and local school districts; to provide for administration, management, control and disposition of any such property which may be acquired, was taken up and considered.

Senator Skourup moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Findlay	Leo	Newsome
Bateson	Fishbaugh	Long	Reilly
Berg	Foster	Lord	Ritchie
Byers	Hart	Lucas	Rockhill
Clem	Hawkins	Lynes	Schluter
Colburn	Hultman	Martin	Sharp
Dewel	Jacobson	Mercer	Skourup
Doud	Jones	Miller, Ai	Vittetoe
Dykhouse	Keir	Miller, J. F.	Watson
Elthon	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Bekman	Henningsen	Linnevold	Maytag
Benson	Kirketeg		

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

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

On motion of Senator Keir Senate File 351, a bill for an act to provide a deficiency appropriation for salary, support and maintenance for the commission for the blind, was taken up, and considered.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 351 by inserting in the blank in line three (3) of Section Two (2) the words "Emmetsburg Democrat" and in the blank in line four (4) the word "Emmetsburg" and in the blank in line five (5) the words "Estherville Daily News" and in the blank in line six (6) the word "Estherville".

The amendment was adopted.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Clem	Foster	Keir
Barkley	Colburn	Hart	Klein
Bateson	Dewel	Hawkins	Knudson
Bekman	Doud	Henningsen	Leo
Benson	Dykhouse	Hultman	Linnevold
Berg	Findlay	Jacobson	Long
Byers	Fishbaugh	Jones	Lord

Lucas	Miller, Ai	Reilly	Sharp
Lynes	Miller, J. F.	Ritchie	Vittetoe
Martin	Musmaker	Rockhill	Watson
Maytag	Myrland	Schluter	Zastrow
Mercer	Newsome		

Nays: none.

Absent or not voting, 4:

Elthon	Faul	Kirketeg	Skourup
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Faul Senate File 308, a bill for an act to amend section thirty-seven point ten (37.10), Code 1946, relating to the representation of the Marine Corps League in the selection of commissioners to operate memorial halls and monuments authorized by chapter thirty-seven (37), Code 1946, was taken up and considered.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Klein	Miller, J. F.
Barkley	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhous	Kirketeg	Miller, Ai	Watson
Elthon			

Nays: none.

Absent or not voting, 1:

Zastrow

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

On motion of Senator Berg Senate File 143, a bill for an act to make an appropriation to the national guard and the state

guard, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted:

Senator Berg asked and received unanimous consent that House File 168 be substituted for Senate File 143.

On motion of Senator Berg House File 168, a bill for an act to make an appropriation to the national guard and the state guard, was taken up and considered.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Klein	Miller, J. F.
Barkley	Findlay	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	LinnevoId	Newsome
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon			

Nays: none.

Absent or not voting, 1:

Reilly

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

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

On motion of Senator LinnevoId Senate File 63, a bill for an act providing for authority in cities and towns to collaborate with the federal government in flood control projects, to have all authority and power conferred by chapter three hundred ninety-five (395), Code 1946, in connection with such projects, to accept federal assistance and enter into necessary agreements with federal agencies in the promotion of such projects, and after applying government aid to assess the cost to be borne by such city or town in the manner provided by section three hundred ninety-five

point eleven (395.11), Code 1946, and levy the assessment therefor as provided by section three hundred ninety-five point twelve (395.12), Code 1946, and accept contributions therefor; and to enter into maintenance agreements with the federal government, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent that House File 89 be substituted for Senate File 63.

On motion of Senator Faul House File 89, a bill for an act providing for authority in cities and towns to collaborate with the federal government in flood control projects, to have all authority and power conferred by chapter three hundred ninety-five (395), Code 1946, in connection with such projects, to accept federal assistance and enter into necessary agreements with federal agencies in the promotion of such projects, and after applying government aid to assess the cost to be borne by such city or town in the manner provided by section three hundred ninety-five point eleven (395.11), Code 1946, and levy the assessment therefor as provided by section three hundred ninety-five point twelve (395.12), Code 1946, and accept contributions therefor; and to enter into maintenance agreements with the federal government, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Barkley	Findlay	Leo	Musmaker
Bateson	Fishbaugh	Linnevold	Myrland
Bekman	Foster	Long	Newsome
Berg	Hart	Lord	Ritchie
Byers	Hawkins	Lucas	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhous	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 4:

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

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, eighty members of the civics and economics classes of the Des Moines Technical school who were present in the balcony with their instructor, Mrs. E. M. Bohlman.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 31, 66 and 67; and House File 163.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 31, 66 and 67 and House File 163.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 27th day of February, 1947, sent to the Governor for his approval: Senate Files 31, 66 and 67.

ROBERT C. REILLY, *Chairman.*

Passed on file.

EXECUTIVE SESSION

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

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

C. E. Godfrey of Monroe county, as a member of the Board of Parole for the term beginning July 1, 1947.

Sanford Ziegler of Jefferson County, as a member of the State Highway Commission for the term beginning July 1, 1947.

H. A. Grantham of Clinton County, as a member of the State Tax Commission for the term beginning July 1, 1947.

Charles W. Harness of Wapello County, as State Labor Commission for the term beginning July 1, 1947.

W. S. Rupe of Story county, as a member of the board of Education for the term beginning July 1, 1947.

Mrs. George L. Kyseth of Wright county, as member of the board of education for the term beginning July 1, 1947.

H. Earl Rath, Ph.D. of Black Hawk county, as a member of the board of basic science examiners for the term beginning July 1, 1947.

Frederic F. Smith, A.M. of Buena Vista county, as a member of the board of basic science examiners for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

The following communications were received:

February 27, 1947.

SENATOR ROBERT ROCKHILL, *Chairman*

Senate Claims Committee

Senate Chamber

Dear Senator Rockhill:

In accordance with the provisions of Chapter 25, Code 1946, I hand you herewith claims acted upon by the State Board of Appeal. Each claim bears the recommendation of the Board.

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
80	Mrs. Chas. Sexton, Altoona, Iowa.....	\$5,550.00	Without recom- mendation
81	Nobles County Cooperative Oil Co., Worthington, Minnesota	3,127.92	\$3,127.92
82	C. E. Wagler, Bloomfield, Iowa.....	100.00	100.00
83	Carson-Balster Funeral Home, Maquoketa, Iowa	100.00	100.00
84	Carson-Balster Funeral Home, Maquoketa, Iowa	100.00	100.00
85	Blust Funeral Home, Avoca, Iowa.....	100.00	100.00
86	Harry Abraham, 3210 Harrison St., Davenport, Iowa	25.61	Rejected
87	Woodbury County, Sioux City, Iowa.....	1,027.85	Rejected

Claim No.	Name of Claimant	Amt. Claim	App. Bd. Rec.
88	Mr. and Mrs. Albert O'Deen, 404 S. Ford, Anamosa, Iowa.....	5,000.00	Without recom- mendation
89	Glenn E. Hatchitt, Tri-City Delivery Company, Davenport, Iowa.....	571.23	371.23
90	Mrs. Chas. B. Noble, Des Moines, Iowa	50.00	50.00
91	Sherman Funeral Home, Washington, Iowa	276.61	Rejected
92	Dewey Jontz, Altoona, Iowa	7,130.77	Without recom- mendation
93	R. N. Cowin, Waterloo, Iowa.....	1,500.00	Rejected
*94	Muscataine County, Muscatine, Iowa....	2,764.88	1,202.89
	and	2,767.48	1,264.14
95	Hancock County, Garner, Iowa.....	109.02	109.02
96	Robert P. Bell, Cedar Rapids, Iowa.....	124.20	124.20
97	Walter J. Watson, Des Moines, Iowa....	86.68	86.68
98	Kathryn Anderson, Des Moines, Iowa	7½ days pay at \$4.84 per day and 52 hours overtime	4 days at \$4.84 per day
99	Jay O. Shaff, Camanche, Iowa.....	5,000.00	
100	Harold W. Miller, Chariton, Iowa.....	4,029.85	
101	Kenneth A. Larson, Des Moines, Iowa	50.74	50.74
102	Harold Adair, Penitentiary, Ft. Madison, Iowa	No amount stated	Without Recom- dation

*Muscataine County claim No. 94, formerly submitted as claim No. 25, withdrawn from the committee on claims for further action by the Appeal Board.

Respectfully submitted,

WILHELMINE WEAVER,

Secretary to State Appeal Board.

February 27, 1947.

SENATOR ROBERT ROCKHILL

Claims Committee, Senate

Senate Chamber

Dear Sir:

In accordance with Chapter 25, 1946 Code, I hand you Highway Commission claims acted upon by the State Appeal Board. Each claim bears the recommendation of the Highway Commission and the State Appeal Board.

Claim No.	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
*H-65-47	Chas. J. Chapulsky, LaPorte City, Iowa....\$	754.80	Rejected	Rejected
H-73-47	Mapleton Bupane Gas Co., Mapleton, Iowa..	45.60	Rejected	45.60
H-76-47	Hazel Cohoon, Des Moines, Iowa	1,214.31	Rejected	Rejected
H-77-47	H. E. Hovden, Cresco, Iowa	91.23	Rejected	Rejected

Claim No.	Name of Claimant	Amt. of Claim	Hi. Com. Rec.	App. Bd. Rec.
H-78-47	Elm Tree Cabin Camp, Red Oak, Iowa	220.00	Rejected	Rejected
H-79-47	H. S. Holtze, Sioux City, Iowa	27.56	27.56	27.56
H-80-47	Sioux City Transit Co., Sioux City, Iowa	59.10	Rejected	Rejected
H-81-47	Leonard E. Goff, Manchester, Iowa.....	25.06	25.06	25.06
H-82-47	F. E. Smith, Des Moines, Iowa	307.77	Rejected	Rejected
H-83-47	Eldon Cain	10,000.00	without recommend.	without recommend.
**H-84-47	Geo. Marolf, Mason City, Iowa	46.07	Recommend no payment subject to further investigation by the Highway Commission.	
**H-85-47	Carl Brown, Winterset, Iowa	7,892.00	Without recommendation subject to further investigation by the Highway Commission.	
H-86-47	Doris Hindman, gdn. of Larry and Jack Hindman, Albia	7,690.00	Without recommend.	Recommend 7,690.00

*Chas. J. Chalupsky claim had been withdrawn from the Claims Committee. Now resubmitted bearing same number.

**Appeal Board without recommendation subject to further investigation by State Highway Commission.

WILHELMINE WEAVER,
Secretary to State Appeal Board.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 204, a proposed bill for the legalization of the proceedings of the city council of Cedar Rapids, Iowa, and park bonds, and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said city.

W. J. SCARBOROUGH, *Secretary.*

SIFTING COMMITTEE APPOINTED

In accordance with Senate Rule 38, the President appointed the following Senators as members of the sifting committee: Long, chairman; Dewel, ranking member; Colburn, Dykhouse, Elthon, Faul, Jacobson, Maytag, Mercer, Musmaker and Skourup.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 349	Public Lands and Buildings.
S. F. 350	Conservation.
S. F. 352	Agriculture.
S. F. 353	Appropriations.
S. F. 354	Appropriations.
S. F. 355	Appropriations.
S. F. 356	Appropriations.
S. F. 357	Appropriations.
S. F. 358	Public Libraries.
S. F. 359	Judiciary 2.
S. F. 360	Judiciary 1.
S. F. 361	Judiciary 2.
S. F. 362	Public Health.
S. F. 363	Motor Vehicles.
S. F. 364	Ways and Means.
S. F. 365	Agriculture.
S. F. 369	Public Health.
S. F. 373	Ways and Means.
S. F. 374	Judiciary 1.
S. F. 375	Governmental Affairs.
S. F. 376	Judiciary 1.
S. F. 377	Banks, Building and Loan.
S. F. 378	Banks, Building and Loan.
S. F. 379	Motor Vehicles.
S. F. 380	Governmental Affairs.
S. F. 381	Public Health.
S. F. 382	Ways and Means.
S. F. 383	Appropriations.
S. F. 384	Banks, Building and Loan.
S. F. 385	Ways and Means.
S. F. 386	Election Reform.
S. F. 387	Judiciary 2.
S. F. 388	Judiciary 2.
S. F. 390	Judiciary 1.
S. F. 391	Military Affairs.
S. F. 392	Schools and Educational Institutions.
S. F. 393	Agriculture.

S. F. 394	Agriculture.
S. F. 395	Public Health.
S. F. 396	Conservation.
S. F. 397	Public Health.
S. F. 398	Public Health.
S. F. 399	Motor Vehicles.
S. F. 400	Agriculture.
S. F. 401	Appropriations.
S. F. 402	Cities and Towns.
S. F. 403	Judiciary 2.
S. F. 404	Judiciary 2.
S. F. 405	Compensation of Public Officers and Employees.
S. F. 406	Schools and Educational Institutions.
S. F. 407	Governmental Affairs.
S. F. 408	Judiciary 1.
S.J.R. 6	Appropriations.
S.J.R. 7	Election Reform.
S.J.R. 8	Judiciary 1.
S.J.R. 9	Appropriations.
H. F. 4	Conservation.
H. F. 5	Conservation.
H. F. 108	Ways and Means.
H. F. 167	Conservation.
H. F. 205	Agriculture.

REPORTS OF COMMITTEES

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs, to which was referred Senate File 251, a bill for an act to create an Iowa Legislative Council, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs, to which was referred House File 99, a bill for an act to amend chapter seven hundred forty (740), Code 1946, relating to misconduct or neglect in office of public officials or employees, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 83, a bill for an act relating to removal under execution pending appeal in forcible entry and detainer actions commenced in justice of the peace courts, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 222, a bill for an act to amend chapter one hundred twenty-three (123), Code of Iowa, 1946, relating to liquor control, extending the prohibitions thereof to certain territory and providing for petitions and elections in all political subdivisions for the purpose of determining and defining such territory, begs leave to report it has had the same under consideration and returns the bill without recommendation.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 389 by striking from section 1, line 3, the word "five" and inserting in lieu thereof the word "seven".

Further amend said section by striking from line 4, the figures "(\$2,513,100.00)" and inserting in lieu thereof the figures "(\$2,713,100.00)".

FRED MAYTAG.

On motion of Senator Elthon, and in accordance with Senate Concurrent Resolution 9 duly adopted, the Senate adjourned until 2:00 p.m., Monday, March 10th, 1947.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 10, 1947.

The Senate met in regular session, President pro tempore Richard V. Leo presiding.

Prayer was offered by Doctor L. W. Houter, pastor of the First Presbyterian church, Oelwein, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Augustine, from residents of Mahaska county in opposition to proposed tax on commercial amusements.

By Senator Berg, from residents of Black Hawk county favoring state aid to schools.

By Senator Doud, from residents of Dallas and Linn counties favoring old age survivors insurance legislation; from residents of Cerro Gordo, Winnebago and Worth counties favoring homestead tax legislation; also from residents of Henry and Jefferson counties favoring local option.

By Senator Faul, from residents of Polk county favoring state aid to schools.

By Senator Findlay, from residents of Webster county favoring civil service for state employees; from residents of Boone and Linn counties favoring state aid to schools.

By Senator Jones, from residents of Clark and Warren counties, favoring an increase in salaries for county officers.

By Senator Kirketeg, from residents of Adams county favoring proposed library, state aid to schools and child adoption legislation.

By Senator Knudson, from residents of Floyd, Linn and Marion counties favoring state aid to schools.

By Senator Linnevold, from residents of Winneshiek county favoring old age and survivor insurance legislation.

By Senator Lord, from residents of Crawford county favoring a bonus for veterans of World War II; from residents of Muscatine county favoring state aid to schools, also from residents of Muscatine county favoring tuberculosis legislation.

By Senator Lynes, from residents of Bremer county favoring an increase in salaries for county officers; also from residents of Butler county favoring state aid to schools.

By Senator Sharp, from residents of Dubuque county favoring proposed insurance legislation.

By Senator Ritchie, from residents of Cherokee county favoring old age survivors insurance legislation.

By Senator Rockhill, from residents of Marshall county favoring passage of House Files 226 and 227.

By Senator Skourup, from residents of Des Moines county favoring proposed library legislation.

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 90, a bill for an act relating to capital structure of banks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 135, a bill for an act relating to execution of renewals of articles of corporations for pecuniary profit.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 72, a bill for an act providing for assessment of shares of stock of certain corporations and imposing a tax thereon.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 102, a bill for an act authorizing a tax levy for purpose of providing a fund for maintenance or employment of a symphony orchestra.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 164, a bill for an act relating to powers of voters of a school district to establish a special schoolhouse fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 185, a bill for an act relating to military service exemptions from taxation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 268, a bill for an act relating to food establishments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 383, a bill for an act appropriating funds to the state board of control for operating deficits.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 72, a bill for an act to provide for the assessment of the shares of stock of certain corporations organized under the laws of Iowa; imposing a tax upon the shares of stock of such corporations; amending section four hundred thirty-one point one (431.1), Code 1946; amending section four hundred twenty-nine point eleven (429.11), Code 1946; amending section four hundred twenty-nine point twelve (429.12), Code 1946, and amending section four hundred twenty-nine point thirteen (429.13), Code 1946, and amending section four hundred twenty-seven point one (427.1), Code 1946.

Read first and second times and passed on file.

House File 102, a bill for an act to authorize a tax levy in cities and towns including special charter cities for the purpose of providing a fund for the maintenance or employment of a symphony orchestra and providing for submission of the question of the levying of a tax for such purposes to the voters of such cities and towns.

Read first and second times and passed on file.

House File 164, a bill for an act to amend section two hundred seventy-eight point one (278.1), Code 1946, relating to powers of voters of a school district to establish a special schoolhouse fund for future construction and the voting of a tax for a term of years therefor.

Read first and second times and passed on file.

House File 185, a bill for an act relating to military service exemptions from taxation.

Read first and second times and passed on file.

House File 268, a bill for an act to amend chapter one hundred seventy (170), Code 1946, relating to food establishments.

Read first and second times and passed on file.

House File 383, a bill for an act to appropriate from the general fund of the state of Iowa to the state board of control fund for operating deficits.

PRESENTATION OF VISITORS

Senator Rockhill, on behalf of Senator Benson, asked and received unanimous consent to present to the Senate, the members of the Senior class in American Government of the Rippey consolidated school who were present in the balcony with their teacher Mrs. Dora Kulow.

Senator Jones asked and received unanimous consent to present to the Senate, seven students of the Mt. Hope rural school of Warren county who were present in the balcony with their teacher Nelle R. Williams.

UNFINISHED BUSINESS

On motion of Senator Kirketeg, House File 41, a bill for an act to provide for the establishment and maintenance in the public schools in the state, day and evening classes and public forums for the education of adults, and to repeal chapter two hundred eighty-eight (288), Code 1946, was taken up for further consideration.

Senator Long asked and received unanimous consent to withdraw the amendment to House File 41, filed by him and found on page 446 of the Senate journal.

Senator Faul asked and received unanimous consent to withdraw the amendment to the amendment by Senator Long, to House File 41, filed by Senators Faul and Kirketeg and found on page 460 of the Senate journal.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 41 by striking from section 1, line three (3), the words "and public forums". Further amend by striking from line two

(2) of section 2 the words "and forums". Further amend by striking from line two (2) of section four the words "and public forums".

Roll call was demanded.

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

Ayes, 30:

Berg	Hawkins	Lucas	Ritchie
Colburn	Jacobson	Lynes	Rockhill
Dewel	Klein	Miller, Ai	Schluter
Doud	Knudson	Miller, J. F.	Sharp
Dykhouse	Leo	Musmaker	Vittetoe
Elthon	Linnevold	Myrland	Watson
Fishbaugh	Long	Newsome	Zastrow
Foster	Lord		

Nays, 17:

Augustine	Faul	Jones	Maytag
Barkley	Findlay	Keir	Mercer
Bateson	Henningsen	Kirketeg	Reilly
Bekman	Hultman	Martin	Skourup
Clem			

Absent or not voting, 3:

Benson	Byers	Hart
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The amendment was adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 41 by striking from line 5 of section 1 the word "and" after the word "classes" and substituting the words "but shall not".

On motion of Senator Kirketeg House File 41 was rereferred to the committee on schools and educational institutions.

THIRD READING OF BILLS

On motion of Senator Berg, Senate File 146, a bill for an act to amend section ninety-eight point thirty-six (98.36), Code 1946, and forbidding the sale of cigarettes by any state permit holder to other than holders of state or retail permits, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 146 by inserting in the blank in line three (3) of section two (2) the words "Cedar Falls Record", in the blank in line four (4) of section two (2) the words "Cedar Falls", in the blank in line

five (5) of section two (2) the words "Muscatine Journal" and in the blank in line six of section two (2) the word "Muscatine".

The amendment was adopted.

Senator Berg moved that the bill be read a third 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:

Barkley	Findlay	Long	Myrland
Bateson	Foster	Lord	Newsome
Bekman	Hart	Lucas	Reilly
Berg	Henningsen	Lynes	Ritchie
Byers	Jacobson	Martin	Rockhill
Clem	Jones	Maytag	Schluter
Colburn	Kirketeg	Mercer	Sharp
Dewel	Klein	Miller, A.	Skourup
Doud	Leo	Miller, J. F.	Vittetoe
Dykhouse	Linnevold	Musmaker	Zastrow
Elthon			

Nays, 4:

Augustine	Faul	Hawkins	Watson
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Absent or not voting, 5:

Benson	Hultman	Keir	Knudson
Fishbaugh			

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

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

On motion of Senator Doud, Senate File 242, a bill for an act to repeal section two hundred thirty-five point five (235.5), Code 1946, relating to licenses issued to private child-placing agencies, was taken up and considered.

Senator Doud moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Barkley	Dewel	Foster	Kirketeg
Bateson	Doud	Hart	Klein
Bekman	Dykhouse	Hawkins	Knudson
Berg	Elthon	Henningsen	Leo
Byers	Faul	Jacobson	Linnevold
Clem	Findlay	Jones	Long
Colburn	Fishbaugh	Keir	Lord

Lucas
Lynes
Maytag
Mercer
Miller, Ai

Miller, J. F.
Musmaker
Myrland
Newsome

Reilly
Ritchie
Rockhill
Schluter

Sharp
Skourup
Vittetoe
Watson

Nays: none.

Absent or not voting, 5:

Augustine
Benson

Hultman

Martin

Zastrow

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

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

On motion of Senator Bekman, House File 9, a bill for an act to amend section one hundred twenty point eight (120.8), Code 1946, relating to watchmakers and repairmen, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine
Barkley
Bateson
Bekman
Berg
Byers
Clem
Colburn
Dewel
Dykhouse
Elthon

Findlay
Fishbaugh
Hart
Henningsen
Jones
Keir
Kirketeg
Klein
Knudson
Leo

Linnevold
Lord
Lucas
Lynes
Martin
Maytag
Mercer
Miller, Ai
Miller, J. F.
Musmaker

Myrland
Newsome
Reilly
Ritchie
Schluter
Sharp
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 9:

Benson
Doud
Faul

Foster
Hawkins

Hultman
Jacobson

Long
Rockhill

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

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

On motion of Senator Zastrow, House File 153, a bill for an act to amend chapter four hundred ninety-one (491), Code 1946, to authorize merger or consolidation of corporations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill asked and received unanimous consent to withdraw the amendment to House File 153 filed by him and found on page 263 of the Senate journal.

Senator Byers offered the following amendments and moved their adoption:

1. Amend House File 153 by inserting after the word "corporations" in line two (2) of section two (2) the following words: "whether heretofore or hereafter organized."

2. Further amend House File 153 by inserting after the word "corporations" in line two (2) of section three (3) the following words: "whether heretofore or hereafter organized."

3. Further amend House File 153 by inserting after the word "corporations" in line four (4) of section eleven (11) the following words: "whether heretofore or hereafter organized."

The amendments were adopted.

Senator Zastrow moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Findlay	Linnevold	Reilly
Bekman	Fishbaugh	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, A.	Watson
Dykhouse	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Hawkins	Long	Miller, J. F.
Foster	Hultman		

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

Senator Zastrow moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bateson, Senate File 68, a bill for an act to amend section fifty-six point one (56.1) and fifty-six point eight (56.8), Code 1946, to include candidates in special elections, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 68 by striking all after "1946," in the second line of the title and inserting in lieu thereof the following: "requiring candidates in special elections to file election expense statements."

The amendment was adopted.

Senator Bateson moved that the bill be read a third 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:

Augustine	Findlay	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, A.	Watson
Elthon	Klein	Musmaker	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 4:

Benson	Doud	Hawkins	Miller, J. F.
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

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

On motion of Senator Clem Senate File 11, a bill for an act to authorize a tax levy in cities and towns including special charter cities for the purpose of providing a fund for the maintenance

or employment of a symphony orchestra and providing for submission of the question of the levying of a tax for such purposes to the voters of such cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clem asked and received unanimous consent that House File 102 be substituted for Senate File 11.

On motion of Senator Clem House File 102, a bill for an act to authorize a tax levy in cities and towns including special charter cities for the purpose of providing a fund for the maintenance or employment of a symphony orchestra and providing for submission of the question of the levying of a tax for such purposes to the voters of such cities and towns, was taken up, and considered.

Senator Clem moved that the bill be read a third 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:

Augustine	Findlay	Leo	Musmaker
Barkley	Foster	Linnevold	Myrland
Bateson	Hart	Long	Newsome
Berg	Henningsen	Lord	Reilly
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Dykhouse	Klein	Mercer	Vittetoe
Elthon	Knudson	Miller, Ai	Watson

Nays: none.

Absent or not voting, 10:

Bekman	Faul	Kirketeg	Ritchie
Benson	Fishbaugh	Miller, J. F.	Zastrow
Doud	Hawkins		

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

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

On motion of Senator Keir Senate File 245, a bill for an act to provide for a county board of education and county superintendent and assistants in each of the several counties of the state, the manner of selection of same, to prescribe their duties and powers, to amend sections two hundred seventy-one point twelve (271.12),

three hundred forty-one point one (341.1), and three hundred forty-one point six (341.6), and to repeal sections two hundred seventy-one point one (271.1) to two hundred seventy-one point eleven (271.11), inclusive, two hundred seventy-three point one (273.1) to two hundred seventy-three point four (273.4), inclusive, three hundred forty point thirteen (340.13) to three hundred forty point sixteen (340.16), inclusive, and three hundred one point twelve (301.12) to three hundred one point twenty-three (301.23), inclusive, Code 1946, was taken up, and considered.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 245 by striking the words and figures three-hundred forty point sixteen (340.16) in lines 5 and 6 section 21 and inserting in lieu thereof the words and figures three-hundred forty point fifteen (340.15)

The amendment was adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Findlay	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Berg	Hart	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 4:

Bekman	Benson	Hawkins	Musmaker
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

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

On motion of Senator Dykhouse Senate File 98, a bill for an act

to amend section six hundred thirty-six point forty (636.40), Code 1946, to prevent the escheat to the state of any part of an unmarried intestate's property where heirs to but one parent can be found, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 98 as follows:

Insert in line five (5) of section one (1) after the word, "prescribed" the following:

" , provided that, the administrator shall make an affidavit showing that heirs of the one parent have not been found and publish such notice thereof as the court may direct. If no such heirs appear within ten days following said publication, proof thereof filed in the proceedings shall be conclusive that no such heirs exist."

Further amend by striking section three (3) thereof.

Senator Dykhouse asked and received unanimous consent that action on Senate File 98 be deferred.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 27th he had approved the following bills:

Senate File 31, relating to retirement of members of the fire department who served in any branch of the armed forces of the United States or its allies during World War II.

Senate File 66, relating to the throwing of stones or other substance or the discharge of fire arms at railroad equipment.

Senate File 67, relating to the shooting of a rifle on or across railroad right of way.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 273, a proposed bill for the legalization of the liberty memorial bonds of Grundy county, Iowa.

Also, Senate File 310, a proposed bill for the legalization of the proceedings of and the expenditures of the city council of the city of Clinton, Iowa.

W. J. SCARBOROUGH, *Secretary.*

PRESENTATION OF VISITOR

Senator Fishbaugh asked and received unanimous consent to present to the Senate, Honorable Carl O. Sjulín of Page county, a former member of the Senate who was present in the Senate Chamber.

THIRD READING OF BILLS

On motion of Senator Bekman Senate File 147, a bill for an act to provide workmen's compensation benefits for certain employees for disability or death from injurious exposure to certain occupational diseases, to define occupational diseases, to prescribe the terms, conditions, regulations, limitations and exceptions applicable thereto and to provide the procedure for obtaining benefits and for administering the law and for appeals and to provide the duties of the Industrial Commissioner in connection therewith with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman offered the following amendments and moved their adoption:

Amend Senate File 147 as follows:

1. Amend section three (3) by striking from line four (4) the words "connection with" and by substituting in lieu thereof the words "the course of".

2. Amend section four (4) by inserting the following after the word "work" in line three (3) thereof: "or from earning equal wages in other suitable employment".

3. Amend section seven (7) by striking from line thirty-nine (39) and also from line forty (40) the words "willful failure or"; also strike from line forty-three (43) the word "willful".

4. Amend section nine (9) by striking lines fifty-five (55), fifty-six (56), fifty-seven (57) and fifty-eight (58) and by substituting in lieu thereof the following:

"10. Bursitis, synovitis or
tenosynovitis

10. Any process or
occupation involving
continued or repeated
pressure on the parts
affected."

5. Amend section twelve (12) by striking from lines seven (7) and eight (8) the words "is actually incurred in" and by substituting in lieu thereof the words "actually arises out of".

6. Amend section fourteen (14) by striking from line four (4) the word "accidental".

7. Amend section sixteen (16) by inserting after the word "law" in line two (2) the following: "as contained in chapters eighty-five (85), eighty-six (86) and eighty-seven (87), Code 1946,".

8. Strike all of section twenty (20).

9. Amend section twenty-five (25) by striking from the title of the section the word "decision" and substituting in lieu thereof the word "report";

Also amend said section by striking therefrom the sentence beginning in line four (4) and ending in line seven (7);

Also amend said section by adding at the end thereof the following:

"The members of the medical board shall not be prohibited from testifying before the Industrial Commissioner, Board of Arbitration, or any other person, commission or court as to the results of the examination or the condition of any employee examined by the board."

10. Amend section twenty-six (26) by striking therefrom the first fourteen (14) lines and the word "employer" in line fifteen (15) and by substituting in lieu thereof the following:

"Existing diseases barred. There shall be no liability for the payment of compensation under the provisions of this Act to any person who at the time of the taking effect of this Act is suffering with an occupational disease. An employer may at his own expense require his employees to submit to a physical examination prior to October first, 1947, and in the case of new employees employed after the taking effect of this Act within ninety (90) days of the commencement of the employment of such new employees, for the purpose of determining whether any such person is affected with or has an occupational disease. In the event it is determined by such examination that any employee is suffering from or is affected with an occupational disease, the employer may require the employee to waive in writing any claim for compensation under the provisions of this Act on account thereof as a condition to continuing in the employment of the employer."

11. Strike all of section twenty-seven (27) and substitute in lieu thereof the following:

"No policy of insurance in effect at the time of the enactment of this Act covering the liability of an employer under the Workmen's Compensation Law, shall be construed to cover the liability of such employer under this Act for any occupational disease unless such liability is expressly accepted by the insurance carrier issuing such policy and is endorsed thereon. The insurance or security in force to cover compensation liability under this Act shall be separate and distinct from the insurance or security under the "Workmen's Compensation Law" and any insurance contract covering liability under either this Act or the Workmen's Compensation Law need not cover any liability under the other."

12. This Act shall become effective on October first, 1947 except that the provisions in section twenty-six (26) providing for the physical examination of employees shall become effective on July fourth, 1947.

13. Renumber the sections so as to make them run consecutively.

Senator Maytag offered the following amendment to the amendment and moved its adoption:

Amend the Bekman amendment to Senate File 147 by striking lines 4, 5, and 6 of section 9.

The amendment to the amendment was adopted.

under this Act shall be separate and distinct from the insurance or security under the "Workmen's Compensation Law" and any insurance contract covering liability under either this Act or the Workmen's Compensation Law need not cover any liability under the other."

12. This Act shall become effective on October first, 1947 except that the provisions in section twenty-six (26) providing for the physical examination of employees shall become effective on July fourth, 1947.

13. Renumber the sections so as to make them run consecutively.

E. K. BEKMAN.

Amend Senate File 299 by striking all of section seventeen (17) and inserting in lieu thereof the following:

"Sec. 17. This Act shall not apply to members of orders, societies or associations which admit to membership only persons engaged in one or more crafts or hazardous occupations in the same or similar lines of business, and who solicit applications for membership in the insurance departments of such associations."

GEORGE M. FAUL.

Amend Senate File 361 by inserting after the word "status" in line 8 of section 1 the words "and pension rights".

GEORGE M. FAUL.

Amend House File 39 as follows:

Amend section 3 by striking from line 4 thereof the words "have additional power to".

W. N. SKOURUP.

I. D. LONG.

Amend Senate File 201 as follows:

1. Amend section two (2) by striking the first sentence in lines one to four (1-4), inclusive, and substituting in lieu thereof the following:

"A county library district may be established, composed of the area of one or more counties outside of cities, towns, townships, or counties now maintaining a free public library service and may include therein the area of any city, town, township, or county now maintaining a free public library service, except as herein provided."

2. Further amend by striking all of section four (4) and substituting in lieu thereof the following:

"In any county or counties in which a library district has been established a board of library trustees, consisting of five, seven, or nine electors of the library district, shall be appointed by the Board or Boards of Supervisors of the county or counties comprising such library district. Membership on the library board shall be apportioned between the rural and city and town areas of the district in proportion to the population in each of such areas. In the event the library district is composed of two or more counties, representation on said library board shall be equitably divided between or among said counties in proportion to the population in each of such counties."

3. Amend section eleven (11), lines eight and nine (8 and 9), by striking after the word "by" the words "the county and city or town for the support and maintenance of which each contributes" and substitute in lieu thereof the words "two or more counties".

4. Amend section fourteen (14) by inserting after the period (.) following the word "district" in line four (4) the following:

"The entire rural area of each county in the library district shall be considered as one taxing unit."

5. Amend section fourteen (14) by striking all of line seven (7) and inserting in lieu thereof the following:

"basis. From such amount shall be determined the millage rate necessary to raise".

E. K. BEKMAN.

On motion of Senator Mercer, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 11, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Fred Jansson, pastor of the Mission Covenant church, Stanton, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county favoring conservation legislation.

By Senator Findlay, from residents of Webster county favoring state aid to schools, also favoring an increase in salaries for county officers.

By Senator Hart, from residents of Lee county favoring an increase in salaries for teachers.

By Senator Henningsen, from residents of Clinton county favoring old age and survivors insurance, also in opposition to local option.

By Senator Leo, from residents of Benton county favoring old age and survivors insurance.

By Senator Linnevold, from residents of Howard county favoring an increase in salaries for county officers.

By Senator Lynes, from residents of Butler county relating to compensation of state examiners legislation.

By Senator Ai Miller, from residents of Dallas county in opposition to the county assessor's bill.

By Senator J. F. Miller, from residents of Humboldt county favoring passage of House Files 226 and 227.

By Senator Reilly, from residents of Dubuque county favoring proposed insurance legislation.

By Senator Vittetoe, from residents of Poweshiek county favoring proposed pension legislation.

By Senator Watson, from residents of Pottawattamie county urging the legalization of Good Friday as a holiday.

UNFINISHED BUSINESS

On motion of Senator Bekman, Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties, was taken up for further consideration.

Senator Knudson asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by him and found on page 476 of the Senate journal.

Senator Fishbaugh asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by him and found on page 476 of the Senate journal.

Senator Bekman asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by Senators Bekman and Faul and found on page 476 of the Senate journal.

Senator Bekman offered the following amendments:

Amend Senate File 201 as follows:

1. Amend section two (2) by striking the first sentence in lines one to four (1-4), inclusive, and substituting in lieu thereof the following:

"A county library district may be established, composed of the area of one or more counties outside of cities, towns, townships, or counties now maintaining a free public library service and may include therein the area of any city, town, township, or county now maintaining a free public library service, except as herein provided."

2. Further amend by striking all of section four (4) and substituting in lieu thereof the following:

"In any county or counties in which a library district has been established a board of library trustees, consisting of five, seven, or nine electors of the library district, shall be appointed by the Board or Boards of Supervisors of the county or counties comprising such library district. Membership on the library board shall be apportioned between the rural and city and town areas of the district in proportion to the population in each of such areas. In the event the library district is composed of two or more counties, representation on said library board shall be equitably divided between or among said counties in proportion to the population in each of such counties."

3. Amend section eleven (11), lines eight and nine (8 and 9), by striking after the word "by" the words "the county and city or town for the support and maintenance of which each contributes" and substitute in lieu thereof the words "two or more counties".

4. Amend section fourteen (14) by inserting after the period (.) following the word "district" in line four (4) the following:

"The entire rural area of each county in the library district shall be considered as one taxing unit."

5. Amend section fourteen (14) by striking all of line seven (7) and inserting in lieu thereof the following:

"basis. From such amount shall be determined the millage rate necessary to raise".

Senator Bekman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the comma (,) following the word "service" in line 9 of division 1 the following: "whose electors determine that it shall be included,".

The amendment to the amendment was adopted.

Senator Watson took the chair at 10:40 a.m.

Senator Schluter moved that Senate File 201 be rereferred to the committee on public libraries.

Senator Faul moved as a substitute that action on Senate File 201 be deferred and that the bill retain its place on the calendar.

Roll call was demanded.

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

Ayes, 38:

Augustine	Elthon	Leo	Musmaker
Barkley	Faul	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hultman	Lord	Ritchie
Benson	Jacobson	Lucas	Rockhill
Berg	Jones	Lynes	Sharp
Byers	Keir	Martin	Skourup
Clem	Kirketeg	Miller, A.	Vittetoe
Colburn	Klein	Miller, J. F.	Watson
Dewel	Knudson		

Nays, 5:

Dykhouse	Foster	Myrland	Schluter
Fishbaugh			

Absent or not voting, 7:

Doud	Hawkins	Maytag	Zastrow
Findlay	Henningson	Mercer	

The motion prevailed and the substitution was made.

The substitute motion prevailed.

On motion of Senator Dykhousé, Senate File 98, a bill for an act to amend section six hundred thirty-six point forty (636.40), Code 1946, to prevent the escheat to the state of any part of an

unmarried intestate's property where heirs to but one parent can be found, was taken up for further consideration.

The following committee amendment was considered:

Amend Senate File 98 as follows:

Insert in line five (5) of section one (1) after the word, "prescribed" the following:

" , provided that, the administrator shall make an affidavit showing that heirs of the one parent have not been found and publish such notice thereof as the court may direct. If no such heirs appear within ten days following said publication, proof thereof filed in the proceedings shall be conclusive that no such heirs exist."

Further amend by striking section three (3) thereof.

Senator Dewel offered the following amendment and moved its adoption.

Amend the committee amendment to Senate File 98 by adding in line six (6) before the words "as the court may direct" the following: "in an official newspaper".

The amendment to the amendment was adopted.

President Evans took the chair at 11:00 a.m.

Senator Doud offered the following amendment to the amendment and moved its adoption.

Amend Senate File 98 as follows:

Amend the committee amendment to Senate File 98 as follows: Strike the words "if no such heirs appear within ten days following said publication proof thereof filed in the proceedings shall be conclusive that no such heirs exist.", and insert in lieu thereof the following: "within thirty days following the publication of such notice the court or a judge thereof shall find and determine whether or not said heirs have been found, and an order shall be entered in accordance with said findings. If said findings are in accordance with the facts alleged in said affidavit, the order shall be conclusive that no such heirs exist."

The amendment to the amendment was adopted.

The committee amendment as amended was adopted.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine
Bateson
Bekman
Berg

Byers
Clem
Colburn
Dewel

Doud
Dykhouse
Elthon
Faul

Fishbaugh
Foster
Hart
Henningsen

Hultman	Linnevold	Miller, J. F.	Schluter
Jones	Long	Musmaker	Sharp
Keir	Lord	Myrland	Skourup
Kirketeg	Martin	Newsome	Vittetoe
Knudson	Mercer	Reilly	Watson
Leo	Miller, Ai	Rockhill	

Nays: none.

Absent or not voting, 11:

Barkley	Hawkins	Lucas	Ritchie
Benson	Jacobson	Lynes	Zastrow
Findlay	Klein	Maytag	

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

Senator Dykhousé moved that the 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 150, a bill for an act relating to payment of reasonable funeral expenses from old age assistance fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 179, a bill for an act relating to accounting of executors and administrators.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 196, a bill for an act relating to legalizing the action of city council of city of Independence, Iowa, for construction of municipal airport.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 216, a bill for an act relating to legalizing proceedings authorizing issuance, sale and delivery of school building bonds by Consolidated Independent School District, Vinton, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 254, a bill for an act relating to cost of operating, making repairs and improvements to pumping stations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 420, a bill for an act relating to refunds where tax payers have remitted more than 50% of state income tax due and payable for 1946.

Also: That the House has concurred in Senate amendments to and passed House File 153, a bill for an act to authorize merger or consolidation of corporations.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 179, a bill for an act to amend section six hundred thirty-eight point twenty-five (638.25), Code 1946, relating to accounting of executors and administrators.

Read first and second times, and passed on file.

House File 196, a bill for an act to legalize the action of the city council of the city of Independence, Iowa, in respect to the purchase of a tract of land near the city of Independence, Iowa, for the construction of a municipal airport.

Read first and second times, and passed on file.

House File 216, a bill for an act to legalize and validate the proceedings relating to the organization of the Consolidated Independent School District of Vinton, in the county of Benton, state of Iowa, the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by said school district and the provisions made for the payment of said bonds and declaring bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times, and passed on file.

House File 254, a bill for an act to amend section four hundred sixty-one point one (461.1), Code 1946, providing for cost of operating and making repairs and improvements to pumping stations.

Read first and second times, and passed on file.

House File 420, a bill for an act to provide for refunds where tax payers have remitted more than 50% of the state income tax due and payable for the year 1946.

Read first and second times, and passed on file.

On motion of Senator Bekman the amendments as amended were adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 147 by inserting after the comma (,) in line 38 of section 7 the following: "or due to his being a narcotic drug addict,".

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Faul	Knudson	Miller, J. F.
Bateson	Fishbaugh	Leo	Musmaker
Bekman	Foster	Linnevold	Myrland
Benson	Hart	Long	Newsome
Berg	Hawkins	Lord	Reilly
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Barkley	Findlay	Ritchie	Zastrow
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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 Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

On motion of Senator Jacobson Senate File 197, a bill for an act to repeal sections eighty-five point forty-nine (85.49) and eighty-five point fifty (85.50), Code 1946, and to enact substitutes there-

for relating to payment of workmen's compensation to injured minor employees, minor dependents or one mentally incompetent to a trustee, also providing for a trustee's annual report and compensation for services as such trustee, was taken up, and considered.

Senator Jacobson offered the following amendments:

Amend Senate File 197 as follows:

1. Strike lines five (5) to eleven (11), inclusive, of section two (2) thereof.

2. Further amend by adding a new section thereto as follows: "Sec. 5. The provisions of this act shall not apply to trustees now serving, and they shall continue to hold their appointments under the laws in effect at the time of their appointments until their present trusteeships are terminated."

3. Further amend by adding a new section as follows:

"Sec. 6. This act being deemed of immediate importance shall be in full force and effect from and after its publication in
....., a newspaper published at
Iowa, and in
....., a newspaper published at
....., Iowa."

On motion of Senator Jacobson, amendment 1 was adopted.

On motion of Senator Jacobson amendment 2 was adopted.

Senator Jacobson asked and received unanimous consent to withdraw amendment 3.

Senator Jacobson offered the following amendments and moved their adoption:

Amend Senate File 197 as follows:

1. By adding the following sentence after the word "best" in line 15 of section 1: "The cost of such bond shall be paid by the county as the court may direct by written order directed to the auditor of the county who shall issue a warrant therefor upon the treasurer of the county."

2. By striking section 4 and renumbering the remaining sections.

The amendments were adopted.

Senator Jacobson moved that the bill be read a third 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:

Augustine
Barkley
Benson
Berg
Clem

Colburn
Dewel
Doud
Dykhous
Elthon

Findlay
Hawkins
Jacobson
Jones
Keir

Kirketeg
Klein
Leo
Linnevold
Lord

Lynes
Martin
Maytag
Mercer

Miller, Ai
Miller, J. F.
Musmaker

Reilly
Rockhill
Schluter

Sharp
Skourup
Vittetoe

Nays, 8:

Bateson
Faul

Fishbaugh
Hultman

Myrland
Newsome

Ritchie
Watson

Absent or not voting, 9:

Bekman
Byers
Foster

Hart
Henningsen

Knudson
Long

Lucas
Zastrow

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

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

On motion of Senator Clem, Senate File 101, a bill for an act to amend section four hundred fifty-five point one hundred forty-two (455.142), four hundred fifty-five point one hundred forty-three (455.143), four hundred fifty-five point one hundred forty-four (455.144) and four hundred fifty-five point one hundred forty-five (455.145), Code 1946, relating to the clean-out of an outlet drainage districts outletting into said outlet ditch, and providing for notice and hearing of said clean-out and said assessment, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 101 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section four hundred fifty-five point one hundred forty-two (455.142), Code 1946, is amended by inserting after the period (.) following the figures "455.141" in the ninth (9) line of said section, the sentence "After said board has decided that such work should be done, it shall fix a date for hearing on its decision, and it shall give two (2) weeks notice thereof by registered mail to the auditor of the county wherein the land to be assessed for such work is located, and said county auditor shall thereupon immediately notify the board of trustees of the districts having supervision thereof, as to said hearing on said contemplated work."

Sec. 2. Section four hundred fifty-five point one hundred forty-three (455.143), Code 1946, is amended by inserting after the comma (,) following the word "engineer" in line five (5) of said section, the words "such commissioners appointed shall not be residents of any of the districts affected, nor shall any member thereof have any interest in land in any districts affected by the contemplated work."

Sec. 3. Section four hundred fifty-five point one hundred forty-three (455.143), Code 1946, is further amended by striking the word "to" in line five (5) of said section and by inserting in lieu thereof the words "Such commission shall".

Sec. 4. Section four hundred fifty-five point one hundred forty-four (455.144), Code 1946, is amended by adding to the end thereof the following: "On the filing of said report, the board shall fix a time for hearing thereon, and it shall give notice thereof to the auditor of the county in which the land to be assessed for such work is located by registered mail; said county auditor shall thereupon immediately notify the board of supervisors, and board or boards of trustees of the districts having supervision thereof, as to said hearing on said commissioner's report".

Sec. 5. Section four hundred fifty-five point one hundred forty-five (455.145), Code 1946, is amended by adding to the end of said section the following: "After the final order of the board herein has been made, said board shall notify the county auditor, in the time and manner as provided in the two preceding sections, of said order, and said county auditor shall notify the board of supervisors, and said board or boards of trustees, of said final order. Said board of supervisors and said board or boards of trustees, if aggrieved by said final order, may appeal therefrom to the district court of the county in which any of the improvement proposed or done is located".

Sec. 6. Any such appeal shall be taken, perfected and conducted in the time and manner provided in sections four hundred fifty-five point ninety-two (455.92), four hundred fifty-five point ninety-four (455.94), four hundred fifty-five point ninety-five (455.95), four hundred fifty-five point ninety-six (455.96), four hundred fifty-five point ninety-seven (455.97), and four hundred fifty-five point ninety-eight (455.98), Code 1946, for appeals contemplated by said sections."

The amendment was adopted.

Senator Clem moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Klein	Musmaker
Barkley	Findlay	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevoold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhous	Kirketeg	Miller, J. F.	Zastrow
Elthon			

Nays: none.

Absent or not voting, 1:

Lucas

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

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

On motion of Senator Martin Senate File 106, a bill for an act to authorize the board of supervisors of any county, with respect to lands located within the county but lying outside the corporate limits of any city or town, by resolution or ordinance to adopt zoning regulations and regulations to make applicable the housing law, or part of the provisions thereof, and to provide for the enforcement of any such resolution or ordinance (farm lands, buildings and structures being excepted from application of the act.), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Martin asked and received unanimous consent that action on Senate File 106 be deferred and that the bill retain its place on the calendar.

On motion of Senator Henningsen Senate File 107, a bill for an act to amend section six hundred thirty point one (630.1), Code 1946, relating to proceedings auxiliary to execution, in order to give jurisdiction to municipal courts to hear these proceedings, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Elthon	Kirketeg	Musmaker
Barkley	Faul	Klein	Myrland
Bateson	Findlay	Knudson	Newsome
Bekman	Fishbaugh	Leo	Reilly
Benson	Foster	Linnevold	Rockhill
Berg	Hart	Long	Schluter
Byers	Hawkins	Lord	Sharp
Clem	Henningsen	Lynes	Skourup
Colburn	Hultman	Martin	Vittetoe
Dewel	Jacobson	Maytag	Watson
Doud	Jones	Miller, Ai	Zastrow
Dykhouse	Keir	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Lucas

Mercer

Ritchie

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

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

On motion of Senator Reilly Senate File 138, a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1946, relating to the grading and filling of lands under the control of the dock board in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Reilly moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Augustine	Faul	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, A.	Watson
Dykhous	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting: none.

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

Senator Reilly moved that the 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 Reilly 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 90, 97, 135 and 150 and Senate Joint Resolution 5, also House Files 89, 168, and 233.

ROBERT C. REILLY, *Chairman Senate Committee.*
LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 90, 97, 135, and 150, and Senate Joint Resolution 5, also House Files 89, 168, and 233.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of March, 1947, sent to the governor for his approval, Senate Files 90, 97, 135 and 150, and Senate Joint Resolution 5.

ROBERT C. REILLY, *Chairman.*

Passed on file.

RESIGNATION OF PAGE

Bob Way of Polk county tendered his resignation as a page of the Fifty-second General Assembly of Iowa, which resignation was accepted by the president of the Senate.

APPOINTMENT OF PAGE

The president announced the appointment of Jack Wilde of Polk county as a page of the Senate of the Fifty-second General Assembly of Iowa.

INTRODUCTION OF BILLS

Senate File 411, by committee on board of control, a bill for an act to amend chapter two hundred eighteen (218), Code 1946, providing that the board of control shall employ a director of mental institutions, a director of corrective institutions and a director of industries, setting forth their qualifications and their duties and responsibilities.

Read first and second times, and placed on the calendar.

Senate File 412, by committee on board of control, a bill for an act to amend section two hundred seventeen point four (217.4), Code 1946, relating to removal of members of board of control.

Read first and second times, and placed on the calendar.

Senate File 413, by committee on board of control, a bill for an act relating to county and private hospitals for insane.

Read first and second times, and placed on the calendar.

Senate File 414, by committee on board of control, a bill for an act relating to the duties of the superintendents of the mental hospitals.

Read first and second times, and placed on the calendar.

Senate File 415, by committee on board of control, a bill for an act relating to qualifications of the superintendent of the state sanatorium.

Read first and second times, and placed on the calendar.

Senate File 416, by committee on board of control, a bill for an act relating to the pay of women inspectors at state hospital for insane.

Read first and second times, and referred to committee on compensation of public officers and employees.

Senate File 417, by committee on board of control, a bill for an act relating to the salary and allowance of the Commandant of the Soldiers Home.

Read first and second times, and referred to committee on compensation of public officers and employees.

Senate File 418, by committee on board of control, a bill for an act relating to the salary of the superintendents of the training schools.

Read first and second times, and referred to committee on compensation of public officers and employees.

Senate File 419, by committee on board of control, a bill for an act relating to fire regulations at all institutions under the jurisdiction of the Board of Control.

Read first and second times, and placed on the calendar.

Senate File 420, by committee on board of control, a bill for an act relating to convict labor.

Read first and second times, and placed on the calendar.

ASSIGNMENT OF BILLS TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
S. F. 378	Compensation of Public Officers.
H. F. 70	Ways and Means.
H. F. 107	Public Health.
H. F. 118	Judiciary I.
H. F. 122	Governmental Affairs.
H. F. 181	Motor Vehicles.
H. F. 189	Judiciary II.
H. F. 72	Private Corporations.
H. F. 164	Schools and Educational Institutions.
H. F. 185	Military Affairs.
H. F. 268	Agriculture.
H. F. 383	Appropriations.

REPORTS OF COMMITTEES

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was rereferred Senate File 145, a bill for an act to repeal section four hundred thirteen point twenty-three (413.23), Code 1946, relating to the height of ceilings in private dwellings, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Senate File 145 by striking from line 2 of section 1 the words "is hereby repealed" and inserting in lieu thereof the following: "is amended by striking from line 3 of said section the words 'three inches' and by striking from line 11 of said section the words 'three inches'."

2. Amend the title to Senate File 145 by striking the word "repeal" in line 1 thereof and inserting in lieu thereof the word "amend".

JOHN BERG, *Chairman.*

Ordered passed on file.

Senator Schluter submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File 166, a bill for an act to amend section 226.32, Code 1946, relating to the discharge and removal of incurable and harmless patients from the state hospitals for the insane, begs leave to report

it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File 167, a bill for an act to amend section 227.2, Code 1946, relating to the inspection of county and private hospitals for the insane, begs leave to report it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File 170, a bill for an act to amend chapter 229, Code 1946, relating to the commitment and discharge of insane persons, begs leave to report it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on board of control to which was referred Senate File 171, a bill for an act to amend sections 229.9, 229.10, 229.11, 229.14, 229.24 and repealing section 229.13, Code 1946, relating to the commitment and discharge of persons who are insane, begs leave to report it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

Senator Faul submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred Senate File 182, a bill for an act to amend section five hundred thirty-four point twenty-one (534.21), Code 1946, relating to shares of building and loan associations, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE M. FAUL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred Senate File 377, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE M. FAUL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred Senate File 378, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations, begs leave to report it has had the same under consideration and recommends the same do pass.

GEORGE M. FAUL, *Chairman*.

Ordered passed on file.

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred House File 117, a bill for an act relating to licensing of dogs, 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 House File 117 by striking the word "July" in line 4 of section 1 and inserting in lieu thereof the word "May".

2. Further amend House File 117 by striking section 2 and inserting in lieu thereof the following:

"Sec. 2. Section three hundred fifty-one point eighteen (351.18), Code 1946, is hereby amended by striking from lines one (1) and two (2) the words and figure "Immediately following said April 1" and inserting in lieu thereof the words and figure "On or before May 15".

FRED J. RITCHIE, *Chairman*.

Ordered passed on file.

Senator Findlay submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 311, a bill for an act to provide for the supervision and control of interscholastic boys' athletic competition among the high schools of the state, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 320, a bill for an act to amend chapter two hundred fifty-nine (259), Code 1946, relating to the acceptance of the Federal Vocational Rehabilitation acts, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

By striking the word and figure "six (6)" in line 2 of section 3 and substituting in lieu thereof the word and figure "three (3)".

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institu-

tions to which was referred Senate File 323, a bill for an act relating to indebtedness of school districts, begs leave to report it has had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 255, a bill for an act to permit school boards in cities of over 50,000 population to dispose of certain property on their own motion, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

By striking the words "dispose of" in line 2 of the title and by substituting the words "lease or sell."

Further amend by striking the words "by unanimous vote pass a resolution" in lines 6 and 7.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred House File 151, a bill for an act relating to state aid of school districts, begs leave to report it had the same under consideration and recommends the same do pass.

C. V. FINDLAY, *Chairman*.

Ordered passed on file.

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 353, a bill for an act relating to the purchase of real property in the city of Des Moines, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 354, a bill for an act relating to the purchase of real property in the city of Des Moines. In consideration of (\$7,000.00), begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 355, a bill for an act relating to the purchase of real property in the city of Des Moines, for the use of the Iowa Liquor

Control Commission, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 356, a bill for an act relating to the purchase of real property in the city of Des Moines. In consideration of (\$9,500.00), begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 357, a bill for an act relating to the purchase and condemnation of certain property in the city of Des Moines, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred House File 280, a bill for an act to authorize the purchase of certain property in the city of Des Moines for use by the state of Iowa and to provide for an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 166 by inserting after the word "notify" in line 4 of section 1 the words "the auditor of".

ALDEN L. DOUD.

Amend Senate File 170 as follows:

Amend Senate File 170 by inserting after the word "copy" in line 18 of section one the following: "of which shall be sent".

ALDEN L. DOUD.

Amend Senate File 201 as follows:

1. Amend section 2 by striking the word "five" in line 4 and inserting in lieu thereof the word "twenty-five".

2. Amend section 3 by striking the period at the end of line 3, inserting a semi-colon and adding the following: "provided, however, that no gifts, donations, devises or bequests shall be accepted by any county if such acceptance would require incurring of indebtedness or the payment of existing indebtedness, or whose maintenance would

require the library district to increase its operating expenditures by ten per cent or more."

3. Amend section 8 by striking the words "the board may deem necessary" and inserting in lieu thereof the words "are needed"; and by striking the words "two-thirds" in line 17 and inserting in lieu thereof the words "a majority".

Further amend section 8 by striking the period at the end of line 41 and inserting a semi-colon, and adding the following: "provided, however, that no gifts, donations, devises or bequests shall be accepted by any county if such acceptance would require incurring of indebtedness or the payment of existing indebtedness, or whose maintenance would require the library district to increase its operating expenditures by ten per cent or more."

4. Amend section 11 by striking the words "county and city or town" in line 8 and inserting in lieu thereof the following: "one or more counties or a county and city or town".

5. Further amend by striking section 13.

6. Amend section 14 by striking the words "two mills" in line 10 and inserting in lieu thereof the words "one-half mill", and by striking the word "three-fourths" in line 14 and inserting in lieu thereof the word "one-fourth".

ALDEN L. DOUD.

Amend Senate File 201 by adding the following section:

Sec. Sec. three hundred seventy-eight point fifteen (378.15), Code 1946, is amended by adding to said section the following: "Provided also, that the board of supervisors of any county may upon its own initiative, after it makes such contact, levy against all the taxable property of the county not otherwise taxed for library purposes, a tax of not more than two mills to create a fund to fulfill its obligation under such contract. But five per cent of the electors of that part of the county not otherwise taxed for library purposes and as is determined by vote for governor at the last general election, may petition the county board of supervisors for calling an election, to be submitted at a special election or as a separate proposal at a general election or state election, for the purpose of establishing contract library service, by then existing or thereafter established public libraries, said petition shall clearly set out the terms of the contract, and the area to be served with such library service. Upon receipt and verification of said petition, the county board of supervisors shall submit the proposal to the electors within such area at a special election or at the next general or state election. Such contract library service shall be established if a majority of the electors of such proposed area vote in favor of such proposal. The county board of supervisors may upon their own initiative and shall if such vote be favorable, appoint a contract library board of trustees to work out details of a cooperative arrangement with libraries then existing and thereafter established in cities and towns, the said contract library board of trustees to be charged with seeing that the terms are fulfilled under the general contract executed jointly by the board of supervisors and the trustees of the libraries in the county participating; after such contract is made,

the county board of supervisors shall levy annually on the taxable property, a tax of not more than two mills to create a fund to fulfill the obligations of the contract. The members of the said contract library board of trustees shall have the same qualifications as the trustees of public libraries and shall consist of the same number and have the same term of office as provided in 1946 Code, chapter three hundred seventy-eight (378) relating to existing public library trustees."

EARL C. FISHBAUGH, JR.

HERMAN M. KNUDSON.

Amend Senate File 302 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Public school employees are granted leave of absence for personal illness or injury with full pay in the following minimum amounts:

1. The first year of employment 5 days.
2. The second year of employment 6 days.
3. The third year of employment 7 days.
4. The fourth year of employment 8 days.
5. The fifth and subsequent years of employment 9 days.

The above amounts shall apply only to consecutive years of employment in the same school district and unused portions shall be cumulative to a maximum of thirty-five days. The school board may, in each instance, require such reasonable evidence as it may desire confirming the necessity for such leave of absence."

R. R. BATESON.

Amend Senate File 325 by adding a new Section thereto, as follows:

"Sec. 3. Nothing contained in Chapter 585, Code 1946, shall apply to the legalizing provisions of this act and a publication in any county of the state shall be deemed a sufficient publication regardless of the provisions of said chapter and regardless of the fact that said act relates to all counties in the state."

HERMAN B. LORD.

Amend Senate File 382 by striking all after the colon (:) in line 3 of Section 4 and inserting in lieu thereof the following:

"The merchant shall, if requested, furnish the assessor from his records facts and figures in writing disclosing the method employed in arriving at the average value of such merchandise, and the assessor may examine books and records for verification purposes."

JOHN BERG.

Amend House File 76, section 2 by striking all of said section after the semicolon in line 13 and inserting in lieu thereof the following: "The state tax commission shall certify to the state comptroller the total amount of money which has been apportioned, or is apportionable to each county, and the state comptroller is hereby authorized to issue his warrant to the treasurer of each county payable from the military service tax credit fund in the amount certified."

LEO ELTHON.

1. Amend House File 96, as amended, in section 3 by adding after the period (.) in line 11 the following: "Such fees shall be used by the department for administering this act."

2. Further amend House File 96, as amended, in section 5 lines 2 and 3 by striking the words "thirty (30)" and substituting in lieu thereof the words "sixty (60)".

3. Further amend House File 96, as amended, in section 31 line 10 by striking the words "due process of law".

O. H. HENNINGSEN.

Amend House File 111, as amended by the House, by striking all of section 2 therefrom.

GEORGE M. FAUL.

Amend House File 111 by striking the period (.) at the end of line 4 section 1 and inserting in lieu thereof the following: "and by striking from line 6 the words "one and three-fourths" and inserting in lieu thereof the words "two and one-fourth".

ROBERT KEIR.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 12, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Reverend J. D. Payne, pastor of the Methodist church, Bayard, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Linn county favoring state aid to schools.

By Senator Clem, from residents of Woodbury county favoring tuberculosis legislation.

By Senator Doud, from residents of Van Buren county favoring state aid to schools.

By Senator Knudson, from residents of Linn county favoring state aid to schools; from residents of Franklin county favoring an increase in salaries for county officers.

By Senator Linnevold, from residents of Winneshiek county favoring state aid to schools.

By Senator Long, from residents of Johnson county relating to liquor legislation.

By Senator Mercer, from residents of Johnson county relating to liquor legislation.

By Senator J. F. Miller, from residents of Buena Vista county, members of business and professional woman's club, favoring state aid to schools.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Hawkins for the day on request of Senator Faul.

INTRODUCTION OF BILLS

Senate File 421, by committee on claims, a bill for an act to make appropriations to H. M. Knudson, Mason City, Iowa, Alden L.

Doud, Douds, Iowa, John R. Gardner, Lisbon, Iowa, and John S. Heffner, Webster City, Iowa.

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

Senate File 422, by committee on claims, a bill for an act to make appropriations to Arch W. McFarlane, Waterloo, Iowa; A. J. Redman, Sac City, Iowa; Harry Cox, Fort Dodge, Iowa; Robert Keir, Spencer, Iowa; Fred Cromwell, Burlington, Iowa, and Frank C. Byers, Cedar Rapids, Iowa.

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

Senate File 423, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees.

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

Senate File 424, by committee on judiciary 1, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of water revenue bonds by the town of Lansing, Iowa and the provisions made for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said town.

Read first and second times, and placed on the calendar.

Senate File 425, by committee on board of control, a bill for an act transferring the law relating to the Glenwood State School into the chapter relating to the Woodward hospital and school, all relating to the care and custody of epileptic and feeble-minded persons.

Read first and second times, and placed on the calendar.

SPECIAL ORDER

Senator Elthon asked and received unanimous consent that the following board of control bills be made a special order of business

for Tuesday, March 18th at 10:30 a.m.: Senate Files 411, 412, 413, 414, 415, 419, 420, 166, 167, 170 and 171.

The bills to be taken up in the order listed.

THIRD READING OF BILLS

On motion of Senator Clem, Senate File 149, a bill for an act to amend sections three hundred fifty-one point seventeen (351.17) and three hundred fifty-one point eighteen (351.18), relating to licensing of dogs, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Clem asked and received unanimous consent that House File 117 be substituted for Senate File 149.

On motion of Senator Clem, House File 117, a bill for an act to amend sections three hundred fifty-one point seventeen (351.17) and three hundred fifty-one point eighteen (351.18), Code 1946, relating to licensing of dogs, was taken up and considered.

The following committee amendment was considered:

1. Amend House File 117 by striking the word "July" in line 4 of section 1 and inserting in lieu thereof the word "May".
2. Further amend House File 117 by striking section 2 and inserting in lieu thereof the following:

"Sec. 2. Section three hundred fifty-one point eighteen (351.18), Code 1946, is hereby amended by striking from lines one (1) and two (2) the words and figure "Immediately following said April 1" and inserting in lieu thereof the words and figure "On or before May 15".

The amendment was adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Watson
Dykhousé	Klein	Miller, J. F.	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Doud

Findlay

Hawkins

Vittetoe

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

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

On motion of Senator Faul, Senate File 153, a bill for an act to amend section four hundred four point five (404.5), subsection nine (9), Code 1946, relating to fire department maintenance fund and the millage rate therein authorized, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent that House File 111 be substituted for Senate File 153.

On motion of Senator Faul, House File 111, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to fire department maintenance fund and the millage rate therein authorized, was taken up and considered.

Sentor Faul offered the following amendment and moved its adoption:

Amend House File 111 by striking all of section 2 therefrom.

The amendment was adopted.

Senator Bekman took the chair at 10:35 a.m.

Senator Keir offered the following amendment and moved its adoption:

Amend House File 111 by striking the period (.) at the end of line 4 section 1 and inserting in lieu thereof the following: "and by striking from line 6 the words "one and three-fourths" and inserting in lieu thereof the words "two and one-fourth".

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Faul	Linnevold	Myrland
Barkley	Hart	Long	Newsome
Bekman	Henningsen	Lord	Reilly
Benson	Hultman	Lucas	Ritchie
Berg	Jacobson	Lynes	Rockhill
Byers	Jones	Martin	Schluter
Clem	Keir	Maytag	Sharp
Colburn	Kirketeg	Mercer	Skourup
Dewel	Knudson	Miller, J. F.	Watson
Dykhouse	Leo	Musmaker	Zastrow
Elthon			

Nays, 3:

Bateson	Fishbaugh	Foster
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Absent or not voting, 6:

Doud	Hawkins	Miller, Ai	Vittetoe
Findlay	Klein		

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

Senator Faul moved that the 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 Elthon took the chair at 10:45 a.m.

On motion of Senator Watson, Senate File 164, a bill for an act to amend chapter two hundred forty-seven (247), Code 1946, relating to paroles, with report of committee recommending amendment in accordance with the Bekman amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman offered the following amendment and moved its adoption:

1. Amend Senate File 164, section one (1) line fifteen (15) by striking the words "he shall be so held" and insert in lieu thereof the words "the court may order him so held".
2. Further amend section one (1) line eighteen (18) by striking the word "shall" and inserting in lieu thereof the word "may".
3. Strike section two (2) of the bill.

President Evans took the chair at 11:05 a.m.

The amendment was adopted.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Faul	Linnevold	Myrland
Bateson	Fishbaugh	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Morcer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Miller, J. F.	Watson
Dykhouse	Knudson	Musmaker	Zastrow
Elthon	Leo		

Nays: none.

Absent or not voting, 4:

Barkley	Findlay	Foster	Hawkins
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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 Watson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Reilly, Senate File 176, a bill for an act to amend chapter four hundred nineteen (419), Code 1946, to permit cities over twenty-five thousand population operating under the manager plan to increase the levy for park purposes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 176 by striking from lines two (2) and three (3), of section one (1), the words "after section four hundred nineteen point sixty-nine," and inserting in lieu thereof the words "after section four hundred nineteen point seventy (419.70),".

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 176 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred seventy point six (370.6), Code 1946, is amended by striking from line four (4) the word, 'five-eighths' and inserting in lieu thereof the word, 'one'."

The amendment was adopted.

Senator Reilly moved that the bill be read a third 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:

Augustine	Fishbaugh	Linnevoold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Dykhouse	Klein	Miller, J. F.	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul	Leo		

Nays: none.

Absent or not voting, 4:

Barkley	Doud	Findlay	Hawkins
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

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

On motion of Senator Clem, Senate File 184, a bill for an act to amend section seven hundred fifty-five point four (755.4), Code 1946, relating to arrest, 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 Senate File 184, subsection three (3) by striking the words "the state" in line nine (9) and by substituting in lieu thereof the words "of this state or any other state or the United States."

Senator Faul asked and received unanimous consent that action on Senate File 184 be deferred and that the bill retain its place on the calendar.

On motion of Senator Dykhouse, Senate File 175, a bill for an act relating to military service exemptions from taxation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse asked and received unanimous consent that House File 185 be substituted for Senate File 175.

On motion of Senator Dykhouse, House File 185, a bill for an act relating to military service exemptions from taxation, was taken up and considered.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend House File 185 by striking from section 1, line six (6), the word "partnership" and inserting in lieu thereof the word "veteran's".

The amendment was adopted.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Hawkins

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

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

On motion of Senator Faul Senate File 228, a bill for an act to empower and obligate the city of Des Moines to cancel certain warrants issued by the said city of Des Moines and subsequently declared illegal and void, with report of committee recommending passage, was taken up, considered and report of the committee adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 228 by inserting in line 17 of section 1 following the word "of" the following: "Senate File 228".

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Doud	Klein	Miller, J. F.	Zastrow
Dykhouse	Knudson	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Foster	Hawkins
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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 Faul moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF VISITORS

Senator Leo asked and received unanimous consent to present to the Senate, the members of the orchestra of the Iowa School for the Blind, who were present in the balcony with their superintendent and Mrs. Leslie M. Hays, also their music teacher and leader of the orchestra Mr. Schulz.

The orchestra was present at the invitation of the Pioneer Law-makers Association and will appear on their program in joint session in the House chamber.

Senator Knudson asked and received unanimous consent to present to the Senate fifty members of the senior class of the Hampton high school, students in the class of government who

were present in the balcony with their principal and Mrs. C. E. Thomas.

Senator Fishbaugh, on behalf of Senator Hawkins, asked and received unanimous consent to present to the Senate fourteen members of the senior class of the Cromwell consolidated school, students in the class of government who were present in the balcony with their teacher Mrs. Burton Jones.

SENATE CONCURRENT RESOLUTION 19

By LYNES, CLEM, SKOURUP, LUCAS, KEIR, KNUDSON and FAUL.

Be It Resolved by the Senate, the House Concurring: That a public hearing be held in the House Chamber before either house of the General Assembly considers any major secondary road legislation and that the Assembly go into joint session for this purpose at a time to be fixed by joint agreement of the committees on Highways of each House.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

On motion of Senator Dykhouse Senate File 247, a bill for an act to permit the state conservation commission to restore Goose Lake, Greene county, Iowa, and to acquire such lands and rights as are necessary to return same to a suitable wild life area, was taken up, and considered.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Barkley
Bateson
Bekman
Benson
Berg
Byers
Clem
Colburn
Dewel
Dykhouse
Elthon

Faul
Findlay
Fishbaugh
Foster
Hart
Henningsen
Hultman
Jacobson
Jones
Keir
Kirketeg

Klein
Leo
Linnevold
Lord
Lucas
Lynes
Martin
Mercer
Miller, Ai
Miller, J. F.
Musmaker

Myrland
Newsome
Reilly
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Zastrow

Nays, 2:

Doud

Watson

Absent or not voting, 5:

Augustine
Hawkins

Knudson

Long

Maytag

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

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

On motion of Senator Musmaker Senate File 249, a bill for an act to amend chapter five hundred fifty-nine (559), Code 1946, to define the term "power to appoint" as used therein, and to include within said definition powers of consumption, powers in trust or in the nature of a trust, powers to amend, and all other powers which are in substance or effect powers of appointment, regardless of the language used to create them; to provide for the disclaimer of powers, the release of one donee of his right to exercise a joint power, to provide for release of powers for a period of time and to provide for the delivery of releases and disclaimers of powers, was taken up, and considered.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 249 by striking the word "of" in line eight (8) of the title and inserting in lieu thereof the word "by".

The amendment was adopted.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 249 by striking the word "evade" in line thirteen (13) of section one (1) and inserting in lieu thereof the word "invade."

The amendment was adopted.

Senator Musmaker offered the following amendment and moved its adoption:

Amend Senate File 249 by striking lines 3, 4, and 5 of section 10 and inserting in lieu thereof the following:

"its publication in the Winterset Madisionian, a newspaper published at Winterset, Iowa, and the Adair County Free Press, a newspaper published at Greenfield, Iowa."

The amendment was adopted.

Senator Musmaker moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Benson	Hart	Long	Rockhill
Berg	Henningsen	Lord	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Miller, Ai	Vittetoe
Dewel	Keir	Miller, J. F.	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Findlay	Lucas	Maytag	Mercer
Hawkins			

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

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

COMMITTEE FROM THE HOUSE

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

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

JOINT CONVENTION

In accordance with House Concurrent Resolution 10, duly adopted, the Joint Convention was called to order; Kenneth A. Evans presiding.

The President of the Senate appointed the following committee to notify the Pioneer Lawmakers that the Joint Convention was ready to receive them: Representative McFarlane, Representative Avery and Senator Sharp.

The committee previously appointed escorted the Pioneer Lawmakers to the House Chamber.

President Evans introduced the Honorable Israel A. Smith,

President of the Pioneer Lawmakers Association, to the Joint Convention.

Mr. Smith introduced to the Joint Convention Senator Frank C. Byers who welcomed the Pioneer Lawmakers on behalf of the Senate with the following remarks:

MR. PRESIDENT AND MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION:

It is an honor and privilege to be allowed to welcome the Iowa Pioneer Lawmakers on behalf of the Senate of the Fifty-second General Assembly. It is especially a pleasure for me to welcome you on behalf of the Senate at this time because at the next meeting of the Pioneer Lawmakers two years from now I will be eligible to become a member of the Pioneer Lawmakers and hope to be here and be one of you.

There have been many changes in recent years. There are new conditions constantly arising which require legislative consideration and regulation.

You laid the foundations of the laws of our state wisely and well, and I presume you felt when the last session of your terms in the Legislature ended and you had adjourned that the state had all the laws it needed. You would have been correct if life had remained of the tempo of those days, but in this day of the radio, airplane, automobile and the streamliner, the rule of life is change rather than stability, and it is to meet this change with its increased complexity of human relations that new enactments are constantly required.

You realize as well as we that all change is not progress. It is still true, as in the past, that we must consider well what is proposed and hold fast to that which is good. Though we have thus far preserved the heritage of a free people which our forefathers brought forth and you helped hand down, democracy was never as much challenged in the world as today. With highly organized pressure groups making their influence more and more felt in America, there never was a time when it has been more necessary to exert every effort and strain every power at our command to maintain our Republic and transmit it unimpaired to the coming generation.

These are the problems of today. They seem to us greater than the problems of yesterday. They may not be; they may only be closer. We take from you the inspiration, the zeal, the steadfast loyalty to the principles of the Constitution of our country which you in your legislative careers so highly exemplified. We hope to carry on upon the same high plane of public endeavor. The future only can judge of our success.

For the services you rendered the state, for handing down the charter of American freedom undimmed and unerased, and for the example of useful and necessary legislation you set, I welcome you here in the name of the Senate.

Mr. Smith introduced Representative Avery who welcomed the Pioneer Lawmakers on behalf of the House with the following remarks:

PRESIDENT SMITH AND VENERABLE MEN: I use that term advisedly, because you are venerable men. As I think back, as I can, of the pioneering you did in lawmaking for the last fifty years, I am impressed that you did a great service in building well for the future.

I picked up a copy of the Journal of 1909—that is quite a while ago—and you did some pioneering in 1909. You provided for voting bonds for the building of county hospitals, and on that foundation we in this session of the legislature have before us an enabling act permitting us in Iowa to avail ourselves of federal aid for county hospitals. We have another bill before us for the licensing of county hospitals, building hospitals for that matter, and setting up a board to see that these hospitals are built the best to serve the purpose for which they are built. That county hospital bill that you passed in 1909 is being copied in many other states, or has been copied in many other states of the Union, and probably will be copied in many more during the present and the next year.

In Iowa it may interest you to know that twenty-five counties are voting county hospitals this year.

Five years ago America was engaged in the business of devising ways and means to make instruments to destroy life and cause human suffering. Today in this legislature in the county hospital bills that we are proposing to pass we are providing for the relief of human suffering and the saving of human life.

That is one peculiar thing about America. When it becomes necessary to preserve the things for which our pioneer ancestors away back fought, we are ready to lay aside everything and produce the instruments to cause human suffering and destroy human life in order to preserve it. But when it is all over then we turn right around and start doing those things that will prevent human suffering and prevent the destruction of human life.

Venerable men, in behalf of the House of Representatives, I cordially welcome you this day to this occasion. Thank you.

Mr. Smith introduced to the Joint Convention the Honorable Lloyd Thurston, former member of Congress. Mr. Thurston delivered the following address:

MR. CHAIRMAN: It is a privilege to take part in a program with the Governor of the State of Iowa, and also to appear before former and the present members of the General Assembly of a state, wherein the level of living conditions has a higher average than elsewhere in the nation—possibly the whole world. For in Iowa, we are not too conservative or too radical; few are very poor or very rich. Our people are measured and weighed on the scale of their talent or capability, rather than by their holdings. The children of our citizens find their place in the community through their own mental alertness; the leader in the Girls' Club or the captain of the football squad is chosen by the rule of leadership rather than by family position.

An inland empire named "Iowa" was created out here in the heart of

the nation, which was to be the melting pot that received its human portions gradually, so there was complete absorption into the American way of life; while a few communities revere some of the customs or traditions of the land of their forbears, alien isms were not tolerated. If the pioneers had in mind the creation of a state where peace, toleration, education, industry, agriculture might thrive, their labors have borne fruit.

Only a few months have elapsed since the celebration of the Centennial of the admission of Iowa into the Union. It was observed in every city, town and village in the State, so it would be superfluous to attempt to add to the splendid record of achievements so vividly portrayed from one great river to the other. The great debt this and future generations owe to those hardy pioneers cannot in substance be paid; we can only voice what our heart has transmitted to our minds.

However, an abstraction might be mentioned; if the food products of our state should be withdrawn from the channels of trade, hunger and suffering would be felt in many sections of our country, because Iowa supplies ten per cent of the food consumed in the United States, so without boasting, it can be said that our applied science in agriculture and farm products directly concern the whole world.

While our state stands first in many food and cultural fields, Iowa is not only a land of glorious memories, it must be a place with a promising future, so in education, science and social advancement, if Iowa cannot lead, it must keep abreast of the march of progress in movements that will maintain our hard earned place near the top of American citizenship.

A study of the science of history discloses an age old conflict between men who are willing to be slaves and those who prefer to fight for freedom; that self preservation is the impelling motive of human endeavor; so it matters not whether absolute power is vested in an autocracy or in a self centered dictatorship; the result is the same for all except the favored few. The centralization of power has been the scourge of all times, whether ancient, modern or present.

Caesar, Napoleon, Cromwell, in their time, started out as the champions of the oppressed, but ended as tyrants. Later, Hitler, Mussolini and others organized a trail of bloodshed, anarchy, which brought ruin; as will all, who seek to rule through force rather than by orderly processes.

The thought expressed brings the logical corollary; men come and men go, but the principles of justice and humanity are as fixed as the North star. Stated broadly, those who put their faith in men awake in despair, as few mortal beings are strong enough to withstand the flattery of court jesters or office seekers. Washington, Jefferson, Lincoln, were among the limited few on this continent who survived the test. And the humility of these great men, might well be used as a precept for others who slightly over weigh their talents.

Then a further search into the field of human motives is met with the stern, but indisputable evidence that the Almighty did not place all of the brains or intelligence of an era in one cranium; the diffusion of learning and knowledge was not confined to a race, a class, a creed,

and never to an individual. The application of industry, coupled with a determination to achieve, has and always will survive. Merit or lack of merit cannot long be concealed.

So, to reoccur to the thought heretofore developed, the co-operation, the combination of the talents and the energy of the people of Iowa brought forth a government, with its subdivisions, that is second to none in the universe in serving those within its borders. A century of legislative enactments have been added to the original structure, many of those statutes have been written by former members of the General Assembly who are present today. Now as in the past, changes must be made to meet different conditions, trends toward the future must be constantly in mind, but the main structure of our state government is practical and sound, from the four corners of the state, to the top of the gilded dome above.

Inquiry might be made as to the reasons or causes responsible for the sound condition of our state. The reply can be made in a few words; short tenure in office, and frequent, uncontrolled elections. Iowa, recognizing the rights of minorities, many years ago provided for bi-partisan representation in the important boards having control over state institutions. Likewise, required that each election precinct must be under the supervision of officials representing two or more political parties. These salutary laws were not forced through by expediency, but were made mandatory by a citizenship who was willing to provide for honest and fair elections.

Right now it might be said that free elections are the bulwark of free man. Little of the world, and many of our great cities and some states, have yet to enjoy free suffrage, one of the greatest privileges of man. Sweat and free elections will do more to save the world than orations and relief.

TAXES, is a phrase which the present members of the Assembly might prefer to have omitted from these remarks. However, the voters of Iowa have returned a select list of legislators whom they believe can wave a magic wand to make one dollar do the work of two. All eagerly await this transition. It has been said that a government does not create wealth; it just eats wealth; so the problem appears to be, just how little this beast can subsist upon, rather than to satisfy his greedy demands. Probably, each of your constituents would be willing to have you lightly pass over his interests and then press down somewhat heavily upon his neighbors. Life appears to be just that way.

The legislator occupies much the same position as a member of a trial jury. He is expected to hear all of the evidence of those for, as well as those against, proposed measures, then apply his mental processes so as to separate the grain from the chaff; thereafter, his task is simple. Sometimes, it is asserted that he failed to winnow the grain as now required by seed testing statutes; but his constituents usually feel that he has used his best judgment, and elect him again. It is hoped that no member will take offense at the last statement.

While the functions of the federal and state governments are fairly well divided, yet, the policies and actions of the central government affect the parts, just as the activities of the parts affect the whole, so

each must take cognizance of the other. Each tax liquor, tobacco, gasoline, income and inheritances, and in some social fields there are duplications. It therefore follows that the obligations of the federal government are of deep concern to all because of the gigantic, almost incomprehensible debt, fixed and contingent, of about three hundred billion dollars. The units mentioned do have one thing in common; they derive their sustenance from the people, as they create nothing.

The one phase intimately connected with this subject, seldom mentioned in government circles, is that most current debts, public or private, were incurred during a period of high wages and high commodity levels, so the wherewith to pay current taxes or charges comes rather easily, whereas, if wages and commodities and property substantially diminish in value, obviously, the wherewith to pay becomes more difficult to obtain, so the debt just mentioned, in effect, might be considerably, or even greatly, increased in-so-far as its payment is concerned. Debts do not fluctuate with wages and property values, so the ability to discharge an obligation may vary from time to time. It is axiomatic that a strong nation is a solvent nation. This subject will be one of prime importance in the years to come.

And it is again apparent that the states through their executive or legislative branches, must intervene to conserve the assets of our savings and insurance institutions from acquiring securities of an international character, not one share of which will be purchased by a member of the federal government who assisted in creating them. If a provision had been incorporated in the Bill requiring each member of the government in favor of the enactment to invest even one month's salary in such securities, the Bill would never have become a law. The officers of mutual concerns acting for depositors, and life insurance policy holders, should be protected from the pressure that will be made to negotiate that questionable paper.

One of the strangest developments of recent years has been the unexplainable attitude of the people of our country in regard to federal expenditures, as compared with state and local expenses. If a local school board, or library board, whose members serve without compensation, paid a few dollars a ton more for fuel than the current price, a great wave of complaint would arise. If a City Council or Board of Supervisors should slightly overpay for labor, or exceed some local price for materials, there would be a storm of criticism. But apparently, no one, until recently at least no executive federal officials, expected the Washington government to get fifty cents on the dollar for its expenditures. And when the domestic demand for free funds slowed up, these dispensers of public funds canvassed the world for new outlets. They usually found them.

Although we complain about excessive taxation, it would be interesting to know the total amount of funds that would be required if we did not have so many persons and charitable and benevolent organizations which annually contribute millions of dollars to assist the unfortunate, and a multiplicity of worthy causes. The list of such donors would be a long one, but included are the churches; private schools, hospitals and colleges; service units such as the American Legion, the Veterans of

Foreign Wars and their Auxiliaries; the Farm Bureau with its 4-H and Future Farmers; the Farmers' Union and the Grange; the Federation of Women's Clubs and the Business and Professional Women; the Y.M.C.A. and Y.W.C.A.; the K.C.; the U.S.O.; the Red Cross; Salvation Army; the Rotary; Kiwanis; Lions; Boy and Girl Scouts; Parent-Teachers Association; Women's Relief Corps; the Masonic and I.O.O.F. Orders and their auxiliaries, are a few of the many who carry public burdens. So a survey of this charitable field discloses that if all of the splendid work done by these and other like organizations were to be paid for out of public funds, there would be a tremendous increase in taxes.

Not only do many of the groups mentioned expend their funds as indicated, but their educational programs cover a broad field of public service; civic, national, international; and their welfare and patriotic teachings extend vital support to uphold American ideals and traditions. May their number not diminish.

It may be said with propriety that many of the statutes first enacted in our state have been adopted by other state governments, which is a tribute to the sound judgment, the practical vision of hundreds of members who so well served this state and the nation. Many a legislator has been surprised, amazed, then angered by what some court said was his legislative intention. It is true that a statute is somewhat advisory until it has been construed by the highest authority having jurisdiction over the subject matter. Undoubtedly, one of the reasons why courts of last resort so frequently cite opinions of the Iowa Supreme Court is because that body has largely confined its analysis of statutes within the rule of fair interpretation, rather than to substitute the vagaries of minds disturbed by Shangri-La meditations.

As our national legislature is now intimately concerned about the domestic and foreign affairs of China, India, Hungary, Greece, Palestine, and several other nations, it is apparent that less and less time will be given to our affairs, so of necessity, the states will be required to devote more time to matters within the country. Whether this great transition will be best for our people, only time can tell.

We had fervently hoped that when the war had been concluded, that propaganda, both foreign and domestic (and huge sums are now being used for both) which had taken so much of the air channels and space in the press, might subside, so the fog would be cleared and our citizens could again have clear vision to normally consider the problems of our homeland; but this hope is for the future. A bubble in Europe, transmitted to the global boys here, brings a quick huddle in the Washington departments; a spokesman makes a timely release that mountains of boiling, seething, caldrons are about to boil over and engulf the world; which blankets the efforts of our economy statesmen; but funds for the state and service departments are not reduced.

The propaganda dispensers have rendered one service for our American people, they are not required to think any more; their thinking is done for them.

The science of legislating, flexible as it is, affected by ambitious leaders, always subject to dynastic, ethnetic, economic, religious phases,

expanding population, must of necessity adjust statutes to trends and times; and crude though many of its enactments have been, the composite judgment of the legislators when they could freely act, pointed toward the betterment of humanity, in contrast to ukases and commands of the head of nations, whether under the discarded guise of divine rights, or military or financial usurpation. While jibes may be pointed toward the legislator, God save us from the vanity of those who appropriate public funds to increase or perpetuate their authority.

It would appear that there is one weak spot in our national structure, in that which vests the veto power in the Chief Executive, requiring a two-thirds majority of both the Senate and the House of Representatives to over ride his individual decision, which is largely influenced by his own appointees, most of whom have never been elected to any office by the people. As there are 96 members in the Senate and 435 in the House, the difference over a majority equals 16 members in the Senate and about 72 in the House, or a total of about 88 members in the two bodies. Surely, it will not be seriously contended that the Chief Executive, who is often a political accident, has greater ability or is more interested in the welfare of the nation than one of our eighty some members of the Congress. Modern development has placed tremendous sums at the disposal of the President, plus many thousand lucrative offices, which can, and have been flagrantly used to influence legislation. Many a member of the Congress has been denied his share of public works because he did not vote as the President directed. A few years ago, there was much ado about "lame ducks", but legislation was enacted to terminate this complaint. It can be definitely asserted that Presidential patronage to affect, to coerce, has been a far greater menace to our government. An impartial survey of this subject would bring forth a startling array of facts to confirm the remarks just made.

To digress to the facetious, a story, somewhat antedated, has percolated down from the Northeast part of the State; it runs like this: An aged patriarch, with long white beard, leaning on a staff, approached officials in an election precinct in Black Hawk County in the good year 1977, and requested a ballot, which was delivered to him. He then retired to the voting booth where he remained some time, and returned the blank ballot to the election judge saying: "This is not an official ballot." Upon being assured by the election judge that the ballot with others had been sent out by the County Auditor, the applicant said: "I know it is not official; it does not have Arch McFarlane's name on it."

Then, there is the incident about the member of the assembly from Linn County, who retired early because the indicator over the entrance to the elevator in the Savery Hotel pointed at the figure 11. He was astounded to learn that the mechanical device was not a clock. Whether this ignorance reflects more on Linn County or on the State Senate, you may determine. It is only fair to say that the member was not Senator Byers.

There was a measure pending in the 38th Session, backed by the Daughters of the American Revolution, proposing a State Flag, but some other patriotic orders, mainly the Grand Army of the Republic, opposed, asserting there should be one flag—that of the United States. An appeal

was made to a member of the body across from this chamber, who made a survey and found the opposition adamant. Later, he called up the Bill for consideration, obtained unanimous consent to strike the word "flag" and substitute the word "banner", the measure was promptly passed by both branches, signed by the Governor, so the Banner of the State of Iowa proudly floats just below the National emblem.

But the humor directed toward legislative bodies should not be confined to state law makers. It is reported that a public spirited citizen entered a place of business and requested a merchant to donate \$2 to assist in defraying the burial expenses of a former member of Congress. The merchant went to his cash register, withdrew a piece of currency, turned to the solicitor and said: "Here, here is \$10; bury 4 more of them."

America does have innumerable problems, domestic and foreign, but no real American would exchange his citizenship for any of the tinsel decorations passed around by foreign governments. The most enduring, the most valuable title that can be bestowed upon a human being is that accorded to the citizen of the United States of America.

But what is America? So many million square miles of territory, with a great area of fertile land; gigantic industries; quantities of mineral deposits; unexcelled transportation facilities; large cities with beautiful parks and tall buildings; churches, colleges and schools without number; millions of good homes; most of the labor saving devices and comforts of the whole world?

Or, is America a great host of generous persons who in recent years have donated to other people more than fifty billion in dollars and supplies? Has any nation been more humanity minded than our own? Is America the only nation in the world that is constantly to be required to purchase good-will? It seems that many of our own people have forgotten about the contributions of their government and citizens to people in other parts of the world, and believe it to be their duty to sharply condemn their own without carefully analyzing the other side of the picture. Possibly, some of these carping critics might find it more congenial, in other climes.

It has only been a short time since the most devastating war of all time was ended, and its conclusion was largely brought about by the tremendous power of the American armed forces and American economic and financial resources. The unparalleled success of our forces through devotion and loyalty to our flag, places all who did not thus serve under everlasting gratitude to those who so gallantly met and conquered every obstacle, whether on land, the sea, or in the air. The sons of Iowa did their full share in this world wide holocaust. May their flags and banners be placed in the rotunda of this building alongside the flags of the Iowa boys who served in the Civil, Spanish, and World War I Wars.

This America of ours is the most noble heritage ever handed down to a people. America's position in the world did not just happen; it was attained through the toil and privation; the genius, yes, the sweat and blood of thousands of men and women who were determined to prove that human agencies under Divine guidance could create and maintain a form of government that would insure free institutions for a continent extending from to sea to sea.

The courage of our people, the strength of our nation, is equaled by the generosity, the tender mercy which we have extended to the afflicted of many stricken lands. Because of the constant contributions made by our citizens to aid the impoverished abroad, it must not be thought that we intend to change the basis concepts of our well balanced government to meet the views of vocal minorities whose lung power greatly exceeds their mental capacities.

There are in our midst those who would tear into shreds the most benevolent haven of freedom known to man. Real Americans will resist these wreckers, inside and outside of our government, if necessary, with the last drop of their blood.

The spirit of America, with its creative genius, coupled with its humanity, is the beacon light to all mankind. We cannot afford, the world cannot afford, to have its foundations undermined.

The American Ship of State will sail on and on, if there is a crew in command which will not change the course to the shoals on the left, or to the rocks on the right. The middle course, is the American course.

President Evans in the chair.

Weichman of Benton introduced to the Joint Convention Mr. George Schultz, director of the orchestra from the College of the Blind at Vinton, and expressed his sincere appreciation for the splendid music rendered by the orchestra. Mr. Weichman introduced to the Joint Convention Mr. Leslie M. Hayes, Superintendent of the School for the Blind at Vinton, and his wife.

The committee previously appointed came forward and escorted the Pioneer Lawmakers from the House chamber.

On motion of Hinrichs of Iowa the Joint Convention was dissolved.

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

BILLS SIGNED BY THE GOVERNOR

Communications were received from the Governor announcing that on February 24th he had approved the following bill:

Senate File 91, relating to bank records and files.

Also, that on February 26th he had approved the following bills:

Senate File 20, relating to the refund of license fees paid by persons who served with the armed forces of the United States during World War II.

Senate File 41, relating to sales tax on liquor.

Also, that on March 12th he had approved the following bills:

Senate File 90, relating to the capital structure of any bank hereafter organized under the laws of this state.

Senate File 135, relating to compensation to dependents.

Senate Joint Resolution 5, relating to heating system for the hospital at Mt. Pleasant, Iowa.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
H. F. 179	Judiciary 2.
H. F. 196	Judiciary 1.
H. F. 216	Judiciary 1.
H. F. 254	Agriculture.
H. F. 420	Ways and Means.

REPORTS OF COMMITTEES

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 234, a bill for an act to repeal sections four hundred twenty-six point four (426.4) and four hundred twenty-six point five (426.5) and to amend section four hundred twenty-six point six (426.6), Code 1946, relating to computation by County Auditor of Agricultural Land tax credit, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend Senate File 234 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Sections four hundred twenty-six point four (426.4), Code 1946, and four hundred twenty-six point five (426.5) Code 1946, are hereby repealed.

Sec. 2. Section four hundred twenty-six point six (426.6), Code 1946, is hereby amended by striking from line five (5) the word "hereunder".

Sec. 3. Further amend section four hundred twenty-six point six (426.6), Code 1946, by inserting after the date "November 10" in line fifteen (15), the following: "following approval of said list by the Board of Supervisors shall".

O. H. HENNINGSEN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 266, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Senate File 266 by striking from line three (3) of section one (1) the word "of".

2. Further amend Senate File 266 by striking from line eight (8) of section one (1) the word "fund".

O. H. HENNINGSSEN, *Chairman*.

Ordered passed on file.

Senator Hultman submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred House File 227, a bill for an act relating to U. S. Highway Number Six (6), begs leave to report it has had the same under consideration and recommends the same do pass.

O. N. HULTMAN, *Chairman*.

Ordered passed on file.

Senator Martin submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred Senate File 109, a bill for an act to make it unlawful as a condition of employment to require persons to belong to or not to belong to labor unions and to regulate checkoff, begs leave to report it has had the same under consideration and returns the bill without recommendation.

FRANK D. MARTIN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on labor to which was referred Senate File 110, a bill for an act to make it unlawful for executive, administrative, professional or supervisory employees to be members in certain labor organizations, begs leave to report it has had the same under consideration and returns the bill without recommendation.

FRANK D. MARTIN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on labor to which was referred Senate File 111, a bill for an act to make unlawful secondary boycotts by strikes, violence or concerted action on the part of labor organizations or the officers, representatives, agents or members thereof, to force or require any person, firm or corporation to do or refrain from doing certain acts and to provide penalties for violations, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK D. MARTIN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on labor to which was referred Senate File 112, a bill for an act to provide that labor unions, organizations or associations, whether incorporated or not may sue or be sued, to provide enforcement by suit of the provisions of collective bargaining agreements, and to provide for a cost bond in actions where injunctive relief

is sought, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK D. MARTIN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on labor to which was referred Senate File 113, a bill for an act to make it unlawful to picket by force, threats or violence or to destroy or seize property in labor disputes, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK D. MARTIN, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 which was referred Senate File 248, a bill for an act to amend chapter five hundred thirty-three (533), Code 1946, relating to credit unions, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 which was referred Senate File 315, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Faul on March 12, 1947, and when so amended, the bill do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 which was referred House File 24, a bill for an act to amend sections six hundred forty-eight point one (648.1), six hundred forty-eight point five (648.5), and six hundred forty-eight point nineteen (648.19), Code 1946, to prescribe manner of serving notices to quit and original notices in forcible entry and detainer actions and provide for joining actions for rent with forcible entry and detainer actions, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred Senate File 256, a bill for an act to open certain waters of the Mississippi River to commercial fishing, begs leave to report it has had the same under consideration and recommends the same be amended in

accordance with the amendment filed by Senator Sharp on February 25, 1947, and when so amended the bill do pass.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Senator Lynes submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred Senate File 365, a bill for an act relating to the control and eradication of Bang's disease, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 106 by striking all that portion following the enacting clause and substituting in lieu thereof the following:

Section 1. The provisions of this act shall apply only to counties which now have, or may hereafter have, a population of not less than 75,000 inhabitants as determined by the last preceding official federal census.

Sec. 2. No regulation or ordinance adopted under the provisions of this act shall be construed to apply to land, farm houses, farm barns, farm out-buildings or other buildings, structures, or erections which are adapted, by reason of nature and area, for use for agricultural purposes as a primary means of livelihood, while so used.

Sec. 3. Subject to the provisions of sections one (1) and two (2) hereof, the board of supervisors of any county is hereby empowered to regulate and restrict the height, number of structures, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence or other purposes, and to regulate, restrict and prohibit the use for residential purposes of tents, trailers and portable or potentially portable structures; provided that such powers shall be exercised only with reference to land and structures located within the county but lying outside of the corporate limits of any city or town.

Sec. 4. For any and all of said purposes the board of supervisors may divide the county, or any area or areas within the county, into districts of such number, shape, and area as may be deemed best suited to carry out the purposes of this act; and within such districts it may regulate and restrict the erection, construction, reconstruction, alteration, repair, or use of buildings, structures or land. All such regulations and restrictions shall be uniform for each class or kind of buildings throughout each district, but the regulations in one district may differ from those in other districts.

Sec. 5. Such regulations shall be made in accordance with a comprehensive plan and designed to lessen congestion in the street or

highway; to secure safety from fire, panic, and other dangers; to protect health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements.

Such regulations shall be made with reasonable consideration, among other things, as to the character of the area of the district and the peculiar suitability of such area for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout such county.

Sec. 6. The board of supervisors shall provide for the manner in which such regulations and restrictions and the boundaries of such districts shall be determined, established, and enforced, and from time to time amended, supplemented or changed. However, no such regulation, restriction, or boundary shall become effective until after a public hearing in relation thereto, at which parties in interest and citizens shall have an opportunity to be heard. At least 15 days' notice of the time and place of such hearing shall be published in a paper of general circulation in such county.

Sec. 7. Such regulations, restrictions, and boundaries may, from time to time, be amended, supplemented, changed, modified, or repealed. In case, however, of a protest against such change signed by the owners of twenty per cent or more either of the area included in such proposed change, or of the area immediately adjacent thereto and within 500 feet of the boundaries thereof, such amendment shall not become effective except by the favorable vote of at least sixty per cent of all of the members of the board of supervisors. The provisions of Section 6 relative to public hearings and official notice shall apply equally to all changes or amendments.

Sec. 8. In order to avail itself of the powers conferred by this act, the board of supervisors shall appoint a commission, to be known as the county zoning commission, to recommend the boundaries of the various original districts, and appropriate regulations and restrictions to be enforced therein. Such commission shall, with due diligence, prepare a preliminary report and hold public hearings thereon before submitting its final report; and the board of supervisors shall not hold its public hearings or take action until it has received the final report of such commission. After the adoption of such regulations, restrictions, and boundaries of districts, the zoning commission may, from time to time, recommend to the board of supervisors amendments, supplements, changes or modifications.

Sec. 9. The board of supervisors shall appoint an administrative officer authorized to enforce the resolutions or ordinances so adopted by the board of supervisors. Such administrative officer may be a person holding other public office in the county, or in a city or other governmental subdivision within the county, and the board of supervisors is authorized to pay to such officer out of the general fund such compensation as it shall deem fit.

Sec. 10. The board of supervisors shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted

pursuant to the authority of this act shall provide that the said board of adjustment may, in appropriate cases, and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinances or regulations in harmony with its general purpose and intent and in accordance with the general or specific rules therein contained, and provide that any property owner aggrieved by the action of the board of supervisors in the adoption of such regulations and restrictions may petition the said board of adjustment direct to modify regulations and restrictions as applied to such property owners.

Sec. 11 The board of adjustment shall consist of five members each to be appointed for a term of five years, excepting that when the board shall first be created one member shall be appointed for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years, and one for a term of one year. Members shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

Sec. 12. The board shall adopt rules in accordance with the provisions of any regulation or ordinance adopted pursuant to this chapter. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

Sec. 13. Appeals to the board of adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the county affected by any decision of the administrative officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the board of adjustment, by filing with the officer from whom the appeal is taken and with the board of adjustment a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board of adjustment all the papers constituting the record upon which the action appealed from was taken.

Sec. 14. An appeal stays all proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the board of adjustment after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of adjustment or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown.

Sec. 15. The board of adjustment shall have the following powers:

1. To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an adminis-

trative official in the enforcement of this chapter or of any ordinance adopted pursuant thereto.

2. To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance.

3. To authorize upon appeal, in specific cases, such variance from the terms of the ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed and substantial justice done.

Sec. 16. In exercising the above mentioned powers such board may, in conformity with the provisions of this chapter, reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken.

Sec. 17. The concurring vote of three members of the board shall be necessary to reverse any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.

Sec. 18. Any person or persons, jointly or severally, aggrieved by any decision of the board of adjustment under the provisions of this act, or any taxpayer, or any officer, department, board or bureau of the county, may present to a court of record a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within thirty days after the filing of the decision in the office of the board.

Sec. 19. Upon the presentation of such petition, the court may allow a writ of certiorari directed to the board of adjustment to review such decision of the board of adjustment and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney, which shall not be less than ten days and may be extended by the court. The allowance of the writ shall not stay proceedings upon the decision appealed from, but the court may, on application, on notice to the board and on due cause shown, grant a restraining order.

Sec. 20. The board of adjustment shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

Sec. 21. If upon the hearing which shall be tried de novo it shall appear to the court that testimony is necessary for the proper disposition of the matter, it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law, which shall constitute a part of the proceedings upon which the determination of the court shall be made. The court may reverse or affirm, wholly or partly, or may modify the decision brought up for review.

Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from.

Sec. 22. All issues in any proceedings under the foregoing sections shall have preference over all other civil actions and proceedings.

Sec. 23. In case any building or structure is erected, constructed, reconstructed, altered, repaired, converted, or maintained; or any building, structure, or land is used in violation of this act or of any ordinance or other regulation made under authority conferred thereby, the board of supervisors, in addition to other remedies, may institute any appropriate action or proceedings to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use, to restrain, correct, or abate such violation, to prevent the occupancy of said building, structure, or land, or to prevent any illegal act, conduct, business, or use in or about such premises.

Sec. 24. Wherever the regulations made under authority of this act require a greater width or size of yards, courts or other open spaces, or require a lower height of building or less number of stories, or require a greater percentage of lot to be left unoccupied, or impose other higher standards than are required in any other statute or local ordinance or regulation, the provisions of the regulations made under authority of this act shall govern. Wherever the provisions of any other statute or local ordinance or regulation require a greater width or size of yards, courts or other open spaces, or require a lower height of building or a less number of stories, or require a greater percentage of lot to be left unoccupied, or impose other higher standards than are required by the regulations made under authority of this act, the provisions of such statute or local ordinance or regulation shall govern.

Sec. 25. Subject to the provisions of sections one (1) and two (2) hereof, the board of supervisors of any county is further authorized to adopt regulations to provide that every dwelling, whether now or hereafter erected within the county but outside the corporate limits of any city or town which shall develop a private water supply or install a pressure water system or install sanitary house drains, shall comply with the recommendations of the state department of health on minimum requirements as set out in the state plumbing code in regard to such development or installation. Any such regulation may be enforced in the same manner as any other regulation adopted under this act.

Sec. 26. In addition to any other remedy granted herein, the violation on any regulation, restriction or boundary adopted under this act or the occupancy or use of any structure erected, altered or maintained in violation of this act shall constitute a misdemeanor. Such occupancy or use shall be deemed a continuing violation and may be the subject of repeated prosecutions if so continued. Every person convicted of a misdemeanor, by reason of violations hereinabove set forth, shall be punished by a fine of not more than \$100.00 or by imprisonment of not more than thirty days.

Further amend Senate File 106 by striking all after the word "Act" in line one (1) of the title and inserting in lieu thereof the following:
"granting to the board of supervisors of any county, with a popula-

tion of not less than 75,000 inhabitants, with respect to lands located within the county but lying outside the corporate limits of any city or town, the power to appoint a zoning commission and to prescribe its duties; to divide the county into districts with respect to the development and uses of the property therein; to adopt uniform rules for such property which may affect the general welfare; to appoint an administrative officer authorized to enforce such uniform rules and to provide for the payment of such officer; to provide for the appointment of a board of adjustment and to prescribe its duties; to institute appropriate action or proceedings in case of violation of this act or of any ordinance or regulation made under authority conferred thereby; to provide for appeals from the action of the board of adjustment and from the board of supervisors or its administrative officer, and prescribing notice and hearing of such appeal; to impose sanitation requirements in dwellings now or hereafter erected; and to provide penalties for violations."

FRANK D. MARTIN.

1. Amend Senate File 132 by striking the words "by striking from line five (5) the word 'two' and substituting in lieu thereof the word 'one' and" in lines 2, 3, and 4 of section 2.

2. Further amend Senate File 132 by striking the words "by striking from line seven (7) the word 'two' and substituting in lieu thereof the word 'one' and" in lines 2, 3, and 4 of section 3.

3. Further amend Senate File 132 by striking the words "One percent (1%) in line 9 of section 4, and inserting in lieu thereof the words "Two percent (2%)".

4. Further amend Senate File 132 by striking all of section 5 and inserting in lieu thereof the following: "Section four hundred thirty-two point two (432.2) is repealed."

5. Further amend Senate File 132 by striking all of section 6.

6. Further amend Senate File 132 by striking the words "nineteen hundred and forty-six (1946)" in line 5 of section 7 and substituting in lieu thereof the words "nineteen hundred and forty-seven (1947)".

WM. LINNEVOLD.

Amend my amendment to Senate File 184 filed February 10, 1947, by striking in line 3 the word "of".

RALPH E. BENSON.

Amend Senate File 315 by striking the figures "1945" in line 2 of section 1 and inserting in lieu thereof the figures "1947".

Further amend by striking the figures "1945" in line two 2 of section 2 and inserting in lieu thereof the figures "1947".

GEORGE FAUL.

Amend Senate File 201 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Counties may provide for the formation and maintenance of free public libraries open to the use of all inhabitants under proper regulations, and may purchase, erect, or rent buildings or rooms suitable for this purpose and provide for the compensation of necessary employees.

"Sec. 2. A county library district may be established composed of the area of one or more counties. However, no county library district shall include therein the area of any city, town, township, or county now maintaining free library service unless the inclusion of such area shall be approved by a majority of the electors voting thereon residing outside of any such area maintaining free library service. The area of no city, town, township, or county now receiving free library service shall be included in such library district unless a majority of the electors voting thereon in each such area, voting separately, assent to inclusion in such library district. Any such area seeking to be included in any existing county library district shall proceed as hereinafter provided for the establishment of an original district. Five percent of the electors, as determined by the vote for governor at the last general election, may petition the governing body or bodies having jurisdiction of the area comprising such district for the establishment of such county library. Said petition shall clearly designate the limits of such district. Upon receipt and verification of said petition the governing body or bodies of such area shall submit the proposition to the electors within such area at the next general election if said election occurs not less than forty days after the filing of said petition. A county library district shall be established if a majority of the electors in such proposed district vote in favor of such proposal.

"Sec. 3. Counties may receive, hold and dispose of all gifts, donations, devises, and bequests that may be made to them for the purpose of establishing, increasing, or improving any library. When the conditions thereof have been accepted by the county, their use for the county library may be enforced against the County Board of Supervisors by the library board by an action of mandamus or by other proper action.

"Sec. 4. In any county or counties in which a library district has been established a board of library trustees, consisting of five, seven, or nine electors of the library district, shall be appointed by the Board or Boards of Supervisors of the county or counties comprising such library district. Membership on the library board shall be apportioned between the rural and city and town areas of the district in proportion to the population in each of such areas. In the event the library district is composed of two or more counties, representation on said library board shall be equitably divided between or among said counties in proportion to the population in each of such counties.

"Sec. 5. Of said trustees so appointed on boards to consist of nine members, three shall hold office for two years, three for four years, and three for six years; on boards to consist of seven members, two shall hold office for two years, two for four years, and three for six years; and on boards to consist of five members, one shall hold office for two years, two for four years, and two for six years, from the first day of July following their appointment in each case. At their first meeting they shall cast lots for their respective terms, reporting the result of such lot to the board of supervisors. All subsequent appointments, whatever the size of the board, shall be for terms of six years each. Vacancies shall be filled for unexpired terms by the governing body of the taxing unit of the district represented by the retiring member.

"Sec. 6. The board of library trustees may declare the office of a trustee vacant by his removal from the library district or his unexplained absence from six consecutive regular meetings.

"Sec. 7. Members of said board shall receive no compensation for their services.

"Sec. 8. Said board of library trustees shall have and exercise the following powers:

1. To meet and organize by the election of one of their number as president of the board, and by the election of a secretary and such other officers as the board may deem necessary.

2. To have charge, and supervision of the public library, its appurtenances and fixtures, and rooms containing the same, directing and controlling all the affairs of such library.

3. To employ a librarian, such assistants and employees as may be necessary for the proper management of said library, and fix their compensation; but, prior to such employment, the compensation of such librarian, assistants, and employees shall be fixed for the term of employment by a majority of the members of said board voting in favor thereof.

4. To remove such librarian, assistants, or employees by a vote of two-thirds of such board for misdemeanor, incompetency, or inattention to the duties of such employment.

5. To select and make purchases of books, pamphlets, magazines, periodicals, papers, maps, journals, furniture, fixtures, stationery, and supplies for such library.

6. To authorize the use of such libraries by school corporations or by nonresidents of the area which is taxed to support such libraries and to fix charges therefor.

7. To make and adopt, amend, modify, or repeal bylaws, rules and regulations, not inconsistent with law, for the care, use, government, and management of such library and the business of said board, fixing and enforcing penalties for the violation thereof.

8. To have exclusive control of the expenditures of all taxes levied for library purposes as provided by law, and of the expenditures of all moneys available by gifts or otherwise for the erection of library buildings, and of all other moneys belonging to the library fund, including fines and rentals collected under the rules of the board of trustees. Said board shall keep a record of its proceedings.

9. To accept gifts of any property, including trust funds; to take the title of said property in the name of said library; to execute deeds and bills of sale for the conveyance of said property; and to expend the funds received by them from such gifts, for the improvement of said library.

"Sec. 9. Library service shall be accomplished by one or more of the following methods in whole or in part:

1. By the establishment of depositories of books to be loaned at stated times and places.

2. By the transportation of books by conveyances for lending the same at stated times and places.

3. By the establishment of branch libraries for lending books.

"Sec. 10. All moneys received and set apart for the maintenance of such library shall be deposited in the treasury of such county to the credit of the library fund, and shall be kept by the treasurer separate and apart from all other moneys, and paid out upon the orders of the board of trustees, signed by its president and secretary.

Provided that where a free public library is maintained jointly by two or more counties, the library trustees may elect a library treasurer therefor, and it shall be the duty of the city and county treasurers to pay over to said library treasurer any and all library taxes that may be collected by them monthly.

"Sec. 11. The board of trustees shall, immediately after the close of each fiscal year, make to the board of supervisors a report containing a statement of the condition of the library, the number of books added thereto, the number circulated, the number not returned or lost, the amount of fines collected, and the amount of money expended in the maintenance thereof during such year, together with such further information as it may deem important.

"Sec. 12. In any county in which a free library has been established, the board of library trustees may condemn real estate in the name of the county for the location of library buildings and branch libraries, and for the purpose of enlarging the grounds thereof.

"Sec. 13. The board of library trustees shall on or before August 1 of each year certify to the governing body or bodies of the county library district the amount of mills to be levied on all the taxable property in each taxing unit of the district. The entire rural area of each county in the library district shall be considered as one taxing unit. Said levy shall be determined by fixing the amount in dollars to be raised in each taxing unit on a proportionate population basis. From such amount shall be determined the millage rate necessary to raise such amount in said taxing unit. The governing bodies shall make such levies accordingly for the following purposes:

1. Not to exceed two mills for a library maintenance fund. Any unexpended balance in the library maintenance fund at the end of the fiscal year shall remain in said fund and be available without reappropriation.

2. Not to exceed three-fourths mills for a building fund. Said fund shall be used only for the purchase of real estate and to erect library buildings, to pay interest on any indebtedness, and to create a sinking fund to retire such indebtedness. When all indebtedness of the district has been fully paid, the building fund may be used for improvements and repairs, to pay rentals on leased space, and to establish and operate branch libraries and stations in districts where no branch library buildings have been acquired or erected. Any balance in the building fund may be transferred to the maintenance fund.

"Sec. 14. The trustees of any county library district may incur indebtedness for the purpose of purchasing real estate and erecting library buildings.

"Sec. 15. This act shall not apply to the residents of any area receiving library service from any city or town library by contract under the provisions of chapter three hundred seventy-eight (378), Code 1946."

E. K. BEKMAN.

Amend Senate File 315 by striking from lines 5 and 6 of section 4 the following: " , without expense to the state of Iowa".

GEORGE M. FAUL.

Amend House File 77 by adding thereto the following:

"Sec. 2. Subsections one (1) and two (2) of section four hundred twenty-two point seventeen (422.17), Code 1946, is amended by inserting after the word 'nonresident' in line one (1), respectively, the following: 'or his employer in his behalf'."

ALDEN L. DOUD.

Amend House File 96 as passed by the House by striking lines 35 and 36 of section 5 and inserting in lieu thereof the following:

"4. To such owner if such owner is at the time of such accident qualified as a self-insurer under section 34."

Further amend House File 96 by inserting after the word "provided" in line 8 of section 26 the following:

"or has qualified as a self-insurer under section 34 of this act."

O. H. HENNINGSEN.

Amend House File 107, as passed by the House, as follows:

By adding after the word "welfare" in line eighteen (18) of section four (4), the words " , overseers of the poor,".

By adding after the comma (,) after the word "director" in line twenty (20) of section four (4), the word "overseer,".

By adding after the comma (,) after the word "director" in line twenty-three (23) of section four (4), the word "overseer,".

By adding after the comma (,) after the word "director" in line twenty-eight (28) of section four (4) the word "overseer,".

By adding after the comma (,) after the word "director" in line twenty-nine (29) of section four (4) the word "overseer,".

E. K. BEKMAN.

Amend House File 107 by striking all of line 5 of section 4.

E. K. BEKMAN.

Amend House File 181 by adding thereto a new section as follows:

"Section three hundred twenty-four point sixty-three (324.63), Code 1946, is further amended by adding thereto the following: 'When a city or town of this state has been incorporated subsequent to the latest federal census or no federal census is available, the council shall after proper proceedings immediately take a census of the population of such incorporated city or town and pay for the same out of the general fund. The population, census, council proceedings, and manner of obtaining the census shall be set out in an affidavit verified under oath and signed by every council member and certified by the city clerk to the treasurer of state. The census shall be the official census of the population of the city or town until the next federal census. The incorporated city or town shall then be credited and apportioned its portion as set out in this section.' "

GEORGE M. FAUL.

Amend House File 420 as follows:

By striking the period at the end of line 6 of section 1 and inserting

the following: "and said commission shall certify the amount of the refund to the state comptroller who shall issue a warrant therefor."

ALDEN L. DOUD.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 13, 1947.

The Senate met in regular session, President Evans presiding.
Prayer was offered by Rev. T. Ernest Hoon, pastor of the First Methodist church, Sioux Rapids, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bekman, from residents of Wapello county favoring a bonus for veterans of world war II.

By Senator Byers, from residents of Linn county in opposition to giving the superintendent of public instruction jurisdiction over high school athletics.

By Senator Hultman, from residents of Mills county favoring old age and survivors insurance legislation.

By Senator Knudson, from residents of Black Hawk, Cerro Gordo, Cherokee, Franklin and Linn counties favoring state aid to schools; from residents of Crawford county favoring a bonus for veterans of world war II.

By Senator Ritchie, from residents of Cherokee county favoring state aid to schools; from residents of Plymouth county favoring proposed tuberculosis legislation, and from residents of Scott county favoring civil service for state employees.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Reilly for the day on request of Senator Mercer; Senator Hawkins for the day on request of Senator Benson.

INTRODUCTION OF BILLS

Senate File 426, by committee on judiciary 1, a bill for an act to amend sections five hundred eighty-three point one (583.1) and five hundred eighty-three point four (583.4), Code 1946, relating to hotel keepers' lien and to extend the scope of said lien to

include apartment houses, homes, rooming houses, and multiple dwelling houses.

Read first and second times, and placed on the calendar.

Senate File 427, by committee on military affairs, a bill for an act to legalize any expenditures heretofore made by boards of supervisors and cities or towns for the establishment and maintenance of information centers for returned veterans.

Read first and second times, and placed on the calendar.

Senate File 428, by committee on military affairs, a bill for an act to authorize county boards of supervisors in counties having a city having a population of one hundred twenty-five thousand (125,000) or more, or cities having a population of one hundred twenty-five thousand (125,000) or more, or such counties and cities by united action, to appropriate money for information centers for returned veterans.

Read first and second times, and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Bekman, House File 32, a bill for an act providing for the payment of insurance premiums from the various county funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Elthon moved that the vote by which House File 32 went to its third reading be reconsidered, which motion prevailed.

Senator Elthon asked and received unanimous consent that action on House File 32 be deferred and that the bill retain its place on the calendar.

On motion of Senator Keir, House File 280, a bill for an act to authorize the purchase of certain property in the city of Des Moines for use by the state of Iowa and to provide for an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 2:

Hawkins Reilly

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

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

On motion of Senator Elthon, Senate File 353, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 353 by striking all of lines 3, 4, 5 and 6 of section 3 and inserting in lieu thereof the following: "publication in the Sheldon Mail, a newspaper published at Sheldon, Iowa, and in the Spencer Daily Reporter, a newspaper published at Spencer, Iowa."

The amendment was adopted.

Senator Berg moved that the bill be read a third 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:

Augustine	Fishbaugh	Long	Myrland
Barkley	Foster	Lord	Newsome
Bekman	Jacobson	Lucas	Ritchie
Benson	Jones	Lynes	Rockhill
Berg	Keir	Martin	Schluter
Byers	Kirketeg	Maytag	Sharp
Clem	Klein	Mercer	Skourup
Colburn	Knudson	Miller, A.	Vittetoe
Dewel	Leo	Miller, J. F.	Watson
Dykhouse	Linnevoold	Musmaker	Zastrow
Elthon			

Nays, 1:

Faul

Absent or not voting, 8:

Bateson	Findlay	Hawkins	Hultman
Doud	Hart	Henningsen	Reilly

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

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

On motion of Senator Keir, Senate File 354, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of seven thousand dollars (\$7,000.00), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 354 by striking all of lines 3, 4, 5 and 6 of section 3 and inserting in lieu thereof the following: "publication in the Cherokee Chief, a newspaper published at Cherokee, Iowa, and in the Estherville Daily News, a newspaper published at Estherville, Iowa."

The amendment was adopted.

Senator Elthon moved that the bill be read a third 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:

Augustine	Findlay	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Myrland
Bateson	Foster	Long	Ritchie
Benson	Henningsen	Lord	Rockhill
Berg	Hultman	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Clem	Jones	Martin	Skourup
Colburn	Keir	Maytag	Vittetoe
Dewel	Kirketeg	Mercer	Watson
Dykhouse	Klein	Miller, Ai	Zastrow
Elthon	Knudson	Miller, J. F.	

Nays, 1:

Faul

Absent or not voting, 6:

Bekman	Hart	Newsome	Reilly
Doud	Hawkins		

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

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

On motion of Senator Keir, Senate File 355, a bill for an act to authorize the purchase of real property in the city of Des Moines for the use of the Iowa liquor control commission and to provide for an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 355 by striking all of lines 3, 4, 5 and 6 of section 3 and inserting in lieu thereof the following: "publication in the Hartley Sentinel, a newspaper published at Hartley, Iowa, and in the Sheldon Sun, a newspaper published at Sheldon, Iowa."

The amendment was adopted.

Senator Byers offered the following amendment by Senators Byers and Jacobson and moved its adoption:

1. Amend Senate File 355 by striking the words and figures "two thousand dollars (\$2,000)" in line seven (7) of section one (1) and inserting in lieu thereof the words and figures "one dollar (\$1.00)".

2. Further amend Senate File 355 by striking the words "two thousand dollars" in line three (3) of section two (2) and inserting in lieu thereof the words "one dollar".

3. Further amend Senate File 355 by striking the figures "\$2,000" in line four (4) of section two (2) and inserting in lieu thereof the figure "\$1.00".

The amendment was adopted.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Bateson	Elthon	Leo	Musmaker
Bekman	Fishbaugh	LinnevoId	Myrland
Benson	Hart	Long	Newsome
Berg	Henningsen	Lord	Ritchie
Byers	Hultman	Lynes	Rockhill
Clem	Jacobson	Maytag	Schluter
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow
Dykhouse	Knudson		

Nays, 6:

Augustine	Foster	Sharp	Skourup
Faul	Klein		

Absent or not voting, 6:

Barkley	Hawkins	Martin	Reilly
Findlay	Lucas		

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

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

On motion of Senator Keir, Senate File 356, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of nine thousand five hundred dollars (\$9,500.00), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 356 by striking all of lines 3, 4, 5 and 6 of section 3 and inserting in lieu thereof the following: "in the Beacon,

a newspaper published at Spirit Lake, Iowa, and in the Spencer Times, a newspaper published at Spencer, Iowa."

The amendment was adopted.

Senator Elthon moved that the bill be read a third 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:

Augustine	Doud	Leo	Musmaker
Barkley	Dykhous	Long	Myrland
Bateson	Elthon	Lord	Newsome
Bekman	Fishbaugh	Lucas	Ritchie
Benson	Henningesen	Lynes	Rockhill
Berg	Jacobson	Martin	Schluter
Byers	Jones	Maytag	Sharp
Clem	Keir	Mercer	Skourup
Colburn	Kirketeg	Miller, A.	Vittetoe
Dewel	Klein	Miller, J. F.	Zastrow

Nays, 4:

Faul	Findlay	Foster	Watson
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Absent or not voting, 6:

Hart	Hultman	Linnevoold	Reilly
Hawkins	Knudson		

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

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

On motion of Senator Keir, Senate File 357, a bill for an act to authorize the purchase and condemnation of certain property in the city of Des Moines, Iowa, for the use of the Iowa liquor control commission and to provide for an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 357 by striking all of lines 3, 4, 5 and 6 of section 4 and inserting in lieu thereof the following: "publication in the Everly News, a newspaper published at Everly, Iowa, and in the Peterson Patriot, a newspaper published at Peterson, Iowa."

The amendment was adopted.

Senator Jacobson offered the following amendment by Senators Jacobson and Byers and moved its adoption:

Amend Senate File 357 by striking from line 11 of section 3 the words "said sum of money is to" and substituting in lieu thereof the words "The amount of the purchase price or the amount of the award in the condemnation proceedings, but not to exceed thirty thousand dollars (\$30,000.00), shall" and by adding after the word "proceedings" in line 12 of said section the words "or purchase".

The amendment was adopted.

Senator Jacobson offered the following amendment by Senators Jacobson and Byers and moved its adoption:

Amend Senate File 357 by striking the word "and" in line 4 of section 1, the word "and" in line 1 of section 2, and the word "and" in line 5 of section 3 and substituting in lieu of each of the words stricken the word "or".

The amendment was adopted.

Senator Elthon moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Barkley	Findlay	Leo	Myrland
Bateson	Fishbaugh	Linnevoid	Newsome
Bekman	Foster	Long	Ritchie
Benson	Henningsen	Lord	Rockhill
Berg	Hultman	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Clem	Jones	Maytag	Vittetoe
Colburn	Keir	Mercer	Watson
Dewel	Kirketeg	Miller, A.	Zastrow
Dykhouse	Klein	Miller, J. F.	

Nays, 2:

Faul	Skourup
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Absent or not voting, 5:

Doud	Hawkins	Martin	Reilly
Hart			

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

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

On motion of Senator Dykhouse, Senate File 294, a bill for an act to appropriate from the general fund of the state of Iowa for the period from the effective date of this act and ending June 30, 1949, the sum of seven thousand five hundred dollars (\$7,500) for the purpose of making repairs to the spillway of Upper Pine Lake, Hardin county, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Faul	Knudson	Musmaker
Bateson	Findlay	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Hart	Long	Ritchie
Berg	Henningsen	Lord	Rockhill
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Foster	Maytag	Reilly	Skourup
Hawkins			

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

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

On motion of Senator Keir, Senate File 250, a bill for an act to amend section two hundred forty-one point twenty-one (241.21), Code 1946, and to provide what shall be done at the end of each biennium with the unexpended funds remaining from any appropriation or allocation made by the state to the fund for aid to the blind, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Elthon	Klein	Miller, J. F.
Barkley	Findlay	Leo	Musmaker
Bateson	Fishbaugh	Linnevold	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Zastrow
Dykhouse	Kirketeg	Miller, Ai	

Nays, 3:

Faul	Knudson	Watson
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Absent or not voting, 4:

Doud	Hawkins	Reilly	Sharp
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate seventeen junior and senior students of the American Government class of the Washington township consolidated school of Minburn who were present in the balcony with their superintendent, Mr. K. T. Hamcer.

Senator Zastrow asked and received unanimous consent to present to the Senate the members of his daughter Virginia's Sunday school class who were present in the balcony with their companion, Mrs. Howland, from the Methodist church of Charles City, Iowa.

BILL SIGNED BY THE GOVERNOR

The following communication was received from the Governor announcing that on March 12th he had approved the following bill:

Senate File 97, relating to the limit of indebtedness of cities and towns.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Skourup, 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 9, 102 and 153.

W. N. SKOURUP, *Ranking Member, Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 9, 102 and 153.

On motion of Senator Long, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

On motion of Senator Leo, Senate File 199, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by the Consolidated Independent School District of Vinton, in the county of Benton, State of Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Leo asked and received unanimous consent that House File 216 be substituted for Senate File 199.

On motion of Senator Leo, House File 216, a bill for an act to legalize and validate the proceedings relating to the organization of the Consolidated Independent School District of Vinton, in the county of Benton, state of Iowa, the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by said school district and the provisions made for the payment of said bonds and declaring bonds issued pursuant to said proceedings to be enforceable obligations of said school district, was taken up, and considered.

Senator Leo moved that the bill be read a third 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:

Augustine	Findlay	Long	Myrland
Bateson	Hart	Lucas	Newsome
Bekman	Henningsen	Lynes	Ritchie
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Dewel	Klein	Mercer	Vittetoe
Doud	Leo	Miller, J. F.	Watson
Dykhouse	Linnevold	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 17:

Barkley	Fishbaugh	Keir	Miller, Ai
Benson	Foster	Kirketeg	Reilly
Berg	Hawkins	Knudson	Rockhill
Colburn	Hultman	Lord	Schluter
Elthon			

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

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

Senator Long moved that the Senate adjourn until 10:00 a.m., Friday.

The motion was lost.

UNFINISHED BUSINESS

On motion of Senator Bekman, House File 32, a bill for an act providing for the payment of insurance premiums from the various county funds, was taken up for further consideration.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 32 by striking the word "shall" in line 3 and inserting in lieu thereof the words "may at the discretion of the Board of Supervisors".

Further amend by striking the word "shall" in line 7 and inserting in lieu thereof the words "may at the discretion of the Board of Supervisors".

Further amend House File 32 by striking the period in line 5 and inserting in lieu thereof the following " , or from the general fund of the county."

Further amend by striking the period in line 8 and inserting in lieu thereof the following " , or from the general fund of the county."

The amendment was adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 21:

Bateson	Dykhouse	Keir	Mercer
Bekman	Findlay	Kirketeg	Musmaker
Benson	Henningsen	Knudson	Sharp
Byers	Jacobson	Lucas	Skourup
Clem	Jones	Maytag	Vittetoe
Dewel			

Nays, 20:

Augustine	Fishbaugh	Long	Myrland
Barkley	Hultman	Lynes	Newsome
Berg	Klein	Martin	Ritchie
Doud	Leo	Miller, Ai	Schluter
Faul	Linnevold	Miller, J. F.	Watson

Absent or not voting, 9:

Colburn	Hart	Lord	Rockhill
Elthon	Hawkins	Reilly	Zastrow
Foster			

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Hultman 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.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 77, a bill for an act to amend section two hundred twenty point eleven (220.11); to amend section two hundred twenty point sixteen (220.16); to amend section two hundred fifty four point one (254.1); to enact three new sections to follow immediately after section two hundred fifty four point seven (254.7); to amend section three hundred forty seven point thirteen (347.13); subsection eight (8); to amend section three hundred forty seven point sixteen (347.16); to amend section three hundred forty seven point seventeen (347.17), Cod 1946, providing for the care of tuberculosis patients in public tuberculosis sanatoria, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman asked and received unanimous consent that House File 107 be substituted for Senate File 77.

On motion of Senator Bekman, House File 107, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria, was taken up and considered.

PRESENTATION OF VISITORS

Senator Augustine asked and received unanimous consent to present to the Senate, Mary Ann Lang of Iowa Falls, Barbara Glasson of Waterloo, Colleen Renaud of Pella, Ann Rowe of Spencer and Marjorie Miles of Dunlap; the five winners in the state citizenship contest from the D.A.R., assembled in convention in Des Moines, who were present in the balcony in charge of Mrs. Albert Augustine.

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 100, a bill for an act relating to alcoholic liquor and also to beer and malt liquors.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 100

Amend Senate File 100 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by striking paragraph (f) of subsection one (1).

Sec. 2. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by striking the period (.) in line seven (7) of subsection two (2) and adding thereto the following: "and in the case of a city or town, that it is located in a business district or in an area zoned for business. If such place or building is located on the ground floor, there shall be such windows in the building as will enable a clear view of the interior of the premises by a person standing on the street level on the outside thereof at a height of not to exceed four and one-half feet from such level. The entire surface of such windows shall be free from any obstruction to the vision of any person from the outside, nor shall such vision be obstructed by curtains, blinds, or any other obstruction placed in close proximity to such windows."

Sec. 3. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "No bar at which beer is served for consumption by any person while seated or standing at such bar may be maintained in the same room where food is served

in any cafe, restaurant, dining room of a licensed hotel, except trains or in such clubs as are specifically designated by section 124.16, Code 1946, and in taverns as hereinafter defined. The term 'bar' as used in this Act means a counter equipped to refrigerate either draft or bottled beer over which such beer is served for consumption by the purchaser while standing or sitting at such counter. The term 'tavern' as used in this Act is any room in which a bar is maintained and in which beer is sold and consumed, except on trains, and clubs as above referred to. All taverns shall be identified by a sign with the word 'TAVERN' which shall be maintained at all times on the outside of the premises, the letters of such sign shall not be less than six inches in height and the sign shall be so displayed as to be clearly visible to the public."

Sec. 4. Section one hundred twenty-four point twelve (124.12), Code 1946, is amended by striking all of said section after the word "that" in line five (5) and inserting in lieu thereof the following: "In cities and town with a population of less than five thousand (5,000) as shown by the last Federal census, no Class "B" permit shall be issued which shall authorize the sale of beer on the premises where food is sold or consumed unless at the time of such issuance there shall be then in operation in such city or town at least one restaurant, cafe, or cafeteria where complete meals are served for pay which is not licensed to sell beer for consumption on the premises occupied by it. Such Class "B" licenses shall be issued upon the condition and shall continue in force only so long as there shall remain in operation in such city or town a restaurant, cafe, or cafeteria as above provided which does not sell beer for consumption on its premises."

Sec. 5. Section one hundred twenty-four point twenty-one (124.21), Code 1946, is amended by striking all of said section and inserting in lieu thereof the following: "Minors shall not be allowed or permitted in any tavern as above defined."

Sec. 6. Section one hundred twenty-four point twenty-five (124.25), Code 1946, is amended by striking from line nine (9) the words "one and twenty-four hundredths" and inserting in lieu thereof the words "two and forty-eight hundredths."

Sec. 7. Section one hundred twenty-four point thirty-three (124.33), Code 1946, is amended by striking all of subsection two (2) and inserting in lieu thereof the following: "2. The barrel tax collected by the state tax commission shall be credited to the state general fund. All other license fees and taxes collected under this chapter by the state tax commission shall accrue to the state general fund."

Sec. 8. Section one hundred twenty-four point ten (124.10), Code 1946, is amended by adding to subsection one (1) the following: "f. That the place or building where he intends to operate conforms to all the laws, health and fire regulations applicable thereto."

Sec. 9. Section one hundred twenty-four point twenty-four (124.24), Code 1946, is amended by striking from line five (5) of subsection three (3) the words "twenty-five dollars" and inserting in lieu thereof the words "fifty dollars" for individual stores doing an annual business of fifty thousand (50,000) dollars or less, and one hundred (100) dollars

per year for individual stores doing an annual business in excess of fifty thousand (50,000) dollars."

Sec. 10. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, subsection one (1) line three (3) is amended by striking the comma (,) after the word "license" and inserting in lieu thereof a period (.), and by striking all of the remainder of said subsection one (1) and inserting in lieu thereof the following: "This provision shall not apply to any club as defined in sections 124.15 and 124.16 or to hotels with fifteen or more guest rooms."

Sec. 11. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, is amended by striking subsection two (2) thereof.

Sec. 12. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, is amended by striking subsection three (3) and inserting in lieu thereof the following: "3. Booths which are not entirely open on one side or which are of such height or so constructed as to prevent a clear view of the head and shoulders of any person seated therein, and any other impediment, screens, or partitions which conceal the presence of any person in any room where beer is sold for consumption on the premises are prohibited."

Sec. 13. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto new section as follows: "No holder of a Class "B" permit issued under the provisions of Chapter 124, Code 1946, or any servant, agent, or employee of the holder of such permit shall do any of the following acts upon the licensed premises:

1. Fail to maintain a 'TAVERN' sign on the outside of the premises when required as above provided.

2. Sell beer in any tavern, club, cafe, restaurant or hotel open to the general public, if he then holds a Federal Retail Liquor dealer's stamp at such premises other than the stamp required of a retail dealer in malt liquors, if all permits held by him under the laws of this state authorizes only the sale of beer.

3. Employ or permit any minor to enter or remain in any tavern.

4. Give away beer or promote the sale of beer by the gift of any lunch, meal, or article of food.

5. Sell or give beer to a minor.

6. Sell beer to any person while such person is in an intoxicated condition.

7. Sell beer on the licensed premises, or permit beer to be consumed thereon, on any day or at any time when such sale or consumption is prohibited by the laws of the state of Iowa.

8. Sell, offer for sale, possess or permit the consumption on the licensed premises of any kind of alcoholic liquors, the sale or possession of which is not authorized under his permit.

9. Permit any known prostitute to frequent the licensed premises.

10. Permit on the licensed premises any disorderly conduct, breach of the peace, or any lewd or immoral entertainment, conduct, or practices.

The doing of any of the foregoing prohibited acts upon the licensed premises by the holder of a Class "B" permit himself, or by his servant, agent, or employee, shall constitute a nuisance, and the holder of such Class "B" permit may be restrained by temporary injunction from doing

or continuing to do any of the acts above prohibited, either by himself or by means of servant, agent, or employee. Any servant, agent, or employee who does any of the foregoing prohibited acts upon the licensed premises may likewise be restrained by injunction from doing or continuing to do any of the acts above prohibited.

The court, after final hearing, if it finds that the defendant has committed any of the foregoing prohibited acts, shall permanently enjoin the defendant from doing or continuing to do any of the acts as above prohibited, either by himself or by means of servant, agent or employee. The court may further in its discretion restrain by injunction any such person from selling or offering for sale at any place within the state of Iowa beer or malt liquors for any period up to five years from the date of the granting of such injunction, and may further restrain such person from acting as the agent, servant, or employee of any person in making such sales for such period of time at any place within the state of Iowa, or from being financially interested, either directly or indirectly in the profits or income derived from the business conducted under any permit."

Sec. 14. Chapter one hundred twenty-four (124), Code 1946, is amended, by adding thereto a new section as follows: "The duty is hereby imposed upon the holder of the permit and his servants, agents, and employees, to operate the licensed premises in an orderly and lawful manner by refraining from doing any of the acts above prohibited. To enable compliance with such requirements, they are vested with the discretion to refuse to sell or serve beer to any person. They may also determine what persons, other than peace officers or other public officials, may enter or remain upon the licensed premises. They shall not be required to assign any reason for their action so taken to any person affected thereby. Provided, however, that no person shall be discriminated against by reason of his race or color."

Sec. 15. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "Actions to enjoin nuisances by reason of the violation of any of the provisions of section 13 of this Act shall be brought in equity in the name of the state of Iowa, by the county attorney of the county in which the licensed premises are located, who shall prosecute the same to judgment. The petition shall in all cases contain a prayer for a temporary injunction and also for a permanent injunction upon final hearing. In such actions the court, or a judge in vacation, shall, upon presentation of the petition therefor, after hearing thereon as hereinafter provided, allow a temporary writ of injunction without bond, if it shall be made to appear to the satisfaction of the court or judge by the affidavit or affidavits filed with the petition, or by other evidence, that the nuisance complained of exists by reason of the violation of section 13 of this Act. Upon filing the petition, the county attorney shall immediately present it to the court, or a judge if in vacation, who shall fix the time and place for hearing upon the application for temporary injunction which shall not be more than ten days subsequent to the date of filing the petition, unless the court finds that good cause exists for fixing the time for hearing at a later date."

Sec. 16. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "Such action shall be commenced by serving the defendant with an original notice in the manner and form required for the commencement of civil actions. Such notice shall also inform the defendant of the time and place fixed by the court, or judge, for hearing on the application for temporary injunction, and shall be served upon him at least three days prior to the time fixed for hearing on such application. If hearing on the application is continued at the instance of defendant, the writ as prayed shall be granted as a matter of course. The action for permanent injunction shall be triable at the same term of court after due and timely service of the notice of the commencement thereof has been given or as soon thereafter as the business of the court shall permit. After the temporary injunction has been granted, the defendant may have the time of hearing on the permanent injunction advanced and the cause then finally determined."

Sec. 17. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "Petitions to enjoin nuisances shall be filed by the county attorney when so requested in writing by a peace officer or other person as hereinafter provided. Any peace officer who knows that the holder of a permit within his jurisdiction has violated any of the provisions of section 13 of this Act shall file with the county attorney of the county in which the licensed premises are located an affidavit specifying in detail the facts alleged to constitute said violation and requesting that a petition be filed to enjoin said nuisance. A like affidavit and request may be filed with the county attorney by any qualified elector who resides and has for at least one year prior thereto resided in the county.

If the facts stated in such affidavit are based on the personal knowledge of affiant and show a violation of any of the provisions of section 13 of this Act, then the county attorney shall immediately prepare a proper petition which need not be verified but the affidavit filed with him must be attached to the petition when filed with the clerk of the district court. The execution and filing of such affidavit shall not make the person a party to the action. The county attorney shall promptly file the petition with the clerk of the district court and diligently prosecute the same without delay to final judgment."

Sec. 18. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The failure of the county attorney, without good cause, to perform the duties imposed upon him by the preceding section of this Act shall be grounds for his removal from office as provided in chapter 66, Code 1946.

It shall be the duty of all peace officers to enforce within their jurisdictions the provisions of Section 13 of this Act. They shall frequently visit all licensed premises within their jurisdictions to determine whether such permit holders are complying with the law; they shall promptly investigate all complaints made to them relative to any alleged violations of Section 13 within their jurisdiction. When any peace officer has knowledge of a violation of section 13 committed within his juris-

diction, it shall be his duty forthwith to file an affidavit with the county attorney, as above provided, requesting that a petition for injunction to enjoin such nuisance be filed. The failure of any peace officer to perform the duties imposed upon him by this Act shall be grounds for his removal from office as provided by chapter 66, Code 1946."

Sec. 19. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "After the filing of a petition for injunction, no Class "B" permit may be voluntarily surrendered to the issuing authority as provided by section 124.6, Code 1946.

If the court shall grant a permanent injunction, the clerk of the district court shall forthwith certify to the state permit board and to the city or town council, or board of supervisors which has issued the Class "B" permit covering the licensed premises involved in the action, a true copy of the order of the court granting the permanent injunction. Upon receipt of such order, the issuing authorities shall forthwith revoke the permits issued by them. When a permit is so revoked under the provisions of this Act, the holder thereof shall be ineligible for the reissuance of any permit to him for a period of five years from the date of revocation by the issuing authorities.

The revocation of the permits shall be final from the time of the entry of the order to that effect made by the issuing authority. Such order of revocation by the issuing authority shall not be stayed or suspended by an appeal to the supreme court from the judgment entered by the district court.

Any person who sells beer under a permit after it has been revoked as herein provided shall be punished as provided in section one hundred twenty-four point thirty-seven (124.37), Code 1946."

Sec. 20. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The findings, decisions, or determinations of any authority made in any prior proceeding held before such issuing authority for the revocation of the permit of the person against whom an injunction is sought shall not be admissible in evidence or entitled to any weight or consideration by the court in the injunction proceedings against the holder of such permit."

Sec. 21. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "When an injunction has been granted, it shall be binding upon the defendant, and any violation of the provisions thereof shall be punished as a contempt as provided in chapter six hundred sixty-five (665), Code 1946. If a permanent injunction is granted against the defendant, the court may, in its discretion, tax as a part of the costs, in the action, an attorney fee of fifty dollars in favor of the county attorney."

Sec. 22. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "It shall be the duty of the chief of police of every city, the marshal of every town, and the sheriff of every county to enforce within their respective jurisdictions all the laws of the state now or hereafter existing relative to

alcoholic liquor, the provisions of this Act, and all the provisions of Chapter 124, Code 1946, except those relating to the collection of taxes and permit fees. Such duty cannot be avoided by the delegation of the same to a subordinate. Such officers shall, however, assign such subordinate officers within their respective jurisdictions to the duty of enforcing this Act as shall be necessary to fully and adequately perform the duties herein imposed. The failure of any chief of police, marshal, or sheriff to perform the duties as above provided shall be grounds for his removal from office as provided in chapter 66, Code 1946."

Sec. 23. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "It shall be the duty of each city and town council in this state to provide adequate funds to employ such additional peace officers as may be required to assure the effective enforcement of the provisions of this Act."

Sec. 24. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "In the event that the chief of police or town marshal deems that additional officers will be required in their respective jurisdictions to adequately enforce the provisions of this Act, they shall have the right to make application in writing to the council of their respective city or town for the appointment of such additional officers. Such application shall fully state the facts claimed to support the need for the appointment of additional officers. In the event the city or town council fails to comply with such request in its entirety it shall state the grounds of its refusal or qualification of such request. The council shall furnish the chief of police or marshal with a copy of its ruling refusing or qualifying his request."

Sec. 25. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "There is hereby created a department of the state government which shall be known as the department of liquor and beer law enforcement, which department shall be in the bureau of criminal investigation, and the control of said bureau shall be subject to the orders and directions of the attorney general. The department herein created shall have a designated enforcement officer who shall be known as the commissioner and it shall be his duty to devote his entire time to the department and the carrying out of the provisions of this Act. The commissioner shall be appointed by the attorney general and his salary together with the expense of the department shall be provided for by an appropriation sufficient to carry out the intent and purpose of this Act."

Sec. 26. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "It shall be the duty of the department of liquor and beer law enforcement to enforce all the laws of the state now or hereafter existing relative to alcoholic liquor, the provisions of this Act, and all the provisions of chapter one hundred twenty-four (124), Code 1946, except those relating to the collection of taxes and permit fees."

Sec. 27. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The commissioner of public safety shall, upon requisition of the attorney general, from time to time assign for service in the department of liquor and beer law

enforcement such of its officers as may be requisitioned by the attorney general for special service in the department of liquor and beer law enforcement, and when so assigned such officers shall be under the exclusive direction and control of the attorney general."

Sec. 28. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The commissioner of liquor and beer law enforcement is authorized, with the approval of the attorney general, to appoint such clerical workers and other employees as may be required to properly discharge the duties of this department."

Sec. 29. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The duty to enforce the provisions of all the laws of this state now or hereafter existing relative to alcoholic liquor and of this Act, and of the provisions of chapter one hundred twenty-four (124), Code 1946, by the department of liquor and beer law enforcement shall be concurrent with that of the local peace officers within their respective jurisdictions. Such duty shall at all times be diligently performed by the commissioner of liquor and beer law enforcement, all supervisory officers, and all members thereof, without the necessity of a request from any local officer. When engaged in the investigation and enforcing of the provisions of the laws as above provided, the members of the department assigned to duty in the department of liquor and beer law enforcement shall have and exercise all the powers of any peace officer in the state insofar only as the enforcement of such laws may be concerned, but for no other purpose except when so directed by the governor or requested by the local authorities as provided in section eighty point nine (80.9), Code 1946."

Sec. 30. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section reading as follows: "The assignment to duty of the members of the department of liquor and beer law enforcement shall be made in writing by the commissioner. One copy of such assignment shall be delivered to the member, the other retained as a permanent record in the department. Such assignment shall describe the geographical limits of the territory in which they are assigned to operate and shall state the date of the beginning of such assignment and the date on which such assignment shall expire. During the period such assignment remains in force, the members shall be charged with the performance of all the duties imposed by the provisions of this Act within the territory assigned to them. No portion of the state shall at any time remain unassigned to some member or members of the department of liquor and beer law enforcement."

Sec. 31. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "The clerk of the district court of each county shall immediately after its entry in that court forward to the department of liquor and beer law enforcement a true copy of the order of the court granting a permanent injunction which determined the existence of a nuisance to be established. It shall be the duty of the department of liquor and beer law enforcement to investigate any violations of an injunction and to report the results of such investigation to the court ordering such injunction."

Sec. 32. Chapter one hundred twenty-four (124), Code 1946, is

amended by adding thereto a new section as follows: "It shall be unlawful for the holder of any permit issued under the provisions of chapter one hundred twenty-four (124), Code 1946, or the agent, servant, or employee of such holder, to, directly or indirectly, furnish, deliver or render to any peace officer, member of the department of liquor and beer law enforcement, or other officer charged with the enforcement of the provisions of this Act, any money, property, service or thing of value without being paid a full and adequate consideration by the person receiving the same. It shall also be unlawful for such peace officer, member of the department of liquor and beer law enforcement, or other officer, to accept or receive such money, property, service or thing of value without the immediate payment in cash of a full and adequate consideration. It shall be the duty of the issuing authorities to revoke the permit of any holder violating the provisions of this section, and the violation by a member of the department of liquor and beer law enforcement or other peace officer shall be grounds for removal of such person from office."

Sec. 33. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "It shall be the duty of the county attorney to direct, in writing, the chief law enforcing officer of each town, city, and county to make a special investigation of all places within his jurisdiction where beer is sold under a Class "B" permit. Such direction shall be made by the county attorney at least once in each quarter of each year. Upon receiving such direction, such chief law enforcing officer shall make an investigation either personally or by officers under his direction and control. Within thirty days after receiving such direction a return thereof shall be made to the county attorney on forms prepared and approved by the attorney general stating under oath his findings and that such investigation was made without prior notice to the holder of such Class "B" permit, either directly or indirectly. Such return shall be sworn to by the officer making the investigation and by the chief law enforcing officer to whom the direction was sent by the county attorney. In making the investigation, the peace officer shall give special attention to facts which would indicate violations of this title, and shall include in his return filed with the county attorney his findings with reference to whether the permit holder is the owner of a federal retail liquor stamp other than the stamp required of a retail dealer in malt liquors, whether minors are found frequenting the premises, and whether gambling devices are found therein. The county attorney shall file such returns with the district court. Such file shall be sealed and not open for public inspection, but shall be available to the county attorney, the district court, and the grand jury."

Sec. 34. If any section, subsection, clause, sentence, or phrase of this Act or the application thereof to any person or set of circumstances is for any reason held unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act or its application to any other person or circumstances. The Legislature hereby declares that the provisions of this Act are severable, and that it would have passed this Act and each section, subsection, clause, sentence or phrase thereof, irrespective of whether any one or more of the sections,

subsections, clauses, sentences, or phrases be declared unconstitutional and irrespective of whether it be declared unconstitutional or invalid to any person or set of circumstances.

Sec. 35. Section one hundred twenty-four point twenty (124.20), Code 1946, is hereby amended by striking the period at the end of the sixth (6) line of the second paragraph thereof, and inserting the following: "or on any of the following days: Decoration Day, Thanksgiving Day, Christmas Day."

Sec. 36. Any minor who misrepresents his or her age to a permit holder shall be guilty of a misdemeanor, punishable by a fine of not to exceed one hundred dollars or by imprisonment in the county jail for not more than thirty days."

Further amend Senate File 100 by striking the title and inserting in lieu thereof the following:

An Act amending certain sections of chapter 124, Code 1946, and adding new sections to said chapter all relating to alcoholic liquor and also to beer and malt liquors, prohibiting the commission of certain acts by the holders of Class "B" permits, their servants, agents, and employees, declaring the commission of such acts to be nuisances, and providing the procedure to enjoin such nuisances, for the punishment by contempt, and for the revocation of permits; prohibiting sales on certain holidays; establishing certain conditions under which such sales may be made; providing fees to be paid for issuance of Class "B" permits; establishing a barrel tax on all beer manufactured or sold in this state; creating a department of liquor and beer law enforcement under the supervision of the attorney general, charged with the specific duty to enforce all laws relative to alcoholic liquor, this Act, and chapter 124, Code 1946, except the provisions thereof relating to the collection of taxes; imposing the duty upon the department of liquor and beer law enforcement, on peace officers and county attorneys to enforce this Act, and defining such duties; requiring reports to the department of liquor and beer law enforcement by permit holders; providing penalties for misrepresentation of age by a purchaser of beer or malt liquors; to provide penalties and remedies for violations of this Act.

REPORTS OF COMMITTEES

Senator Lynes submitted the following report:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 241, a bill for an act providing for cost of operating and making repairs and improvements to pumping stations, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 243, a bill for an act creating a marketing bureau in the

department of agriculture, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 272, a bill for an act providing for the licensing of butter-makers and fixing the penalty, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 332, a bill for an act relating to drainage districts in connection with United States levees, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 339, a bill for an act relating to definition of society for purpose of qualifying for state aid to local fairs, begs leave to report it has had the same under consideration and returns the bill without recommendation.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 340, a bill for an act relating to re-classification in drainage districts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 393, a bill for an act relating to levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred

Senate File 394, a bill for an act relating to levee and drainage districts, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred Senate File 400, a bill for an act to enable levee and drainage districts heretofore organized under the laws of this state, to cooperate with any agency of the U. S. Government engaged in flood control or reclamation projects which will benefit the lands in such districts and to avail themselves of construction of improvements by such agencies, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture, to which was referred House File 53, a bill for an act relating to weeds, begs leave to report it has had the same under consideration and recommends the same do pass.

J. KENDALL LYNES, *Chairman*.

Ordered passed on file.

Senator Barkley submitted the following report:

MR. PRESIDENT: Your committee on public libraries, to which was referred Senate File 358, a bill for an act relating to the tax levy for county library service by contract with city or town libraries, begs leave to report it has had the same under consideration and recommends the same do pass.

J. R. BARKLEY, *Chairman*.

Ordered passed on file.

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File 381, a bill for an act licensing, inspection and regulation of nursing homes, providing for regulations, enforcement procedures and penalties, begs leave to report it has had the same under consideration and returns the bill without recommendation.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File 395, a bill for an act relating to qualifications and term of nurse examiners, defining the practice of nursing and relating to the licensing of persons to practice nursing and changing of the fee for

license to practice nursing under reciprocal agreement, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended returns the bill without recommendation:

Amend Senate File 395, section 7, line 23, by striking the word "County" and inserting in lieu thereof the word "country".

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health, to which was referred Senate File 398, a bill for an act to provide for the creation of county and district boards of health and establishment of county and district health departments, begs leave to report it has had the same under consideration and recommends the same do pass.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 115, a bill for an act to repeal chapter five hundred thirty-nine (539), Code 1946, and to substitute therefor an act providing for assignment of accounts and non-negotiable instruments, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

1. Amend Senate File 115, section three (3) by adding the following: "4. A notice of assignment duly acknowledged by the assignor in the following form shall be deemed sufficient:

NOTICE OF ASSIGNMENT OF AN ACCOUNT OR ACCOUNTS RECEIVABLE

NOTICE IS HEREBY GIVEN BY, as assignee, whose chief place of business within the state of Iowa is, County of and by, whose chief place of business within the state of Iowa is, that the said assignor expects to assign, or has assigned, an account or accounts now existing or hereafter arising, to the said assignee, and that the general nature of the business out of which such accounts arise is

Dated:, 19.....

.....
Assignor

.....
Assignee"

2. Further amend by striking the comma in line eleven (11) of section four (4) following the word "filing" and inserting a period in lieu thereof.

Further amend section four (4) by striking from line eleven (11) beginning with the words "and stating" and all that follows to and including the period in line eighteen (18).

Further amend section four (4) by striking all that follows after the period in line twenty-one (21) to the end of that section.

3. Further amend by inserting in line two (2) of section five (5) after the word "notice" and before the comma the words "of assignment".

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 265, a bill for an act relating to the number of electors required for the issuance of bonds, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 273, a bill for an act legalizing and validating the proceedings for the issuance of memorial bonds by Grundy County, Iowa, etc., begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 304, a bill for an act legalizing an emergency fund levy for cities having a population of not less than twenty-six thousand or more than twenty-seven thousand as shown by the last census, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred Senate File 310, a bill for an act to legalize the actions of the city council and city clerk of Clinton, Iowa, in making expenditures, incurring indebtedness and issuing warrants on the general fund of the city of Clinton, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred

House Joint Resolution 1, a resolution amending Article IV of the constitution relating to the succession to Governor, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred House File 118, a bill for an act relating to legalizing action of the county board of supervisors of Appanoose County, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1, to which was referred House File 126, a bill for an act to amend section six hundred thirty-six point thirty-two (636.32), Code 1946, relating to share of surviving spouse in absence of issue, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on military affairs, to which was referred House File 19, a bill for an act relating to the military code of Iowa, (Code 1946), begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN P. BERG, *Chairman*.

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred Senate File 330, a bill for an act relating to the levying of a poor tax for the support of the poor, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 108, a bill for an act relating to property exempt from taxation, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 108 by striking all after the semicolon (;) in line

four (4), and inserting in lieu thereof the following: "live poultry of producer to the actual value of five hundred dollars (\$500)"

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means, to which was referred House File 128, a bill for an act to amend section five hundred two point four (502.4), Code 1946, relating to exempt securities, and section five hundred two point five (502.5), Code 1946, relating to exempt transactions, begs leave to report it has had the same under consideration and returns the bill without recommendation.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 106 by striking the period (.) in line seven (7) of section two (2) and inserting in lieu thereof a comma (,) together with the following:

"provided, however, that no restriction of industrial or commercial enterprise, buildings or structures in unincorporated areas shall become effective until approved by a majority, in number and amount of assessment, of the resident real property taxpayers owning real property in the area or district in which such restriction is to be imposed, either (1) at an election held for that purpose, or (2) by their signing an appropriate document indicating their approval."

O. H. HENNINGSEN.

Amend the Bekman amendment to Senate File 201 filed March 12, 1947, as follows:

Strike all of section thirteen (13) of the Bekman amendment filed March 12, 1947, and insert the following:

"Sec. 13. The maintenance of a county library shall be on a proportionate population basis whereby each taxing unit as hereinafter defined shall bear its share in proportion to its population to the whole of said county library district. The board of library trustees shall on or before August 1 of each year certify to the county board or boards of supervisors, and to the councils of those cities or towns which are a part of the county library district, the amount in dollars to be raised by taxation on the taxable property in each taxing unit of the district. The entire rural area of each county in the library district shall be considered as a separate taxing unit. Each city and town which is a part of the county library district shall be considered as a separate taxing unit. The board of supervisors and the council of each city and town composing said county library district shall make the necessary millage levies accordingly for library maintenance purposes of not to exceed two mills. Any unexpended balance in the library maintenance fund at the end of the fiscal year shall remain in said fund and be available without reappropriation."

E. K. BEKMAN.

1. Amend Senate File 204 by striking Section 2 and inserting in lieu thereof the following:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Rapids Tribune, a newspaper published in the city of Cedar Rapids, Iowa, and in the Marion Sentinel, a newspaper published in Marion, Iowa, all without expense to the state."

2. Further amend Senate File 204 by striking the figures "1946" in line eight (8) of the title and preamble and inserting in lieu thereof the figures "1947."

FRANK C. BYERS.

Amend Senate File 274 by inserting the word "not" between the words "shall" and "include" in sub-paragraph twenty-one (21), line seventy-seven (77) of section one (1).

A. D. CLEM.

FRANK C. BYERS.

Amend Senate File 411 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Definitions. As used in this act "department" means Iowa department of state institutions; "board" means state board of public institutions; "administrator" means state administrator of public institutions.

Sec. 2. Creation of Department. There is hereby created and established an Iowa department of state institutions which shall consist of a state board of public institutions, a state administrator of public institutions and such other officers and employees as may be deemed necessary by the state board.

Sec. 3. Appointment of state board. The state board of public institutions shall consist of seven (7) members who shall be selected from the State of Iowa at large, solely with regard to their qualifications and fitness to discharge the duties of the office. Not more than five (5) members shall be of the same political party. The members of the state board shall be appointed by the governor with the advice and consent of the senate for overlapping terms of six (6) years. The terms of two (2) members of the board shall expire on the first day of July of each odd numbered year. The first two (2) members named shall be appointed for a term of two (2) years and the next two (2) members shall be appointed for a term of four (4) years, and the next three (3) for six years. At the expiration of the first year all new appointments shall be for terms of six (6) years.

Sec. 4. Vacancies. Vacancies occurring while the General Assembly is in session shall be filled for the unexpired portion of the term in the same manner as full term appointments are made, but vacancies occurring while the General Assembly is not in session shall be filled by the governor and shall be approved by the Executive Council, but such appointment shall terminate at the end of thirty (30) days after the convening of the next General Assembly.

Sec. 5. Removal. The governor may, with the approval of the senate, during a session of the General Assembly, remove any member of the

board for malfeasance or nonfeasance in office, or for any cause that renders him ineligible to appointment, or incapable or unfit to discharge the duties of his office, and his removal when so made shall be final.

Sec. 6. Political activity. No member, officer, or employee of the board, or of any of the institutions under the control of the board, shall, directly or indirectly, exert his influence to induce other officers, employees, or electors of this state to adopt his political views, or to favor any particular candidate for office, nor shall such member, officer, or employee contribute in any manner money or other thing of value to any person for election purposes. Any person violating this section shall be removed from his office or position.

Sec. 7. Disqualification. No member of the board shall be eligible to any other lucrative state office, elective or appointive, during his term of service.

Sec. 8. Organization. The board shall elect annually a chairman and such other officers as it may deem necessary. In the absence or disability of the secretary, the board may, by order entered of record, appoint a member of the board as acting secretary during such absence or disability, who shall at such time have the powers of secretary of the board. No additional compensation shall be paid because of service of such acting secretary.

Sec. 9. Meeting of board. The board shall meet six (6) times a year. Special meetings may be called by the board, by the chairman of the board or by the secretary of the board upon written request of any five (5) members thereof.

Sec. 10. Seal. The board shall have an official seal and every commission order or other paper executed by the board may, under its direction, be attested with its seal.

Sec. 11. Compensation and expenses. Members of the board shall receive no compensation for their services other than the actual amount of traveling expenses incurred in respect to the performance of their official duties, and for attendance at regular or special meetings of the board, and ten dollars (\$10.00) per diem for each day actually in attendance at such board meetings. The per diem of such individual member of the board shall be limited to an amount not exceeding (in any one (1) year) Twelve Hundred (\$1,200) per year. In addition to the compensation hereinbefore described each member of the board shall be entitled to receive the amount of his traveling and other necessary expenses actually incurred while engaged in the performance of any other official duties, when so authorized by the board. No member of the board shall have any direct financial interest in or profit by any of the operations of the department or any of its agencies. The secretary of the board and other employees of said board, shall, in addition to salary, receive their necessary traveling expenses by the nearest traveled and practical route, when engaged in the performance of official business.

Per diem and expenses of board members, its secretary, and employees, shall upon claims being presented according to the law of this state, be paid out of funds appropriated to the state department of public institutions.

Sec. 12. Trips to other states. No authority shall be granted to any

person to make a trip to another state at the expense of the state, except by resolution, which shall state the purpose of the trip and why the same is necessary, adopted by the board, entered of record prior to the making of such trip.

Sec. 13. Biennial report. The board shall, in each even-numbered year, at the time provided by law, make a report to the governor and General Assembly, and cover therein the biennial period ending with June 30 preceding, which report shall embrace:

1. An itemized statement of its expenditures concerning each institution under its control.

2. A detailed statement of the management of all said institutions.

3. A statement of all visits made to said institutions and when and by whom made.

4. The observations and conclusions of the board relative to said institutions.

5. Such recommendations as to changes in the laws relative to such institutions as the board may deem advisable.

6. The name and salary of every officer or employee of said board, and of the various institutions controlled by the board.

7. The annual report made to the board by the executive officers of the several institutions.

8. Such other matters as the governor may direct.

Sec. 14. Books of accounts. The board shall keep at its office a complete system of books and accounts with each institution under its control. Said books shall show every expenditure authorized and made at said institution and shall exhibit an account of each extraordinary or special appropriation made by the legislature, with every item of expenditure thereof.

Sec. 15. Audit. All receipts of money, goods or property and all disbursements shall be subject to examination and audit as by law provided.

Sec. 16. Institutions controlled. The state board of public institutions shall have full power to contract for, manage, control and govern, subject only to the limitations imposed by law the following institutions:

1. Soldiers Home.
2. Glenwood State School.
3. State Sanatorium.
4. Hospital for Epileptics and School for Feeble-minded.
5. Cherokee State Hospital.
6. Clarinda State Hospital.
7. Independence State Hospital.
8. Mount Pleasant State Hospital.
9. Training School for Boys.
10. Training School for Girls.
11. Juvenile Home.
12. Soldiers' Orphans Home.
13. Women's Reformatory.
14. Men's Reformatory.
15. State Penitentiary.

Sec. 17. Powers of Governor. Nothing contained in section 16 shall limit the general supervisory or examining powers vested in the governor by the laws or constitution of the state, or legally vested by him in any committee appointed by him.

Sec. 18. Report of abuses. The board shall report, in writing, to the governor any abuses found to exist in any of the said institutions.

Sec. 19. Rules—Fire—Additional duties. The board shall prescribe such rules, not inconsistent with law, as it may deem necessary for the discharge of its duties, the management of each of said institutions, the admission of inmates thereto, and the treatment, care, custody, education, and discharge of inmates. It is made the particular duty of the board to establish rules by which danger to life and property from fire will be minimized. In the discharge of its duties and in the enforcement of its rules it may require any of its appointees to perform duties in addition to those required by statute.

Sec. 20. Fire protection contracts. The board shall have power to enter into contracts with the governing body of any city, town, or other municipal corporation for the protection from fire of any property under the control of the board, located in any such municipal corporation or in territory contiguous thereto, upon such terms as may be agreed upon.

Sec. 21. Administrator of public institutions. The board shall appoint an administrative officer for the state department of public institutions who shall be known as the "state administrator of public institutions" and who shall have such tenure of office, salary and travel expenses as the board may establish. The administrator shall be selected and appointed with due regard to the education, training and ability necessary in public institution administration and organization, provided, however, no person shall be appointed who has not had at least five (5) years experience in institutional administration, and such administrator shall be bonded in the sum of not less than twenty-five thousand (\$25,000) dollars, the premium of which bond shall be paid by the State of Iowa. The administrator may be removed by the board for cause.

Sec. 22. General policies. The board shall be limited in function to that of general policy-making, and formulation of rules and regulations. All administrative and executive authority functions and duties shall be vested in the administrator subject to the authority of the board. All proceedings of the board shall be open to the public.

The board shall adopt such general policies, rules and regulations as necessary for the government of the department or any of its agencies. All such policies, rules and regulations adopted by the board shall be binding upon the institutions under the control of such board.

Sec. 23. Personnel. The board shall establish and maintain minimum standards of service and personnel and formulate salary schedules for all personnel provided for by this act. The merit system now in use in the state of Iowa shall be used for qualifications for appointments, tenure of office, annual merit ratings, releases, promotions and salary schedules and the state board shall cause examinations to be held from time to time throughout the state for the purpose of establishing an available qualified list in order of merit of persons eligible for appoint-

ment. Personnel standards shall be based on training, experience, education ability and character.

Sec. 24. Powers and duties of state administrator.

(a) The administrator shall be the executive and administrative officer of the state department of public institutions and shall act as secretary of the board. He shall prepare and submit to the board for its approval a biennial budget of all funds necessary to be appropriated by the legislature to the state department for the purpose of this act. He shall prepare annually a full report of operations and administration of the department, together with suggestions and recommendations, and such reports shall be submitted to the governor not later than ninety (90) days after the close of the fiscal year. Such reports shall include all necessary statistical and financial information in respect to the operations and administration of the department. He shall cause to be published a monthly statistical bulletin for the use of the public containing all necessary statistical and financial information pertaining to the operation of the state department.

(b) The administrator shall, subject to the approval of the board, and in accordance with section 23 hereof, appoint such department personnel as may be necessary for the efficient performance of the duties and purposes prescribed in this act.

(c) The administrator shall, subject to the approval of the board, appoint a psychiatrist of acknowledged skill and ability in the treatment, care and observation of those persons who are afflicted with abnormal mental conditions. The annual salary of such psychiatrist shall be fixed by the board.

(d) The administrator shall, subject to the approval of the board, appoint a penologist who shall be a well qualified and experienced person of acknowledged skill and ability in the administration of penal and corrective institutions. The annual salary of such penologist shall be fixed by the board.

(e) The administrator shall, subject to the approval of the state board appoint a child welfare specialist who shall be qualified by professional training, experience and ability in the field of child welfare. The annual salary of such child welfare specialist shall be fixed by the board.

(f) The administrator shall with the approval of the state board appoint a business manager for all institutions under the administration of the board, which manager shall hold no other office and shall act in no other capacity, nor shall he be eligible to any other lucrative office, elective or appointive in the state during his term of service, but shall devote his time entirely to his duties as business manager of the institutions covered by this act. He shall receive an annual salary and compensation as fixed by the board.

(g) The administrator shall, with the approval of the board appoint such other staff assistants as he may deem necessary.

(h) The administrator shall, with the approval of the board appoint a superintendent or warden for each institution covered by this act who shall be the chief executive officer of such institution, shall have the immediate custody and control subject to the orders of the administrator

of all property used in connection with such institution, except as provided in this act. The chief executive officer shall in accordance with section 23 appoint necessary assistants and employees for the institution under his administration and keep records of such personnel.

The chief executive officer of each institution shall have complete charge and supervision over the condition and repair of all buildings, improvements, equipment and property of each institution.

Sec. 25. Powers and duties of business manager. Subject to the orders and direction of the board such business manager shall have the following powers, duties and responsibilities:

(a) He shall be the general business manager of all the institutions covered by this act, shall have general charge and supervision of all business matters and financial affairs relating thereto.

(b) Under the direction of the board he shall have general charge of all the accounting and all other statistical records and keeping the same in a manner and as directed by the secretary of the board, which manner, method, system and form shall be approved by the auditor of state. He shall file such accounting and other statistical reports and statements with the auditor of state as the auditor may designate by written request to the secretary of the board, at such times and period as the auditor might require.

Sec. 26. Divisions of administration. The administrator, with the approval of the board, shall establish divisions in the department for the administration of this act, and may allocate and reallocate functions among divisions as may be necessary or desirable for competent administration. Such division shall include: 1. A division of psychiatry. 2. A division of penology. 3. A division of child (juvenile) welfare, and any other divisions that may be deemed necessary.

Sec. 27. Duties of psychiatrist. The psychiatrist appointed under the provisions of this act shall have general control over the Mt. Pleasant State Hospital, the Independence State Hospital, the Clarinda State Hospital, and the Cherokee State Hospital, Glenwood State School, Hospital for Epileptics and School for the Feeble-minded and shall cooperate with the control and administration of all other institutions.

Sec. 28. Duties of Penologist. The penologist appointed under the provisions of this act shall have general control of the Women's Reformatory, Men's Reformatory, and the State Penitentiary, and shall cooperate with the child welfare specialist in the control and administration of the Training School for Girls and the Training School for Boys.

Sec. 29. Duties of Child Welfare Specialist. The child welfare specialist appointed under the provisions of this act shall have general control of the Juvenile Home, Soldiers' Orphans Home, the Training School for Girls and the Training School for Boys, and cooperate in the control of the Hospital for Epileptics and the School for Feeble-minded with the psychiatrist provided for by this act.

Sec. 30. Bonds. The board shall require its secretary and each officer and employee of said board, and of every institution under its control who may be charged with the custody or control of any money or property belonging to the state to give an official bond, properly

conditioned, and signed by sufficient sureties, in a sum to be fixed by the board, which bond shall be approved by the board, and filed in the office of the secretary of state. It may require bonds of other officers and employees not enumerated above.

Sec. 31. Dwelling house and provisions. The board shall furnish the executive head of each of said institutions, in addition to salary, with a dwelling house or with appropriate quarters in lieu thereof, and from supplies purchased for the institution, the necessary household provisions for himself, wife, and minor children.

Sec. 32. Salaries—how paid. The salaries and wages shall be included in the monthly pay rolls and paid in the same manner as other expenses of the several institutions.

Sec. 33. Authority for vacation. Vacations of all employees shall only be taken at such times as the executive officer or the business manager in charge of said officer or employee, as the case may be, may direct, and only after written authorization by him, and for the number of days specified therein. A copy of such permit shall be attached to the pay roll of the institution for the month during which the vacation was taken, and the pay roll shall show the number of days the person was absent under the permit.

Sec. 34. Record of employees and inmates. The board shall require the proper officer of each institution to keep in a book prepared for the purpose, a record, to be made each day, of the number of hours of service of each employee. The monthly pay roll shall be made from such time book, and shall be in accord therewith. When an appropriation is based on the number of inmates in or persons at an institution the board shall require a daily record kept of the persons actually residing at and domiciled in such institution.

Sec. 35. Districts. The board shall, from time to time, divide the state into districts from which the several institutions may receive inmates. It shall promptly notify the proper county or judicial officers of all changes in such districts.

Sec. 36. Place of commitments—transfers. Commitments unless otherwise permitted by the board, shall be to the institution located in the district embracing the county from which the commitment is issued. The board may, at the expense of the state, transfer an inmate of one institution to another like institution or to any institution for treatment or care as the physical or mental condition of the inmate may require.

Sec. 37. Record of inmates. The board shall, as to every person committed to any of said institutions, keep the following record: Name, residence, sex, age, nativity, occupation, civil condition, date of entrance or commitment, date of discharge, whether a discharge was final, condition of the person when discharged, the name of the institution from which and to which such person has been committed.

Sec. 38. Record privileged. Except with the consent of the board, or on an order of a judge or court of record, the record provided in section 39 shall be accessible only to the members, secretary, and proper clerks of the board.

Sec. 39. Reports to board. The managing officer of each institution shall, within ten (10) days after the commitment or entrance of a person

to the institution, cause a true copy of his entrance record to be made and forwarded to the board. When a patient or inmate leaves, or is discharged or transferred, or dies in any institution, the superintendent or person in charge shall within ten (10) days thereafter send such information to the office of the board on forms which the board may prescribe.

Sec. 40. Questionable commitment. The superintendent is required to immediately notify the board if there is any question as to the propriety of the commitment of detention of any person received at such institution, and said board, upon such notification shall inquire into the matter presented, and take such action as may be deemed proper in the premises.

Sec. 41. Religious beliefs. The chief executive officer, receiving a person committed to any of said institutions, shall inquire of such person as to his religious preference and enter the same in the book kept for the purpose.

Sec. 42. Religious worship. Any such inmate, during the time of his detention, shall be allowed, for at least one (1) hour each week and in times of extreme sickness, and at such other suitable and reasonable times as is consistent with proper discipline in said institution, to receive spiritual advice, instruction, and administration from any recognized clergyman of the church or denomination which represents his religious belief.

Sec. 43. Religious belief of minors. In case such inmate is a minor and has formed no choice, his preference may, at any time, be expressed by himself with the approval of parents or guardian, if he has any such.

Sec. 44. Investigation of other institution. The board, or any member thereof, may investigate charges of abuse, neglect, or mismanagement on the part of any officer or employee of any county home in which insane persons are kept, and of any private institution which is subject to the supervision of said board.

Sec. 45. Witnesses. In aid of any investigation the board shall have the power to summon and compel the attendance of witnesses; to examine the same under oath, which any member thereof shall have power to administer; to have access to all books, papers, and property material to such investigation, and to order the production of any other books or papers material thereto. Witnesses other than those in the employ of the state shall be entitled to the same fees as in civil cases in the district court.

Sec. 46. Contempt. Any person failing or refusing to obey the orders of the board issued under section 45, or to give or produce evidence when required, shall be reported by the board to the district court in the county where the offense occurs or any judge thereof, and shall be dealt with by the court or judge as contempt of court.

Sec. 47. Transcript of testimony. The board shall cause the testimony taken at such investigation to be transcribed and filed in its office at the seat of government within ten (10) days after the same is taken, or as soon thereafter as practicable, and when so filed the same shall be open for the inspection of any person.

Sec. 48. State agents. The administrator of public institutions may appoint, and discharge at its pleasure, such number of persons as may be authorized by law to act as agents for the soldiers' orphans home, the two (2) training schools, the juvenile home, and the women's reformatory.

Sec. 49. Rooms and supplies. The board shall furnish such agents office rooms and all necessary supplies in the same manner supplies are furnished other officers of the board. Such agents while stopping at any of said institutions may be furnished with rooms, board, and facilities therein, free of cost.

Sec. 50. Duties of agents. Said agents shall:

1. Perform such duties as may be required by law or by said board.
2. Find suitable homes and employment for inmates of said institutions who are to be or who have been released.
3. Inspect such homes.
4. Exercise supervision over such discharged or released persons and examine into their conduct and environment.
5. Return to the institution from which released all inmates who have been conditionally released and whose conduct has been bad, or in violation of their release.
6. Obtain new homes or new employment for released inmates when their environment is bad.
7. Keep records of their acts as agents and make all reports called for by the board.

Sec. 51. Advancing expense fund. The State Board of Public Institutions may cause to be advanced to each agent, from time to time, from the funds appropriated for such purpose, sums to be used in defraying the official expenses of such agent. The aggregate amount of money so advanced and not expended at any time shall not exceed the sum of two hundred and fifty dollars (\$250.00). The agent shall give security, to be approved by the board, for the proper use and accounting each month of all money so advanced.

Sec. 52. Expenses. Said agents shall receive their actual and necessary expenses incurred in the discharge of their duties.

Sec. 53. Receiving officers—duties. The proper officers, designated by the board, of each institution, shall each:

1. Have charge of and be accountable for all supplies and stores of such institution and be chargeable therewith, at their invoice value.
2. Issue stores and supplies upon requisition approved by the superintendent or other officer designated by the board, which requisition shall be his voucher therefor.
3. Present, monthly, to the board an abstract of all expenditures, together with the accounts and pay rolls for the preceding month.
4. Examine and register all goods delivered as to their amount and quality, and certify to the correctness of the bills therefor, if the goods correspond to the samples, are in good order, and correct in price.
5. Take an invoice, quarterly, of the subsistence supplies and stock in his possession and control, and transmit a copy thereof, duly verified by him, to the board.

6. Make to the board, at the close of the biennial period, a consolidated report of all purchases and transactions of his department.

7. Pay into the state treasury, from time to time, such amount as the board may determine is necessary to reimburse the state for his negligent loss of such stores or supplies, and shall do so within sixty (60) days of determination by the board. If default be made in such payment, he shall be discharged and suit shall be brought on his bond.

Sec. 54. Services required. Inmates of said institutions subject to the provisions hereinafter provided, may be required to render any proper and reasonable service either in the institutions proper or in the industries established in connection therewith.

Sec. 55. Custody. When an inmate of an institution is so working outside the institution proper, he shall be deemed at all times in the actual custody of the head of the institution.

Sec. 56. Wages of inmates. When an inmate performs services for the state at an institution, the board may when it deems such course practicable, pay such inmate such wage as it deems proper in view of the circumstances, and in view of the cost attending the maintenance of such inmate. In no case shall such wage exceed the amount paid to free labor for a like service or its equivalent.

Sec. 57. Deduction to pay court costs. If such wage be paid, the board may deduct therefrom an amount sufficient to pay all or a part of the costs taxed to such inmate by reason of his commitment to said institution. In such case the amount so deducted shall be forwarded to the clerk of the district court or proper official.

Sec. 58. Wages paid to dependent—deposits. If such wage be paid, the board may pay all or any part of the same directly to any dependent of such inmate, or may deposit such wage to the account of such inmate, or may so deposit part thereof and allow the inmate a portion for his own personal use. All deposits shall be on the best attainable terms.

Sec. 59. Conferences. Quarterly conferences of the chief executive officers of said institutions shall be held with the administrator at Des Moines, for the consideration of all matters relative to the management of said institutions. Full minutes of such meetings shall be preserved in the records of the board. The board may cause papers to be prepared and read, at such conferences, on appropriate subjects.

Sec. 60. Scientific investigation. The board shall encourage the scientific investigation, on the part of the executive heads and medical staffs of the various institutions, as to the most successful methods of managing such institutions and treating the persons committed thereto, shall procure and furnish to such heads and staffs information relative to such management and treatment, and, from time to time, publish bulletins and reports of scientific and clinical work done in said institutions.

Sec. 61. Monthly report. The chief executive officer of each institution, shall on the first day of each month, account to the board for all state funds received during the preceding month, and, at said time, remit the same to the treasurer of state.

Sec. 62. Annual reports. The executive head of each institution

shall make an annual report to the board and embrace therein a minute and accurate inventory of the stock and supplies on hand, and the amount and value thereof, under the following heads: Livestock, farm produce on hand, vehicles, agricultural implements, machinery, mechanical fixtures, real estate, furniture, and bedding in inmates' department, state property in superintendent's department, clothing, dry goods, provisions and groceries, drugs and medicine, fuel, library, and all other state property under appropriate heads to be determined by the board.

Sec. 63. Contingent fund. The board may permit the executive head of each institution to retain a stated amount of funds in his possession as a contingent fund for the payment of freight, postage, commodities purchased on authority of the board on a cash basis, salaries, and bills granting discount for cash.

Sec. 64. Requisition for contingent fund. If necessary, the board shall make proper requisition upon the state comptroller for a warrant on the state treasurer to secure the said contingent fund for each institution.

Sec. 65. Monthly reports of contingent fund. A full, minute, and itemized statement of every expenditure made during the month from such contingent fund shall be submitted by the proper officer of said institution to the board under such rules as said board may establish.

Sec. 66. Supplies—competition. The board shall, in the purchase of supplies, afford all reasonable opportunity for competition, and shall give preference to local dealers and Iowa producers when such can be done without loss to the state.

Sec. 67. Dealers may file addresses. Jobbers or others desirous of selling supplies shall, by filing with the board a memorandum showing their address and business, be afforded an opportunity to compete for the furnishing of supplies, under such rules as the board may prescribe.

Sec. 68. Samples preserved. When purchases are made by sample, the same shall be properly marked and retained for six (6) months after the delivery of such purchase.

Sec. 69. Purchase from an institution. The board may purchase supplies of any institution under its control for use in any other such institution, and reasonable payment therefor shall be made as in case of other purchases.

Sec. 70. Purchase of supplies. The board shall, from time to time, adopt and make of record, rules and regulations governing the purchase of all articles and supplies needed at the various institutions, and the form, verification, and audit of vouchers for such purchases.

Sec. 71. Combining appropriations. The state comptroller is authorized to combine the balances carried in all specific appropriations into a special account for each institution under the control of the board, except that the support fund for each institution shall be carried as a separate account.

Sec. 72. State architect. Said board may employ a competent architect, and such draftmen as may be authorized by law. Said architect shall, in addition to salary, be reimbursed for his actual and necessary expenses within the state while engaged in official business. In cases of sufficient magnitude the board may secure the advice of a consulting

architect, or may secure plans and specifications from other architects, at a cost not exceeding one thousand five hundred dollars (\$1,500.00) in any year.

Sec. 73. Plans and specifications. Said board shall cause plans and specifications to be prepared for all improvements authorized and costing over one thousand dollars (\$1,000.00). No appropriation for any improvement shall be expended until the adoption of suitable plans and specifications, prepared by a competent architect, and accompanied by a detailed statement of the amount, quality, and description of all material and labor required for the completion of such improvement.

No plans shall be adopted, and no improvement shall be constructed, which contemplates an expenditure of money in excess of the appropriation.

Sec. 74. Letting of contracts. The board shall, in writing, let all contracts for authorized improvements costing in excess of three hundred dollars (\$300.00) to the lowest responsible bidder, after such advertisement for bids as the board may deem proper in order to secure full competition. The board may reject all bids and readvertise.

Sec. 75. Preliminary deposit. A preliminary deposit of money, or certified check upon a solvent bank in such amount as the board may prescribe, shall be required as an evidence of good faith upon all proposals for the construction of said improvements, which deposit or certified check shall be held under the direction of the board.

Sec. 76. Improvements by day labor. Authorized improvements costing three hundred dollars (\$300.00) or less may, under authorization of the board, be made by the executive head of any institution by day labor.

Sec. 77. Improvements at institutions. The requirement that contracts in excess of three hundred dollars (\$300.00) shall be let under contract shall not be mandatory as to improvements at any institution where the labor of inmates may be utilized on the particular work to be done, to the advantage of the inmates or of the state.

Sec. 78. Payment for improvements. No payment shall be authorized for construction purposes until satisfactory proof has been furnished to the board, by the proper officer or supervising architect, that the contract has been complied with by the parties; and all payments shall be made in a manner similar to that in which the current expenses of the several institutions are paid.

Sec. 79. Property of deceased inmate. The chief executive officer of each institution shall, upon the death of any inmate or patient, immediately take possession of all property of the deceased left at said institution, and deliver the same to the duly appointed and qualified representative of the deceased.

Sec. 80. Property of small value. If administration be not granted within one (1) year from the date of the death of the decedent, and the value of the estate of the decedent is so small as to make the granting of administration inadvisable, then delivery of the money and other property left by the decedent may be made to the surviving spouse and heirs of the decedent.

Sec. 81. When no administration granted. If administration be not

granted within one (1) year from the death of the decedent, and no surviving spouse or heir is known, said executive officer may convert all said property into money and in so doing he shall have the powers possessed by a general administrator.

Sec. 82. Money deposited with treasurer of state. Said money shall be transmitted to the treasurer of state as soon after one (1) year after the death of the intestate as practicable and be credited to the support fund of the institution of which the intestate was an inmate.

Sec. 83. Permanent record. A complete permanent record of the money so sent, showing by whom and with whom it was left, its amount, the date of the death of the owner, his deputed place of residence before he became an inmate of the institution, the date on which it was sent to the state treasurer and any other facts which may tend to identify the intestate and explain the case shall be kept by the chief executive officer of the institution, as the case may be, and a transcript thereof shall be sent to, and kept by, the treasurer of state.

Sec. 84. Payment to party entitled. Said money shall be paid, at any time within ten (10) years from the death of the intestate, to any person who is shown to be entitled thereto. Payment shall be made from the state treasury out of the support fund of such institution in the manner provided for the payment of other claims from that fund.

Sec. 85. Special policemen. The board may, by order entered of record, commission one or more of the employees at each of said institutions as special police. Such police shall, on the premises of the institution of which they are employees, and in taking an inmate into custody, have and exercise the powers of regular peace officers. No additional salary shall be granted by reason of such appointment.

Sec. 86. Temporary quarters in emergency. In case the buildings at any institution under the management of the board are inadequate, unsuited or destroyed or rendered unfit for habitation by reason of fire, storms, or other like causes, to such extent that the inmates cannot be there confined and cared for, said board shall make temporary provision for the confinement and care of the inmates at some other place in the state. Like provision may be made in case any pestilence breaks out among the inmates. The reasonable cost of the change, including transfér of inmates, shall be paid from any money in the state treasury not otherwise appropriated.

Sec. 87. Industries. The board may establish such industries as it may deem advisable at or in connection with any of said institutions.

Sec. 88. Chapters two hundred seventeen (217) and two hundred eighteen (218), Code 1946, are hereby repealed.

Sec. 89. Wherever in the Code 1946, as amended, the words "board of control" appear or similar words are used in referring to said board of control, as applied to the public institutions of this state, such words are hereby changed to "state board of public institutions" or similar words when referring to said board, and the code editor is hereby directed to make such changes in conformity with the intent of this act.

Further amend the title to Senate File 411 by striking the word "act" in line one (1) of said title and inserting in lieu thereof the following:

"relating to the creation of the Iowa Department of State Institutions, a State Board of Public Institutions, authorizing the appointment of a state administrator of public institutions, prescribing the qualifications and duties of the members of the state department, state board, state administrator, and other administrative officers and employees of the Iowa Department of State Institutions; providing for the appointment and manner of appointment of a staff psychiatrist, a staff child welfare specialist, a staff penologist and a staff business manager, and to provide the method of integrating the operation and management of state institutions; and to repeal chapters two hundred seventeen (217) and two hundred eighteen (218) Code 1946, and by changing the name "Board of Control" wherever the same appears in the Code of 1946, to "State Board of Public Institutions."

GEORGE FAUL, ROBERT KEIR, LEROY S.
MERCER, E. C. MYRLAND, ARTHUR H.
JACOBSON, JOHN BERG, E. K. BEKMAN and
FRED MAYTAG.

On motion of Senator Faul, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 14, 1947.

The Senate met in regular session, President Evans presiding. Prayer was offered by Rev. C. J. Semans, pastor of the Methodist church, Estherville, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county favoring proposed tuberculosis legislation.

By Senator Dewel, from residents of Emmet county in opposition to proposed road legislation, also from county officials favoring an increase in salaries for county officers.

By Senator Foster, from residents of Henry county favoring state aid to schools, also from county officials favoring an increase in salaries for county officers.

By Senator Knudson, from residents of Cerro Gordo county favoring state aid to schools.

By Senator Lord, from residents of Muscatine county favoring movie censorship legislation.

By Senator Skourup, from residents of Des Moines county in opposition to proposed road legislation.

By Senator Vittetoe, from residents of Poweshiek county favoring proposed pension legislation.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Elthon on account of the death of his sister on request of Senator Long; Senator J. F. Miller for the day on request of Senator Foster; Senator Reilly for the day on request of Senator Foster; Senator Hawkins for the day on request of Senator Faul; Senator Colburn for the day on request of Senator Henningsen.

INTRODUCTION OF BILLS

Senate File 429, by committee on schools and educational institutions, a bill for an act to amend section three hundred forty

point fifteen (340.15), and to repeal section three hundred forty point thirteen (340.13), Code 1946, relating to the fixing of the salary of the county superintendent of schools by the county board of education.

Read first and second times, and referred to committee on compensation of public officers and employees.

Senate File 430, by committee on schools and educational institutions, a bill for an act to amend section two hundred ninety-eight point one (298.1), Code 1946, relating to the amount that school districts may levy for the general fund of school districts.

Read first and second times, and placed on the calendar.

Senate File 431, by committee on schools and educational institutions, a bill for an act to provide for the establishment, maintenance, operation, and expansion of non-profit school lunch programs in public schools in the state of Iowa.

Read first and second times, and placed on the calendar.

Senate File 432, by committee on schools and educational institutions, a bill for an act relating to the expenditure of state funds distributed to public school districts, providing for the method of expenditure, creating a special courses account, and providing for the accounting and expenditure of state aid funds.

Read first and second times, and placed on the calendar.

SPECIAL ORDER

Senator Hultman asked unanimous consent that Senate File 317 be made a special order of business for Friday, March 21st at 10:30 a.m.

Objection was raised.

Senator Zastrow moved that the President appoint a committee of three to attend the funeral of Mrs. Ada Levang, sister of Senator Elthon, on Saturday at 2:00 p.m., at the Christian church in Fertile, Iowa.

The motion prevailed and President Evans appointed as such committee Senators Zastrow, Knudson and Dewel.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 111, a bill for an act relating to fire department maintenance fund.

Also: That the House has concurred in Senate amendments to and passed House File 117, a bill for an act relating to licensing of dogs.

Also: That the House has concurred in Senate amendments to and passed House File 185, a bill for an act relating to tax exemptions on account of military service.

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

House Concurrent Resolution 12, relating to the death of the Honorable Walter S. Goodland, Governor of Wisconsin.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 12

Whereas, death has deprived our neighboring state of Wisconsin of its chief executive, the Honorable Walter S. Goodland, and

Whereas, he has served his state with distinction for many years in various offices of public trust, now, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring: That the Fifty-second General Assembly of Iowa extends to the state of Wisconsin its sincere sympathy in the loss of its chief executive.

Be It Further Resolved that the Chief Clerk of the House of Representatives be directed to send certified copy of this resolution to the acting governor of the state of Wisconsin.

Senator Jacobson asked and received unanimous consent to take up House Concurrent Resolution 12 and moved its adoption.

The motion prevailed and the resolution was adopted.

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate, thirty-five students, members of the classes in American and World history of the Gray consolidated school who were present in the balcony with their superintendent Mrs. Mendenhall and their teacher Miss McConkey.

Senator Vittetoe asked and received unanimous consent to present to the Senate, fifteen senior students of the Commercial class of the Grinnell high school who were present in the balcony with the head of the Commercial Department, Miss H. Beulah Hatcher.

Senator Faul asked and received unanimous consent to present to the Senate, thirty-five students of the Community Life Problem classes of Roosevelt Junior high school who were present in the balcony with their instructor Mrs. Troutfeller.

Senator Faul asked and received unanimous consent to present to the Senate, twenty-three students of the fifth and sixth grades of Douglas school who were present in the balcony with their instructor Mrs. Eva Anderson.

UNFINISHED BUSINESS

On motion of Senator Bekman, House File 107, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria, was taken up for further consideration.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 107 by striking all of line 5 of section 4.

The amendment was lost.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 107, as passed by the House, as follows:

By adding after the word "welfare" in line 20 of section 4 the words " , overseers of the poor ,".

By adding after the comma (,) after the word "director" in line 22 of section 4 the word "overseer ,".

By adding after the comma (,) after the word "director" in line 25 of section 4 the word "overseer ,".

By adding after the comma (,) after the word "director" in line 29 of section 4 the word "overseer ,".

By adding after the comma (,) after the word "director" in line 31 of section 4 the word "overseer ,".

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine
Barkley
Bateson
Bekman
Benson

Berg
Byers
Clem
Dewel
Dykhouse

Faul
Findlay
Fishbaugh
Foster
Hart

Henningsen
Hultman
Jacobson
Jones
Keir

Kirketeg	Lord	Miller, Ai	Schluter
Klein	Lucas	Musmaker	Sharp
Knudson	Lynes	Myrland	Skourup
Leo	Martin	Newsome	Vittetoe
Linnevold	Maytag	Ritchie	Watson
Long	Mercer	Rockhill	Zastrow

Nays: none.

Absent or not voting, 6:

Colburn	Elthon	Miller, J. F.	Reilly
Doud	Hawkins		

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

Senator Bekman moved that the 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 Skourup, Senate File 257, a bill for an act to amend section one point four (1.4), Code 1946, relating to federal acquirements of real estate within the state of Iowa and jurisdiction thereover, was taken up and considered.

Senator Skourup moved that the bill be read a third 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:

Augustine	Fishbaugh	Linnevold	Myrland
Bateson	Hart	Long	Newsome
Bekman	Henningsen	Lord	Ritchie
Benson	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Byers	Jones	Martin	Sharp
Clem	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhousé	Klein	Miller, Ai	Watson
Faul	Knudson	Musmaker	Zastrow
Findlay	Leo		

Nays: none.

Absent or not voting, 8:

Barkley	Doud	Foster	Miller, J. F.
Colburn	Elthon	Hawkins	Reilly

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

Senator Berg moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Berg, Senate File 258, a bill for an act to amend section five hundred forty-one point eighty-five (541.85), Code 1946, relating to holidays affecting the presentation of negotiable instruments; and to establish August fourteenth or V-J Day as a state holiday, was taken up and considered.

Senator Fishbaugh moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Findlay	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevoold	Newsome
Bekman	Hart	Long	Ritchie
Benson	Henningsen	Lord	Rockhill
Berg	Hultman	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Clem	Jones	Martin	Skourup
Dewel	Kier	Maytag	Vittetoe
Doud	Kirketeg	Mercer	Watson
Dykhouse	Klein	Miller, Ai	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Colburn	Hawkins	Miller, J. F.	Reilly
Elthon			

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

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

On motion of Senator Bekman, House File 39, a bill for an act to amend chapter three hundred ninety (390), Code 1946, relating to municipal parking lots, meters and traffic and parking control devices, the leasing of said lots, funds relating thereto, and providing for issuance of revenue bonds, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent to with-

draw the amendment to House File 39 filed by him and found on page 208 of the Senate journal.

Senator Martin asked and received unanimous consent to withdraw the amendment to House File 39 filed by him and found on page 208 of the Senate journal.

Senator Lord asked and received unanimous consent to withdraw the amendment to House File 39 filed by him and found on page 208 of the Senate journal.

Senator Skourup asked and received unanimous consent to withdraw the amendment to House File 39 filed by Senators Skourup and Long and found on page 540 of the Senate journal.

The following committee amendment was considered:

Amend House File 39 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Chapter three hundred ninety (390), Code 1946, is amended by adding the following:

Cities and towns shall have additional power and authority to purchase or lease, install, maintain, repair and operate parking meters or other traffic or parking control devices.

Sec. 2. Section three hundred ninety point one (390.1), Code 1946, is repealed and the following inserted in lieu thereof: Cities and towns shall have additional power and authority to purchase, lease or otherwise acquire and to improve, maintain and operate parking lots or other off street parking areas for the parking of vehicles, but before such authority is exercised the city council shall hold a public hearing to determine whether or not public convenience and necessity will be served by the establishment of such facilities. One notice of such hearing shall be published at least two (2) weeks prior thereto and any person affected by the establishment of said parking lot or off street parking facilities may appear at such hearing and object thereto. Cities and towns shall have additional power and authority to accept gifts or funds from any person, firm, corporation or association or cooperative organization for the establishment and operation of parking lots, if after said hearing, the establishment of such parking facilities is approved.

Sec. 3. Cities and towns shall have power and authority to use the funds received from the operation of parking meters to pay the cost of acquiring, operating, maintaining and repairing the same, and also to pay the cost of acquiring and operating other parking and traffic control devices. Any of such funds remaining thereafter may be used either to purchase, lease or otherwise acquire parking lots or other off street parking areas for the parking of vehicles, or for any other lawful municipal purpose, or said remaining funds may also be used for the retirement of revenue bonds issued for the purpose of acquiring parking lots, in the event the revenue from said parking lots is insufficient to pay the cost of retiring said bonds.

Sec. 4. Cities and towns may issue revenue bonds for the purpose of acquiring parking lots or other off street parking areas for the parking of vehicles, as provided in Section 2 of this act. Said revenue bonds shall be retired either from funds received from the operation of said parking lots, from funds received from the operation of parking meters or from funds received from a tax levied against a benefited district as provided in the following section.

Sec. 5. Wherever the free movement and parking of vehicular traffic is substantially impeded by traffic congestion in cities and towns, the council of said cities and towns may establish a benefited district for the control, regulation and parking of said vehicles. Said district shall be established by ordinance after a public hearing to determine the necessity therefor, and said cities and towns may then levy a tax not exceeding one-half ($\frac{1}{2}$) mill per annum against all the privately owned business, professional, commercial and industrial property within said district, but no such tax shall be levied against private property used solely and only for private family residential purposes. Funds derived from said tax shall be used only for the purpose of retiring the revenue bonds, and then only after first applying on said retirement all funds available from the income from said parking lots or from parking meters.

Sec. 6 All contracts or leases and the procedure thereunder by all cities and towns which have established or installed parking meters or entered into contracts therefor, which procedure, contracts, or leases have not heretofore been held illegal by the Supreme Court of Iowa, are hereby legalized.

Sec. 7. Section three hundred ninety point five (390.5), Code 1946, is amended by striking from line nine (9) the word "five" and inserting in lieu thereof the word "twenty-five".

Sec. 8. This act shall apply to cities organized under special charter.

Sec. 9. That the title of House File 39 be amended by inserting after the word "for" in line four (4) of said title the words, "a tax levy and".

Sec. 10. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in *The American Citizen*, a newspaper published at Des Moines, Iowa, and the *Cascade Pioneer*, a newspaper published at Cascade, Iowa.

Senator Skourup offered the following amendment to the amendment by Senators Skourup and Long and moved its adoption:

Amend the amendment by striking the words "or for any other lawful municipal purpose," in lines 8 and 9 of section 3.

The amendment to the amendment was adopted.

The committee amendment as amended was adopted.

Senator Berg offered the following amendment and moved its adoption:

Amend House File 39 by adding and consecutively numbering the following as a new section:

"Section three hundred ninety point four (390.4), Code 1946, is amended by striking from the last line thereof the words, 'such as' and inserting in lieu thereof the word, 'including'."

Further amend said House File 39 by renumbering the succeeding sections.

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Findlay	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Hart	Long	Ritchie
Bekman	Henningesen	Lord	Rockhill
Benson	Hultman	Lucas	Schluter
Berg	Jacobson	Lynes	Sharp
Byers	Jones	Martin	Skourup
Clem	Keir	Maytag	Vittetoe
Dewel	Kirketeg	Mercer	Watson
Dykhous	Klein	Miller, Ai	Zastrow
Faul	Knudson	Musmaker	

Nays: none.

Absent or not voting, 7:

Colburn	Elthon	Hawkins	Reilly
Doud	Foster	Miller, J. F.	

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

Senator Faul moved that the 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 20

By Committee on Compensation of Public Officers and Employees

Be It Resolved by the Senate, the House Concurring: That the Appropriations Committees of the Senate and House be directed not to submit any appropriations for statutory salary increases for public officials unless such increases have been approved and recommended by the respective committee on Compensation of Public Officers and Employees.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Skourup, 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 216 and 280.

W. N. SKOURUP,
Ranking Member Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 216 and 280.

AMENDMENTS FILED

Amend Senate File 100 as amended and passed by the House by striking all of section one (1) of said amendment, and substituting in lieu thereof the following:

Strike all of section one hundred twenty-four point nine (124.9), Code 1946, and in lieu thereof, substitute a new section as follows:

"a. Whenever a petition is filed by twenty-five per cent of the qualified voters of a city or town, at the last preceding city or town election, requesting a vote by local option on the issuing of a beer permit to sell beer as prescribed by this section, the city or town council shall submit the following proposition to the voters to be voted upon at the next city or town election.

"Shall the town (or city) of be authorized to issue licenses to sell beer according to the regulations and laws of the state of Iowa?

"b. The city or town clerk shall prepare and have printed the following ballot:

"Shall the city (or town) council of be authorized to issue licenses for the sale of beer according to the laws of the state of Iowa?

"c. The ballot shall have two blanks to mark as follows:

Vote for one only

..... Yes

..... No

Official ballot. Signature Clerk."

"d. Whenever one thousand qualified electors at the last preceding election in any county shall file a petition containing one thousand names of qualified voters of the county at the last preceding election, requesting a vote whether the board of supervisors of said county shall issue licenses for beer permits to sell beer outside of any organized city or town, the board of supervisors of said county shall prepare a ballot similar to sections b. and c. hereof, with like blanks and words to be designated as official ballot to be voted on at the next regular election.

"e. When a majority of the qualified voters of any town, city, or county herein mentioned shall vote 'yes', then the said designated

officials shall issue permits and licenses to sell beer in the city, town, or county designated. If a majority shall vote 'no', then no permits or licenses shall be issued.

"f. After such an election, no other proposition for the sale of beer shall be voted upon for two years until the regular city, town, or county election.

"g. All petitions requesting an election shall be filed not less than thirty days before the date of election, and not over forty days prior thereto.

"h. All sections of the Code of Iowa of 1946 in conflict with above revision and amendment are hereby repealed."

J. R. BARKLEY.

Amend Senate File 116 by adding at the end of section 1 the following::

"Section ninety-six point three (96.3), Code 1946, is hereby amended by striking from line 15 of subsection 5 the word 'thirty' and inserting in lieu thereof the word 'fifty'.

"Section ninety-six point seven (96.7), Code 1946, is hereby amended by striking from line 21 of paragraph 'a' of subsection 3, the word 'thirty' and by inserting in lieu thereof the word 'fifty'."

IRVING D. LONG.

Amend Senate File 170 by adding to section 1 the following paragraph:

"If the certification of the patient's condition to the commission of insanity by the hospital superintendent states that a further period of observation and treatment is indicated without commitment of the person as insane, the commission may authorize a further period of such observation and treatment as recommended. During such extended period of observation, a recommendation for either discharge of the patient or recommendation for commitment as insane may be filed with the commission. If the commission does not issue a commitment as insane after recommendation by the superintendent within five (5) days following receipt of such recommendation, the superintendent may, upon authority of the Board of Control, discharge such patient from the hospital, and the hospital and Board of Control, after discharge of such patient, shall be absolved of further responsibility in connection with the case until such time as the same person may be committed.

"The cost of hospitalization of persons committed temporarily under the provisions of this section shall be paid for in the same way as persons committed otherwise as insane."

Further amend Senate File 170 by adding to Section two (2) the following paragraph:

"Persons making application directly to the superintendent and received for observation and treatment on such application, shall be required to pay the costs of hospitalization, which costs may be collected weekly in advance and shall be payable at the business office of the hospital. Such costs shall be the same as for regularly committed patients, and the treatment shall be the same as for other patients."

Further amend Senate File 170 by adding thereto the following new section:

"Sec. 3. If a person wishing to make application for voluntary admission to the hospital is unable to pay the costs of hospitalization or those responsible for such person are unable to pay such costs, application for voluntary admission must be made to the insane commission of the county in which said person is a resident and the commission, after satisfying itself that the person is in need of observation and treatment in the state hospital, may on forms prescribed by the Board of Control, authorize such person's admission as a voluntary case, the costs of hospitalization of such case to be paid in the same way as regularly committed cases. Persons admitted under this section shall be released on application in writing to the superintendent in the same way as voluntary patients are released as provided for in Section 2 above."

JOHN BERG.

Amend section 2 of Senate File 326 as follows:

1. Insert after the period in line 15 of said section the following: "After a resolution authorizing such revenue bonds has been adopted the county auditor shall publish notice of such adoption in at least one newspaper of general circulation in the county at least once each week for two consecutive weeks. Such notice shall identify the resolution by the date of its adoption and shall specify the amount of bonds proposed to be issued, and if within twenty days following the date of the first publication of such notice a petition is filed with the county auditor signed by qualified voters of said county in number equal to or exceeding twenty per cent of the total number of votes cast in such county for governor at the last preceding regular election whereat a governor was elected then the bonds authorized by such resolution shall not be issued unless and until the proposition to issue same shall have been submitted at an election throughout the county and approved by not less than sixty per cent of the votes cast for and against the proposition. When any such petition is filed it shall be referred to the board of supervisors at its next meeting and thereupon the board of supervisors may either repeal the bond resolution or order the election which shall be called and conducted in the manner provided by Chapter 345 of the Code of Iowa, 1946. If there be no petition filed within the time hereinbefore provided or if there be a petition filed and the proposition of issuing such bonds is approved at such election then the board of supervisors may proceed with the acquisition, construction, equipment, operation and maintenance of the county hospital and the issuance of bonds in connection therewith, all as in this act permitted and provided."

2. Further amend Senate File 326, by adding the following: "Sec. 5. The provisions of section three hundred forty-seven point eighteen (347.18), are made applicable to this act."

3. Further amend Senate File 326, by renumbering the remaining sections.

HERMAN B. LORD.

On motion of Senator Dewel, the Senate adjourned until 11:00 a.m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 17, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. J. Waterman, pastor of the Trinity Methodist church, Osceola, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bateson, from Hardin county urging state support of the school lunch program.

By Senator Berg, from residents of Black Hawk county favoring old age and survivors insurance legislation; also, from residents of Boone county favoring state aid to schools.

By Senator Byers, from residents of Linn county in opposition to proposed labor legislation, also relating to compensation of assessors and deputies.

By Senator Dewel, from residents of Emmet county in opposition to appropriations by board of supervisors to farm aid associations; also in opposition to road legislation.

By Senator Foster, from county officers of Louisa county favoring an increase in salary for county officers.

By Senator Hart, from 50 residents of Lee county in opposition to local option.

By Senator Knudson, from residents of Linn county favoring state aid to schools.

By Senator Long, from residents of Buchanan county favoring old age and survivors insurance legislation, also state aid to schools.

By Senator Lucas, from residents of Boone county favoring proposed school legislation.

By Senator Schluter, from residents of Jones county favoring proposed child legislation.

By Senator Watson, from residents of Pottawattamie county favoring proposed conservation legislation.

INTRODUCTION OF BILLS

Senate File 433, by committee on military affairs, a bill for an act to repeal chapter two hundred fifty (250), Code 1946, relating to relief for soldiers, sailors and marines, and creating in lieu thereof the county war veterans commissions of Iowa.

Read first and second times, and placed on the calendar.

Senate File 434, by committee on military affairs, a bill for an act creating the Iowa War Veterans Commission.

Read first and second times, and placed on the calendar.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Findlay on account of illness on request of Senator Kirketeg; Senator Maytag for the day on account of illness on request of Senator Berg; Senator Keir for the day on request of Senator Dykhousé.

EXPRESSION OF APPRECIATION

Senator Elthon on behalf of his mother and the other members of his family expressed their sincere appreciation for the many kind words of sympathy, the beautiful flowers and the representation of the Senate during their recent bereavement.

SPECIAL ORDER

Senator Hultman asked unanimous consent that Senate File 317 be made a special order of business for Monday, March 24th, at 10:30 a.m.

Objection was raised.

Senator Faul moved that Senate File 317 be made a special order of business for Monday, March 24th, at 10:30 a.m.

Roll call was demanded.

On the question "Shall Senate File 317 be made a special order?" the vote was:

Ayes, 28:

Augustine
Barkley
Bateson
Bekman

Byers
Colburn
Doud
Faul

Fishbaugh
Foster
Hart
Hawkins

Hultman
Jones
Kirketeg
Klein

Knudson
Linnevold
Lord

Mercer
Miller, Ai
Musmaker

Myrland
Newsome
Sharp

Skourup
Vittetoe
Watson

Nays, 17:

Benson
Berg
Clem
Dewel
Dykhouse

Elthon
Henningsen
Jacobson
Leo

Long
Lucas
Miller, J. F.
Reilly

Ritchie
Rockhill
Schluter
Zastrow

Absent or not voting, 5:

Findlay
Keir

Lynes

Martin

Maytag

The motion having failed to receive a constitutional and two-thirds majority was declared to have failed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 256, a bill for an act relating to sale of ammunition to minors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 269, a bill for an act relating to appropriation paying cost of grading and construction of paving E. 29th St. between right-of-way of Chicago, Milwaukee and St. Paul and Pacific R. R. Co. and Eastern Ave., in Davenport, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 272, a bill for an act relating to taxation for community center improvement and maintenance fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 287, a bill for an act relating to production and sale of dairy products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 313, a bill for an act relating to levee and drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 483, a bill for an act relating to appropriation to the board of control for support of institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 484, a bill for an act relating to a fund for office of board of control to be appropriated from general fund of state of Iowa

for each year of biennium beginning July 1, 1947 and ending June 30, 1949.

Also: That the House has concurred in Senate amendments to and passed House File 39, a bill for an act relating to municipal parking lots, meters and traffic and parking control devices.

Also: That the House has concurred in Senate amendments to and passed House File 107, a bill for an act relating to care of tuberculosis patients in public tuberculosis sanatoria.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate Joint Resolution 3, providing for appointment of State Building Code Council by the Governor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 46, a bill for an act relating to creating the office of county assessor and generally providing for the ordinary assessment and equalization of assessments of real and personal property.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 250, a bill for an act relating to disposition at the end of each biennium of unexpended funds remaining from any appropriation or allocation made by the state to fund for aid to the blind.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 351, a bill for an act relating to providing deficiency appropriation for salary, support and maintenance for the commission for the blind.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 46

Amend Senate File 46 as follows:

1. Strike all of lines two and three (2 and 3) of section one (1) and insert the following: "of county assessor is hereby created within the office of the county auditor. The county auditor shall be ex officio county assessor. On the effective date of this act the terms of".

2. Strike from lines three and four (3 and 4) of section two (2) the words "the office of county assessor and for".

3. Insert in line eleven (11) of section two (2) after the word "persons" the words "residents of the county for at least one year".

4. Amend section two (2) by striking the period in line thirteen (13) and inserting the words, "and who are qualified voters and residents of the county."

5. Strike of all lines twenty-three and twenty-four (23 and 24) of section two (2) and the word "or" in line twenty-five (25) and insert the following: "certify to the county auditor of each county the names of eligibles for appointment as".

6. Insert at the end of line twenty-eight (28) of section two (2) the following: "Deputy assessors shall be appointed by the county auditor and may be removed by him only for malfeasance, misfeasance, or non-feasance in office."

7. Strike of all lines twenty-nine (29) to thirty-seven (37), inclusive, of section two (2) and insert the following: "The state tax commission shall when requested by the county auditor conduct a special examination for the purpose of selecting eligibles for appointment as deputy assessors."

8. Amend section three by striking from lines thirty-four (34) and thirty-five (35) the words "provided for by section two hundred seventy-three point one (273.1), Code 1946" and substituting therefor, "now or hereafter constituted".

9. Strike from line thirty-seven (37) of section three (3) the words "county assessor and a".

10. Strike from lines forty-a (40a) to forty-three (43), inclusive, of section three (3) the following: "The conference shall select from the eligibles as certified by the state tax commission, a county assessor whose term of office shall take effect not later than January 1, 1948, and whose term shall extend until December 31, 1951."

11. Strike from lines forty-seven (47) and forty-eight (48) of section three (3) the words "Not more than one member of the board of review shall be a citizen" and insert the following: "No two members of the board of review shall be citizens".

12. Strike from line fifty (50) of section three (3) the words "assessors and".

13. Strike from line fifty-one (51) of section three (3) the words "school board" and insert in lieu thereof the words "county board of education".

14. Strike from line fifty-four (54) of section three (3) the words "the assessor or".

15. Strike all of lines fifty-five (55), fifty-six (56) and fifty-seven (57) of section three (3).

16. Strike all of lines fifty-seven-d (57d), fifty-seven-e (57e), and fifty-seven-f (57f) of section three (3) and insert the following: "the county auditor for the purpose of selecting successors to members of boards of review whose terms shall".

17. Strike from line fifty-seven-h (57h) of section three (3) the following: "assessors, deputies and".

18. Strike from lines fifty-seven-i (57i) and fifty-seven-j (57j) of section three (3) the following: "assessors, deputies and".

19. Strike from line seventy (70) of section three (3) the words "Assessors and".

20. Strike from line seventy-one (71) of section three (3) the word "In" at the end of said line and all of lines seventy-two (72) to seventy-eight (78), inclusive, of said section.

21. Strike all of lines two (2) to six (6), inclusive, of section five (5) and insert the following: "county assessor the chief deputy assessor shall act as temporary county assessor until such time as a new county auditor is selected."

22. Strike from section ten (10) all of line one (1) after the numeral "10" and all of lines three (3), four (4), five (5) and six (6).

23. Strike from line eight (8) of section (10) the words "appointive board" and insert the words "board of supervisors".

24. Strike all of section eleven (11).
25. Strike all of section fourteen (14).
26. Strike from lines nine (9) and ten (10) of section twenty-five (25) the words "appointment of a".
27. Strike all of line eleven (11) of section twenty-five (25) and the words "all county assessors and" from line twelve (12) of said section.
28. Strike from lines two (2) and three (3) of section thirty (30) the following: "six (6), seven (7) and eight (8)" and insert "seven (7), eight (8) and nine (9)".
29. Strike all of section forty-seven (47).
30. Strike from line four (4) of section forty-nine (49) the words "in this act" and insert the words "in section three (3) of this act".
31. Strike of all line four (4) of section fifty (50) and insert "or clerk of the district court."
32. Strike all of section fifty-four (54).
33. Renumber the sections of said Senate File to conform with the foregoing amendments.
34. Amend the title by inserting after the words "county assessor" in line three (3) the words "as a duty of the county auditor" and by adding at the end of said line the word "deputy".

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 3

Amend Senate Joint Resolution 3 by striking the words and figures "twenty-five thousand dollars (\$25,000.00)" in lines two (2) and three (3) in section four (4) and inserting in lieu thereof the following: "fifteen thousand dollars (\$15,000.00)".

HOUSE MESSAGES CONSIDERED

House File 256, a bill for an act relating to the sale of ammunition to minors.

Read first and second times, and passed on file.

House File 269, a bill for an act to appropriate not to exceed the sum of fourteen thousand six hundred thirty-five dollars (\$14,635) for the purpose of paying the cost of grading and construction of paving of East Twenty-ninth street between the right-of-way of the Chicago, Milwaukee and St. Paul and Pacific railway company and Eastern avenue in the city of Davenport, Iowa.

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

House File 272, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to taxation for community center improvement and maintenance fund and playground or swimming pool maintenance fund.

Read first and second times, and passed on file.

House File 287, a bill for an act to amend chapter one hundred ninety-two (192), Code 1946, relating to the production and sale of dairy products.

Read first and second times, and passed on file.

House File 313, a bill for an act relating to levee and drainage districts.

Read first and second times, and passed on file.

House File 483, a bill for an act to appropriate from the general fund and from institutional industries fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the board of control for support of the institutions under said board of control.

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

House File 484, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the office of the board of control.

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

HOUSE AMENDMENT CONSIDERED

Senator Hultman called up for consideration Senate Joint Resolution 3, providing for the appointment of a State Building Code Council by the Governor to prepare a modern and uniform State Building Code establishing minimum standards for buildings to be used by the public together with a proposed revision and codification of the laws of Iowa relating to building construction, providing for the scope of the work of the Council, providing for a report of the Council to the Governor, and making an appropriation to carry out the provisions of the resolution, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate Joint Resolution 3 by striking the words and figures "twenty-five thousand dollars (\$25,000.00)" in lines 2 and 3 in section 4 and inserting in lieu thereof the following: "fifteen thousand dollars (\$15,000.00)".

The Senate concurred in the House amendment.

Senator Hultman moved that the resolution as amended by the House and concurred in by the Senate, be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 45:

Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningesen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Miller, J. F.	Watson
Dykhousé	Knudson	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Augustine	Jones	Keir	Maytag
Findlay			

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

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

Senator Elthon moved that the President appoint a committee to attend the funeral services of the late Harlan Ward Barnes to be held at 2:30 p.m. Tuesday at the Congregational church at Eagle Grove, Iowa.

The motion prevailed and President Evans appointed as such committee Senators Bateson, Lucas, Knudson, Dewel and J. F. Miller.

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate twenty-five senior members of the class in government of the Dallas Center high school, who were present in the balcony with their superintendent, C. C. Peterson.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 111, 117 and 185.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 111, 117, and 185.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 14th he had approved the following bill:

Senate File 150, relating to payment of funeral expenses from the old age assistance fund.

REPORT OF COMMITTEE

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on military affairs to which was referred Senate File 278, a bill for an act to amend section seventy point one (70.1), chapter seventy (70), Code of Iowa 1946, relating to the Soldiers Preference Law, so as to make the provisions of the act applicable to heads of departments, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN P. BERG, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend House amendment to Senate File 100 by striking all of section 36.

W. N. SKOURUP.

Amend Senate File 102 by adding thereto the following:

"Sec. 41. Effective date. This act shall be in full force and effect beginning October 1, 1947."

E. K. BEKMAN.

Amend the Martin amendment to Senate File 106 by striking the period (.) at the end of section three (3) and inserting in lieu thereof

a comma (,) and adding the following: "provided further that no restriction of industrial or commercial enterprise, buildings or structures in unincorporated areas shall become effective until approved by a majority, in number and amount of assessment, of the resident real property taxpayers owning real property in the area or district in which such restriction is to be imposed, either (1) at an election held for that purpose, or (2) by their signing an appropriate document indicating their approval."

O. H. HENNINGSEN.

Amend the Martin amendment to Senate File 106 by changing the period (.) at the end of section one (1) to a comma (,) and adding the following: "and then only at the option of the board of supervisors of any such county."

GEORGE M. FAUL.

Amend Senate File 171 as follows:

1. Amend Senate File 171 by adding after section 2 the following: "No person accused of being insane shall be tried before the insanity commission until he or his nearest friend or relative has been informed that he shall have the right of attorney to appear at said hearing; that upon request, an attorney shall be appointed to defend the person accused and appearing at the hearing before the commission. The said attorney shall be recompensed in the sum of ten dollars (\$10.00) for full service to be paid in the first instance by the county."

2. Further amend Senate File 171 by adding the following: Strike the word "ten" in line 4, section two hundred twenty-nine point seventeen (229.17) of 1946 Code and substituting therefor the word "thirty."

3. Further amend Senate File 171 by adding a new section to the 1946 Code, following section two hundred twenty-nine point seventeen (229.17) as follows: On appeal from the decision of the commission, the accused shall have the right of trial by jury under the rules and laws regulating jury trial as in the district court of said county.

J. R. BARKLEY.

Amend the Fishbaugh and Knudson amendment to Senate File 201 by striking therefrom all of line 1 and inserting in lieu thereof the following: "Amend the Bekman amendment of March 10th to Senate File 201 by adding the following section:"

Further amend by striking from line 9 thereof the word "five" and inserting in lieu thereof the word "twenty-five".

Further amend by striking from lines 7 and 8 the words "two mills" and inserting in lieu thereof the words "one mill".

Further amend by striking from lines 33 and 34 the words "two mills" and inserting in lieu thereof the words "one mill".

HERMAN KNUDSON.

EARL C. FISHBAUGH, JR.

Amend Bekman amendment to Senate File 201 filed March 12, 1947, as follows:

Strike all of section 14 of the Bekman amendment filed March 12, 1947.

GEORGE M. FAUL.

Amend Senate File 292 by adding thereto the following:

"Sec. 2. If any state by law prohibits the issuance of a hunting or fishing license to residents of this state, or if any state by law permits the issuance of a hunting or fishing license, but in so doing limits or restricts the privileges of residents of this state more than it limits or restricts the privileges of its own residents, no hunting or fishing license, or combined hunting and fishing license, shall be issued in this state to the residents of such state."

J. T. DYKHOUSE.

GEORGE M. FAUL.

Amend Senate File 311 by striking from section 6 beginning with the word "For" in line 8 up to and including the period (.) in line 13 and inserting in lieu thereof the words "The Board shall elect a secretary-treasurer for one (1) year."

Further amend Senate File 311 by adding at the end of section 7 the following:

"Copies of all such audits shall be filed in the state auditor's office and in the office of the Superintendent of Public Instruction, and shall be available for inspection by the public."

RICHARD V. LEO.

RALPH W. ZASTROW.

EDWIN C. SCHLUTER.

Amend the amendment to Senate File 411 filed by Faul, et al, on March 13, by striking the period (.) after the word "office" in line 5 of section 3 and adding the following: "and no two of whom at time of appointment shall reside in the same congressional district."

R. R. BATESON.

Amend Senate File 431 as follows:

Amend Senate File 431 by striking all of section 8.

JOHN P. BERG.

Amend House File 96 by adding thereto the following:

"Sec. 41. Effective date. This act shall be in full force and effect beginning October 1, 1947."

E. K. BEKMAN.

Amend House File 106 as passed by the House, by adding a new paragraph after section 1 in line 8 as follows:

"Section eighty-five point twenty-seven (85.27), Code 1946, is hereby amended by adding after the comma (,) following 'Chiropractic' in line 3 the words 'or other legal remedial care and treatment.'"

H. M. KNUDSON.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 18, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Edgar Walker, pastor of the Methodist church, Anamosa, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Barkley for the day on request of Senator Mercer; Senator Berg on account of illness on request of Senator Long; Senator Doud for the day on request of Senator Dykhous; Senator Findlay indefinitely on account of illness on request of Senator Kirketeg; Senator Maytag for the day on account of illness on request of Senator Vittetoe.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Crawford county favoring state aid to schools.

By Senator Fishbaugh, from residents of Fremont county favoring state aid to schools.

By Senator Hultman, from residents of Polk county favoring passage of House File 227.

By Senator Kier, from residents of Clay county favoring local option.

By Senator Long, from residents of Clay county favoring local option.

By Senator Lynes, from residents of Butler county favoring state aid to schools.

By Senator J. F. Miller, from residents of Pocahontas county favoring proposed school legislation.

By Senator Schluter, from residents of Jackson county favoring old age and survivors insurance legislation, also favoring the passage of Senate File 316.

By Senator Vittetoe, from county officials of Poweshiek county favoring an increase in salaries for county officers.

INTRODUCTION OF BILLS

Senate File 435, by committee on schools and educational institutions, a bill for an act to amend chapters two hundred eighty-five (285), two hundred seventy-four (274), two hundred seventy-six (276), two hundred seventy-nine (279), and two hundred eighty-two (282), Code 1946, and the Session Laws of the Fifty-first General Assembly, relating to schools and transportation of pupils who attend public school and the appropriations therefor.

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

UNFINISHED BUSINESS

On motion of Senator Martin Senate File 106, a bill for an act to authorize the board of supervisors of any county, with respect to lands located within the county but lying outside the corporate limits of any city or town, by resolution or ordinance to adopt zoning regulations and regulations to make applicable the housing law, or part of the provisions thereof, and to provide for the enforcement of any such resolution or ordinance (farm lands, buildings and structures being excepted from application of the act), was taken up, and considered.

Senator Martin offered the following amendment and moved its adoption:

Amend Senate File 106 by striking all that portion following the enacting clause and substituting in lieu thereof the following:

Section 1. The provisions of this act shall apply only to counties which now have, or may hereafter have, a population of not less than 75,000 inhabitants as determined by the last preceding official federal census.

Sec. 2. No regulation or ordinance adopted under the provisions of this act shall be construed to apply to land, farm houses, farm barns, farm out-buildings or other buildings, structures, or erections which are adapted, by reason of nature and area, for use for agricultural purposes as a primary means of livelihood, while so used.

Sec. 3. Subject to the provisions of sections one (1) and two (2) hereof, the board of supervisors of any county is hereby empowered to regulate and restrict the height, number of structures, and size of buildings and other structures, the percentage of lot that may be

occupied, the size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence or other purposes, and to regulate, restrict and prohibit the use for residential purposes of tents, trailers and portable or potentially portable structures; provided that such powers shall be exercised only with reference to land and structures located within the county but lying outside of the corporate limits of any city or town.

Sec. 4. For any and all of said purposes the board of supervisors may divide the county, or any area or areas within the county, into districts of such number, shape, and area as may be deemed best suited to carry out the purposes of this act; and within such districts it may regulate and restrict the erection, construction, reconstruction, alteration, repair, or use of buildings, structures or land. All such regulations and restrictions shall be uniform for each class or kind of buildings throughout each district, but the regulations in one district may differ from those in other districts.

Sec. 5. Such regulations shall be made in accordance with a comprehensive plan and designed to lessen congestion in the street or highway; to secure safety from fire, panic, and other dangers; to protect health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements.

Such regulations shall be made with reasonable consideration, among other things, as to the character of the area of the district and the peculiar suitability of such area for particular uses, and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout such county.

Sec. 6. The board of supervisors shall provide for the manner in which such regulations and restrictions and the boundaries of such districts shall be determined, established, and enforced, and from time to time amended, supplemented or changed. However, no such regulation, restriction, or boundary shall become effective until after a public hearing in relation thereto, at which parties in interest and citizens shall have an opportunity to be heard. At least 15 days' notice of the time and place of such hearing shall be published in a paper of general circulation in such county.

Sec. 7. Such regulations, restrictions, and boundaries may, from time to time, be amended, supplemented, changed, modified, or repealed. In case, however, of a protest against such change signed by the owners of twenty per cent or more either of the area included in such proposed change, or of the area immediately adjacent thereto and within 500 feet of the boundaries thereof, such amendment shall not become effective except by the favorable vote of at least sixty per cent of all of the members of the board of supervisors. The provisions of Section 6 relative to public hearings and official notice shall apply equally to all changes or amendments.

Sec. 8. In order to avail itself of the powers conferred by this act,

the board of supervisors shall appoint a commission, to be known as the county zoning commission, to recommend the boundaries of the various original districts, and appropriate regulations and restrictions to be enforced therein. Such commission shall, with due diligence, prepare a preliminary report and hold public hearings thereon before submitting its final report; and the board of supervisors shall not hold its public hearings or take action until it has received the final report of such commission. After the adoption of such regulations, restrictions, and boundaries of districts, the zoning commission may, from time to time, recommend to the board of supervisors amendments, supplements, changes or modifications.

Sec. 9. The board of supervisors shall appoint an administrative officer authorized to enforce the resolutions or ordinances so adopted by the board of supervisors. Such administrative officer may be a person holding other public office in the county, or in a city or other governmental subdivision within the county, and the board of supervisors is authorized to pay to such officer out of the general fund such compensation as it shall deem fit.

Sec. 10. The board of supervisors shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of this act shall provide that the said board of adjustment may, in appropriate cases, and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinances or regulations in harmony with its general purpose and intent and in accordance with the general or specific rules therein contained, and provide that any property owner aggrieved by the action of the board of supervisors in the adoption of such regulations and restrictions may petition the said board of adjustment direct to modify regulations and restrictions as applied to such property owners.

Sec. 11. The board of adjustment shall consist of five members each to be appointed for a term of five years, excepting that when the board shall first be created one member shall be appointed for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years, and one for a term of one year. Members shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant.

Sec. 12. The board shall adopt rules in accordance with the provisions of any regulation or ordinance adopted pursuant to this chapter. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

Sec. 13. Appeals to the board of adjustment may be taken by any person aggrieved or by any officer, department, board or bureau of the

county affected by any decision of the administrative officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the board of adjustment, by filing with the officer from whom the appeal is taken and with the board of adjustment a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board of adjustment all the papers constituting the record upon which the action appealed from was taken.

Sec. 14. An appeal stays all proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the board of adjustment after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of adjustment or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown.

Sec. 15. The board of adjustment shall have the following powers:

1. To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of this chapter or of any ordinance adopted pursuant thereto.

2. To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance.

3. To authorize upon appeal, in specific cases, such variance from the terms of the ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed and substantial justice done.

Sec. 16. In exercising the above mentioned powers such board may, in conformity with the provisions of this chapter, reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken.

Sec. 17. The concurring vote of three members of the board shall be necessary to reverse any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance or to effect any variation in such ordinance.

Sec. 18. Any person or persons, jointly or severally, aggrieved by any decision of the board of adjustment under the provisions of this act, or any taxpayer, or any officer, department, board or bureau of the county, may present to a court of record a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within thirty days after the filing of the decision in the office of the board.

Sec. 19. Upon the presentation of such petition, the court may allow a writ of certiorari directed to the board of adjustment to review

such decision of the board of adjustment and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney, which shall not be less than ten days and may be extended by the court. The allowance of the writ shall not stay proceedings upon the decision appealed from, but the court may, on application, on notice to the board and on due cause shown, grant a restraining order.

Sec. 20. The board of adjustment shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

Sec. 21. If upon the hearing which shall be tried de novo it shall appear to the court that testimony is necessary for the proper disposition of the matter, it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law, which shall constitute a part of the proceedings upon which the determination of the court shall be made. The court may reverse or affirm, wholly or partly, or may modify the decision brought up for review.

Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from.

Sec. 22. All issues in any proceedings under the foregoing sections shall have preference over all other civil actions and proceedings.

Sec. 23. In case any building or structure is erected, constructed, reconstructed, altered, repaired, converted, or maintained; or any building, structure, or land is used in violation of this act or of any ordinance or other regulation made under authority conferred thereby, the board of supervisors, in addition to other remedies, may institute any appropriate action or proceedings to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use, to restrain, correct, or abate such violation, to prevent the occupancy of said building, structure, or land, or to prevent any illegal act, conduct, business, or use in or about such premises.

Sec. 24. Wherever the regulations made under authority of this act require a greater width or size of yards, courts or other open spaces, or require a lower height of building or less number of stories, or require a greater percentage of lot to be left unoccupied, or impose other higher standards than are required in any other statute or local ordinance or regulation, the provisions of the regulations made under authority of this act shall govern. Wherever the provisions of any other statute or local ordinance or regulation require a greater width or size of yards, courts or other open spaces, or require a lower height of building or a less number of stories, or require a greater percentage of lot to be left unoccupied, or impose other higher standards than are required by the regulations made under authority of this act, the provisions of such statute or local ordinance or regulation shall govern,

Sec. 25. Subject to the provisions of sections one (1) and two (2)

hereof, the board of supervisors of any county is further authorized to adopt regulations to provide that every dwelling, whether now or hereafter erected within the county but outside the corporate limits of any city or town which shall develop a private water supply or install a pressure water system or install sanitary house drains, shall comply with the recommendations of the state department of health on minimum requirements as set out in the state plumbing code in regard to such development or installation. Any such regulation may be enforced in the same manner as any other regulation adopted under this act.

Sec. 26. In addition to any other remedy granted herein, the violation on any regulation, restriction or boundary adopted under this act or the occupancy or use of any structure erected, altered or maintained in violation of this act shall constitute a misdemeanor. Such occupancy or use shall be deemed a continuing violation and may be the subject of repeated prosecutions if so continued. Every person convicted of a misdemeanor, by reason of violations hereinabove set forth, shall be punished by a fine of not more than \$100.00 or by imprisonment of not more than thirty days.

Further amend Senate File 106 by striking all after the word "Act" in line one (1) of the title and inserting in lieu thereof the following:

"granting to the board of supervisors of any county, with a population of not less than 75,000 inhabitants, with respect to lands located within the county but lying outside the corporate limits of any city or town, the power to appoint a zoning commission and to prescribe its duties; to divide the county into districts with respect to the development and uses of the property therein; to adopt uniform rules for such property which may affect the general welfare; to appoint an administrative officer authorized to enforce such uniform rules and to provide for the payment of such officer; to provide for the appointment of a board of adjustment and to prescribe its duties; to institute appropriate action or proceedings in case of violation of this act or of any ordinance or regulation made under authority conferred thereby; to provide for appeals from the action of the board of adjustment and from the board of supervisors or its administrative officer, and prescribing notice and hearing of such appeal; to impose sanitation requirements in dwellings now or hereinafter erected; and to provide penalties for violation."

Senator Faul offered the following amendment to the amendment and moved its adoption:

Amend the amendment by changing the period (.) at the end of section one (1) to a comma (,) and adding the following: "and then only at the option of the board of supervisors of any such county."

The amendment to the amendment was adopted.

Senator Henningsen offered the following amendment and moved its adoption:

Amend the amendment by striking the period (.) at the end of section three (3) and inserting in lieu thereof a comma (,) and adding the fol-

lowing: "provided further that no restriction of industrial or commercial enterprise, buildings or structures in unincorporated areas shall become effective until approved by a majority, in number and amount of assessment, of the resident real property taxpayers owning real property in the area or district in which such restriction is to be imposed, either (1) at an election held for that purpose, or (2) by their signing an appropriate document indicating their approval."

The amendment to the amendment was adopted.

Senator Henningsen asked and received unanimous consent to withdraw the amendments to Senate File 106 filed by him and found on page 609 of the Senate journal.

The amendment as amended was adopted.

Senator Martin moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Jacobson	Mercer	Skourup
Colburn	Jones	Miller, A.	Vittetoe
Dykhouse	Keir	Miller, J. F.	Watson
Elthon	Kirketeg	Musmaker	Zastrow
Faul	Klein		

Nays, 1:

Rockhill

Absent or not voting, 11:

Barkley	Doud	Knudson	Maytag
Berg	Findlay	Lord	Newsome
Dewel	Hultman	Lucas	

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

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

On motion of Senator Bekman, Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties, was taken up and considered.

Senator Bekman offered the following amendment and moved its adoption:

Amend the Bekman amendment to Senate File 201 filed March 12, 1947, as follows:

Strike all of section thirteen (13) of the Bekman amendment filed March 12, 1947, and insert the following:

"Sec. 13. The maintenance of a county library shall be on a proportionate population basis whereby each taxing unit as hereinafter defined shall bear its share in proportion to its population to the whole of said county library district. The board of library trustees shall on or before August 1 of each year certify to the county board or boards of supervisors, and to the councils of those cities or towns which are a part of the county library district, the amount in dollars to be raised by taxation on the taxable property in each taxing unit of the district. The entire rural area of each county in the library district shall be considered as a separate taxing unit. Each city and town which is a part of the county library district shall be considered as a separate taxing unit. The board of supervisors and the council of each city and town composing said county library district shall make the necessary millage levies accordingly for library maintenance purposes of not to exceed two mills. Any unexpended balance in the library maintenance fund at the end of the fiscal year shall remain in said fund and be available without reappropriation."

The amendment to the amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Bekman amendment to Senate File 201 filed March 12, 1947, as follows:

Strike all of section 14 of the Bekman amendment filed March 12, 1947.

The amendment to the amendment was adopted.

Senator Bekman asked and received unanimous consent that action on Senate File 201 be deferred and that the bill retain its place on the calendar.

On motion of Senator Clem, Senate File 184, a bill for an act to amend section seven hundred fifty-five point four (755.4), Code 1946, relating to arrest, was taken up and considered.

Senator Benson called up the following amendment:

Amend Senate File 184, subsection three (3) by striking the words "the state" in line nine (9) and by substituting in lieu thereof the words "of this state or any other state or the United States."

Senator Benson offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 3 the word "of".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Fishbaugh	Leo	Newsome
Bateson	Hart	Linnevold	Reilly
Bekman	Henningsen	Lord	Ritchie
Benson	Hultman	Martin	Rockhill
Byers	Jacobson	Mercer	Schluter
Clem	Jones	Miller, A.	Sharp
Colburn	Keir	Miller, J. F.	Skourup
Dykhouse	Kirketeg	Musmaker	Vittetoe
Elthon	Klein	Myrland	Zastrow
Faul			

Nays, 3:

Hawkins	Long	Watson
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Absent or not voting, 10:

Barkley	Doud	Knudson	Lynes
Berg	Findlay	Lucas	Maytag
Dewel	Foster		

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

Senator Clem moved that the 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 Elthon Senate File 18, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of road, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elthon moved that the bill be read a third 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:

Bateson	Clem	Faul	Hawkins
Bekman	Colburn	Fishbaugh	Henningsen
Benson	Dykhouse	Foster	Jacobson
Byers	Elthon	Hart	Jones

Keir	Lynes	Myrland	Sharp
Kirketeg	Martin	Newsome	Skourup
Leo	Mercer	Reilly	Vittetoe
Linnevold	Miller, Ai	Ritchie	Watson
Long	Miller, J. F.	Rockhill	Zastrow
Lord	Musmaker	Schluter	

Nays: none.

Absent or not voting, 11:

Augustine	Dewel	Hultman	Lucas
Barkley	Doud	Klein	Maytag
Berg	Findlay	Knudson	

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

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

On motion of Senator Elthon Senate File 57, a bill for an act to provide for the license fees of motor trucks, truck tractors or road tractors, and semi-trailers, operated exclusively within the limits of cities and towns, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 57, by adding the following thereto:

Sec. 2. All motor trucks, truck tractors, or road tractors licensed under the provisions of section one (1) shall have printed in plain legible letters not less than three inches in height on each side of such vehicle, the following: "Licensed to operate exclusively within the limits of _____".

(Name of city or town)

Sec. 3. The department is authorized to suspend or revoke the certificate of license plates upon determination by the department that the vehicle has been operated outside of the limits of the city or town within which it is licensed to operate or that fraud was committed in the registration of such vehicle.

Sec. 4. Upon determination that a vehicle has been illegally operated or fraud committed in its registration, the certificate and license plates shall immediately be returned to the county treasurer by the owner or person in possession of the same, and the distinctive lettering removed from the sides of the vehicle.

Sec. 5. Any person who operates such motor vehicle while the certificate for the same is suspended or revoked shall be guilty of a misdemeanor and punished as provided in section three hundred twenty-one point four hundred eighty-two (321.482), Code 1946.

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Foster	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Benson	Henningsen	Lynes	Rockhill
Byers	Hultman	Martin	Schluter
Clem	Jones	Mercer	Sharp
Colburn	Keir	Miller, A.	Skourup
Dykhouse	Kirketeg	Miller, J. F.	Vittetoe
Elthon	Klein	Musmaker	Watson
Faul	Leo	Myrland	Zastrow
Fishbaugh			

Nays, 1:

Jacobson

Absent or not voting, 8:

Barkley	Dewel	Findlay	Lucas
Berg	Doud	Knudson	Maytag

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

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

On motion of Senator Henningsen, Senate File 102, a bill for an act relating to the giving of proof of financial responsibility and security by owners and operators of motor vehicles and to make uniform the law with reference thereto, and to repeal sections three hundred twenty-one point two hundred seventy-five (321.275) to three hundred twenty-one point two hundred seventy-nine (321.279) inclusive, Code 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen asked and received unanimous consent that House File 96 be substituted for Senate File 102.

On motion of Senator Henningsen, House File 96, a bill for an act relating to the giving of proof of financial responsibility and security by owners and operators of motor vehicles and to make uniform the law with reference thereto, and to repeal sections three hundred twenty-one point two hundred seventy-five (321.275) to three hundred twenty-one point two hundred sev-

enty-nine (321.279) inclusive, Code 1946, was taken up and considered.

Senator Henningsen asked and received unanimous consent to withdraw the amendments to House File 96 filed by him and found on page 409 of the Senate journal.

Senator Henningsen offered the following amendment and moved its adoption:

1. Amend House File 96, as amended, in section 3 by adding after the period (.) in line 11 the following: "Such fees shall be used by the department for administering this act."

2. Further amend House File 96, as amended, in section 5 lines 2 and 3 by striking the word "thirty (30)" and substituting in lieu thereof the word "sixty (60)".

3. Further amend House File 96, as amended, in section 31 line 10 by striking the words "due process of law".

The amendment was adopted.

Senator Henningsen offered the following amendment and moved its adoption:

Amend House File 96 by striking lines 35 and 36 of section 5 and inserting in lieu thereof the following:

"4. To such owner if such owner is at the time of such accident qualified as a self-insurer under section 34."

Further amend House File 96 by inserting after the word "provided" in line 8 of section 26 the following:

"or has qualified as a self-insurer under section 34 of this act."

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 96 by adding thereto the following:

"Sec. 41. Effective date. This act shall be in full force and effect beginning October 1, 1947."

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine
Bekman
Benson
Byers

Clem
Colburn
Dykhouse
Elthon

Faul
Fishbaugh
Foster
Hart

Hawkins
Henningsen
Hultman
Jacobson

Jones	Long	Musmaker	Schluter
Keir	Lynes	Myrland	Sharp
Kirketeg	Martin	Newsome	Skourup
Klein	Mercer	Reilly	Vittetoe
Leo	Miller, Ai	Ritchie	Watson
Linnevoid			

Nays, 1:

Zastrow

Absent or not voting, 12:

Barkley	Dewel	Knudson	Maytag
Bateson	Doud	Lord	Miller, J. F.
Berg	Findlay	Lucas	Rockhill

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

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

On motion of Senator Bekman, Senate File 123, a bill for an act to promote uniformity with other states in the matter of limitations on the size, weight and speed of motor vehicles and combinations of vehicles, to repeal section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, relating to the length of motor vehicles and combinations of vehicles, and to enact a substitute therefor, to amend section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, relating to the gross weight of motor vehicles and combinations of motor vehicles, to amend section three hundred twenty-one point two hundred eighty-six (321.286), Code 1946, relating to the speed of trucks, to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer, and to harmonize the laws of the state of Iowa with the policy of the American Association of State Highway officials adopted April 1, 1946, concerning the maximum dimensions, weights and speeds of motor vehicles to be operated over the highways, 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 line four (4) of sub-section (d) of section one by striking the words and figures "sixty (60)" and inserting in lieu thereof the words and figures "fifty (50)".

The amendment was adopted.

Senator Elthon moved that action on Senate File 123 be deferred and that the bill retain its place on the calendar under "Unfinished Business".

Senator Faul moved as a substitute that action on Senate File 123 be deferred.

Roll call was demanded.

Senator Bekman moved the previous question on the substitute motion, which motion prevailed.

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

Ayes, 23:

Augustine	Hart	Linnevold	Ritchie
Byers	Hawkins	Long	Skourup
Colburn	Hultman	Mercer	Vittetoe
Faul	Jacobson	Myrland	Watson
Fishbaugh	Kirketeg	Newsome	Zastrow
Foster	Klein	Reilly	

Nays, 17:

Bekman	Henningsen	Lord	Musmaker
Benson	Jones	Lynes	Rockhill
Clem	Keir	Martin	Schluter
Dykhouse	Leo	Miller, Ai	Sharp
Elthon			

Absent or not voting, 10:

Barkley	Dewel	Knudson	Maytag
Bateson	Doud	Lucas	Miller, J. F.
Berg	Findlay		

The motion prevailed and the substitution was made.

Senator Faul moved the adoption of the substitute motion.

Roll call was demanded.

On the question "Shall the substitute motion be adopted?" the vote was:

Ayes, 22:

Augustine	Hawkins	Long	Ritchie
Byers	Hultman	Mercer	Skourup
Colburn	Jacobson	Myrland	Vittetoe
Faul	Kirketeg	Newsome	Watson
Fishbaugh	Klein	Reilly	Zastrow
Hart	Linnevold		

Nays, 17:

Bekman	Henningsen	Lord	Musmaker
Benson	Jones	Lynes	Rockhill
Clem	Keir	Martin	Schluter
Dykhouse	Leo	Miller, Ai	Sharp
Elthon			

Absent or not voting, 11:

Barkley	Dewel	Foster	Maytag
Bateson	Doud	Knudson	Miller, J. F.
Berg	Findlay	Lucas	

The substitute motion was adopted.

PRESENTATION OF VISITORS

Senator Vittetoe, on behalf of Senator Maytag, asked and received unanimous consent to present to the Senate, forty-one members of the senior class, students in Government from Newton high school who were present in the balcony with the head of the social science department, Clifford Gullette.

Senator Faul asked and received unanimous consent to present to the Senate, eight members of the class in State Government of Drake university who were present in the balcony with their instructor Dr. J. B. Holtzclaw.

Senator Jacobson asked and received unanimous consent to present to the Senate, the members of the senior class of the Fayette high school, students in Government, who were present in the balcony with their superintendent Mr. Harold Matt and principal Mr. Keith Van Horn.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Faul presiding.

PRESENTATION OF VISITORS

Senator Klein asked and received unanimous consent to present to the Senate, twenty-four members of the junior and senior classes of the Knoxville high school, students in American Government who were present in the balcony with their instructor Mr. Omar W. Ray.

Senator Watson, on behalf of Senator Knudson, asked and received unanimous consent to present to the Senate, one hundred twenty students, members of the Junior Government class of the Mason City high school who were present in the balcony with their instructors Miss Esther Pagenhart, Miss Janet Zuck, Miss Alice Riter and Mr. Ivan Fosse.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 250, 351, and Senate Joint Resolution 3. Also, House Files 39 and 107.

ROBERT C. REILLY,
Chairman Senate Committee.

LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 250, 351, and Senate Joint Resolution 3. Also, House Files 39 and 107.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 17th day of March, 1947, sent to the Governor for his approval: Senate Files 250, 351 and Senate Joint Resolution 3.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment.
H. F. 256	Conservation.
H. F. 272	Cities and Towns.
H. F. 287	Agriculture.
H. F. 313	Agriculture.

REPORTS OF COMMITTEES

Senator Kirketeg submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 392, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an appropriation for one hundred fifteen

thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946, begs leave to report it has had the same under consideration and returns the bill without recommendation.

KATHLYN KIRKETEG, *Ranking Member.*

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred House File 4, a bill for an act relating to title to beds of meandered streams within corporate limits of certain cities, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred House File 167, a bill for an act relating to bounties on wild animals, begs leave to report it has had the same under consideration and recommends the same do pass.

J. T. DYKHOUSE, *Chairman.*

Ordered passed on file.

Senator Henningsen submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 65, a bill for an act to amend section four hundred twenty-two and sixteen hundredths (422.16), Code 1946, relating to deductions for income tax of nonresidents by withholding agents, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 324, a bill for an act relating to annual levy by township trustees for fire protection, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 373, a bill for an act to amend section four hundred twenty-eight point one (428.1), Code 1946, relating to listing of property for taxation purposes, begs leave to report it has had the same under consideration and recommends the same do pass.

O. H. HENNINGSEN, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on ways and means to which was referred House File 420, a bill for an act to provide for refunds where taxpayers have remitted more than 50% of the state income tax due and payable for the year 1946, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Doud, on March 12, 1947, and when so amended the bill do pass.

O. H. HENNINGSEN, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 109 by adding thereto a new section as follows:
"Sec. 6. The provisions of this act shall not apply to employers or employees covered by the Federal Railroad Labor Act of 1920."

DEVERE WATSON.

Amend Senate File 110 by adding thereto a new section as follows:
"Sec. 3. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

DEVERE WATSON.

Amend Senate File 111 by adding thereto a new section as follows:
"Sec. 3. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

DEVERE WATSON.

Amend Senate File 112 by adding thereto a new section as follows:
"Sec. 4. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

DEVERE WATSON.

Amend Senate File 113 by adding thereto a new section as follows:
"Sec. 6. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

DEVERE WATSON.

1. Amend Senate File 116, section 2 by striking from line four (4) the word "Thirty" (30) and substituting in lieu thereof the word "twenty" (20)."

2. Further amend by adding the following section:

"Amend sub-section four (4) of section ninety-six and three-tenths (96.3), Code 1946, by striking from line three (3) the word "twenty-third" and inserting in lieu thereof the word "twentieth"."

3. Further amend by adding the following section:

"Amend sub-section four (4) of section ninety-six and four tenths (96.4), Code 1946, by striking the word two (2) in line three (3) and inserting in lieu thereof the word one (1)."

4. Further amend by adding the following sections:

"Amend section ninety-six and three-tenths (96.3), Code 1946, sub-

UNFINISHED BUSINESS

On motion of Senator Bekman, Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties was taken up, and considered.

Senator Fishbaugh asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by Senators Fishbaugh and Knudson and found on pages 563 and 564 of the Senate journal; also the amendment filed thereto and found on page 665 of the Senate journal.

Senator Fishbaugh offered the following amendment by Senators Fishbaugh and Knudson and moved its adoption:

Amend the Bekman amendment to Senate File 201 by adding the following section:

Sec. Section three hundred seventy-eight point fifteen (378.15), Code 1946, is amended by adding to said section the following: "Provided also, that the board of supervisors of any county may upon its own initiative, after it makes such contract, levy against all the taxable property of the county outside of cities and towns, a tax of not more than one mill to create a fund to fulfill its obligation under such contract. But twenty-five per cent of the electors of that part of the county outside of cities and towns, and as is determined by vote for governor at the last general election, may petition the county board of supervisors for calling an election, to be submitted at a special election or as a separate proposal at a general election or state election, for the purpose of establishing contract library service, by then existing or thereafter established public libraries, said petition shall clearly set out the terms of the contract, and the area to be served with such library service. Upon receipt and verification of said petition, the county board of supervisors shall submit the proposal to the electors within such area at a special election or at the next general or state election. Such contract library service shall be established if a majority of the electors of such proposed area vote in favor of such approval. The county board of supervisors may upon their own initiative and shall if such vote be favorable, appoint a contract library board of trustees to work out details of a cooperative arrangement with libraries then existing and thereafter established in cities and towns, the said contract library board of trustees to be charged with seeing that the terms are fulfilled under the general contract executed jointly by the board of supervisors and the trustees of the libraries in the county participating; after such contract is made, the county board of supervisors shall levy annually on the taxable property, outside of cities and towns, a tax of not more than one mill to create a fund to fulfill the obligations of the contract. The members of the said contract library board of trustees shall have the same qualifications as the trustees of public libraries and shall consist of the same number and have the same term of office as provided

in 1946 Code, chapter three hundred seventy-eight (378) relating to existing public library trustees."

The amendment was adopted:

Senator Bekman asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by him and found on page 540 of the Senate Journal.

On motion of Senator Bekman, the Bekman amendment as amended was adopted.

Senator Doud asked and received unanimous consent to withdraw the amendment to Senate File 201 filed by him and found on pages 562 and 563 of the Senate journal.

Senator Bekman moved that the bill be read a third 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:

Augustine	Fishbaugh	Leo	Musmaker
Barkley	Hawkins	Linnevoold	Newsome
Bateson	Henningsen	Long	Reilly
Bekman	Hultman	Lord	Rockhill
Benson	Jacobson	Lucas	Sharp
Berg	Jones	Lynes	Skourup
Byers	Keir	Martin	Vittetoe
Clem	Kirketeg	Mercer	Watson
Dewel	Klein	Miller, Ai	Zastrow
Faul	Knudson	Miller, J. F.	

Nays, 3:

Colburn	Myrland	Ritchie
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Absent or not voting, 8:

Doud	Elthon	Foster	Maytag
Dykhouse	Findlay	Hart	Schluter

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

Senator Bekman moved that the 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 62, a bill for an act relating to the powers of the state tax commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked: House File 115, a bill for an act relating to the transportation of public school pupils.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked: House File 125, a bill for an act relating to adoptions and fixing penalties for violation of law relating thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked: House File 485, a bill for an act appropriating a fund for the board of control institutional state roads.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 62, a bill for an act relating to the powers of the state tax commission and amending section four hundred twenty-one point seventeen (427.17), Code 1946.

Read first and second times, and passed on file.

House File 115, a bill for an act to amend chapter two hundred seventy-nine (279), Code 1946, relating to the transportation of public school pupils.

Read first and second times, and passed on file.

House File 125, a bill for an act to amend chapter six hundred (600), Code 1946, relating to adoptions and fixing penalties for violation of the law relating to adoptions.

Read first and second times, and passed on file.

House File 485, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the board of control institutional state roads.

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

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, President Evans announced the special order for the consideration of Senate Files 411, 412, 413, 414, 415, 419, 420, 166, 167, 170 and 171.

THIRD READING OF BILLS

On motion of Senator Rockhill, Senate File 411, a bill for an act to amend chapter two hundred eighteen (218), Code 1946, pro-

viding that the board of control shall employ a director of mental institutions, a director of corrective institutions and a director of industries, setting forth their qualifications and their duties and responsibilities, was taken up and considered.

Senator Faul offered the amendment to Senate File 411 filed on March 13th by Senators Faul et al., and found on pages 630 to 643 inclusive of the Senate Journal.

Senator Lynes, at the request of Mr. John H. Brockway, executive secretary of the Iowa Milk and Ice Cream Industry, announced that the association was ready to present the annual ice cream party to the members and employees of the Senate.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent to present to the Senate, twenty members of the senior class, students in government of the Aplington high school who were present in the balcony with their instructor, Miss Sylvia Martin, and their superintendent, A. N. Busse.

Senator Lynes asked and received unanimous consent to present to the Senate, twenty members of the senior class, students in American government of the Dumont high school who were present in the balcony with their sponsor, Miss Eloise Johnson, and superintendent, T. W. Messenger.

SPECIAL ORDER (Continued)

The Senate resumed consideration of the amendment filed by Senator Faul et al., to Senate File 411.

Senator Dewel took the chair at 2:05 p.m.

President Evans took the chair at 2:15 p.m.

Senator Elthon asked and received unanimous consent that the Senate proceed with the consideration of Senate File 411, and that the amendments be taken up in the order filed to the amendment by Senators Faul et al., and to the main bill, and at the conclusion

of the consideration of all amendments, the Senate consider the Faul amendment as amended as a substitute for the main bill.

Senator Bateson offered the following amendment to the amendment and moved its adoption:

Amend by striking the period (.) after the word "office" in line 5 of section 3 and adding the following: "and no two of whom at time of appointment shall reside in the same congressional district."

The amendment to the amendment was adopted.

Senator Jacobson offered the following amendment by Senators Jacobson and Faul and moved its adoption:

Amend the Faul, et al., amendment filed on March 13, 1947, to Senate File 411 as follows:

1. Amend section 3 by striking from line 7 the words "with the advice and consent of the senate" and substituting in lieu thereof a comma (,) and the following: "with the approval of two-thirds of the members of the senate in executive session,"

2. Amend section 34 by striking line 3 and substituting in lieu thereof the following "a permanent, efficient, daily record". Further amend section 34 by striking the word "book" in line 5 and substituting in lieu thereof the word "record"

3. Amend section 21 by striking the period (.) in line 5 thereof and substituting a comma (,) therefor and by adding after such comma (,) the following "and who shall serve at the pleasure of the board." Further amend section 21 by striking the last sentence thereof.

4. Amend section 23 by striking the word "The" from line 3 thereof and by striking all of section 23 following such word.

The amendment to the amendment was adopted.

Senator Jacobson offered the following amendment by Senators Jacobson and Faul and moved its adoption:

Amend the Faul et al amendment to Senate File 411 as follows:

1. Amend section 14 by adding thereto the following: "This provision shall not be construed to require the keeping of books of account or any accounting system imposed upon the State Comptroller under the provisions of section eleven (11) of chapter four (4), Acts of the Forty-fifth General Assembly."

2. Amend section 61 by inserting between the words "the" and "treasurer" in the last line thereof, the words "State Comptroller for deposit with the".

3. Amend section 82 by inserting between the words "the" and "treasurer" in line 2 thereof, the words "State Comptroller for deposit with the".

The amendment to the amendment was adopted.

Senator Jacobson offered the following amendment by Senators Jacobson and Faul and moved its adoption:

Amend the Faul, et al, amendment to Senate File 411 by adding the following additional section:

"Sec. The state board of public institutions is empowered to cooperate with any department or agency of the state government in any manner, including the exchange of employees, calculated to improve administration of the affairs of the institutions of the state board."

The amendment to the amendment was adopted.

Senator Rockhill offered the following amendment filed by Senator Schluter and moved its adoption:

Amend Senate File 411 by striking the period in line 3 of section 1 and adding the following: " , who shall serve during the pleasure of the board and receive an annual salary to be fixed by said board."

Also amend section 5 by striking the period in line 10 and adding the following: " , excepting those under the Child Welfare Division."

Also amend by striking the period in line 16 of section 5 and adding the following: " , and report same to the board of control".

Also amend by striking the words "discharged inmates" in line 23 of section 5 and inserting in lieu thereof the word, "parolees."

Also amend section 7 by striking the words "Developed a" in line 9 and inserting in lieu thereof the following: "Take into consideration any".

The amendment was adopted.

Senator Rockhill offered the following amendment by Senators Rockhill and Lucas and moved its adoption:

1. Amend Senate File 411 by inserting after the second comma in line two (2) of section one (1) the words: "a director of child welfare,".

2. Further amend Senate File 411 by adding thereto as sections six (6) and seven (7) the following:

"Sec. 6. The director of child welfare shall be qualified by training, experience and education in the field of child welfare.

"Sec. 7. The director of child welfare under the direction of the board of control shall have the following duties, powers and responsibilities:

a. Assist the board of control in exercising its powers and duties under the law relating to the juvenile home at Toledo, Iowa and soldiers' orphans home at Davenport, Iowa.

b. Develop a program of basic education, recreation, vocational training and guidance, and social adjustment.

c. Assist the board of control in child placement, employment and supervision of state wards.

d. Cooperate as requested in child welfare functions in other board of control institutions.

e. Prepare a budget for the board of control which will provide for the accomplishment of the purposes herein provided."

3. Renumber the remaining sections.

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 411 as follows:

Strike the period at the end of section 5, subsection f and insert the following: "of said corrective institutions for juveniles."

The amendment was adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 411 by adding the following additional section:

"Sec. The Board is directed to cooperate with any department or agency of the state government in any manner, including the exchange of employees, calculated to improve administration of the affairs of the institutions of the state board."

The amendment was adopted.

Senator Jacobson moved the adoption of the Faul, et al., amendment to Senate File 411 as amended.

Senator Dewel moved the previous question on the amendment as amended, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was.

Ayes, 15:

Bateson	Byers	Linnevold	Musmaker
Bekman	Faul	Lord	Myrland
Benson	Jacobson	Mercer	Skourup
Berg	Keir	Miller, A.	

Nays, 31:

Augustine	Foster	Knudson	Reilly
Clem	Hart	Leo	Ritchie
Colburn	Hawkins	Long	Rockhill
Dewel	Henningsen	Lucas	Sharp
Doud	Hultman	Lynes	Vittetoe
Dykhous	Jones	Martin	Watson
Elthon	Kirketeg	Miller, J. F.	Zastrow
Fishbaugh	Klein	Newsome	

Absent or not voting, 4:

Barkley	Findlay	Maytag	Schluter
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The amendment as amended was lost.

Senator Byers moved the previous question on Senate File 411, which motion prevailed.

Senator Rockhill offered the following amendment to the title and moved its adoption:

Amend the title to Senate File 411 by inserting at the end of line 3 the following:

“, a director of child welfare”.

The amendment was adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Barkley	Findlay	Maytag	Schluter
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

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

MOTION TO RECONSIDER

MR. PRESIDENT:

We move to reconsider the vote by which action was deferred on Senate File 123 on March 18, 1947, and found on page 681 of the Journal of the Senate.

ARTHUR H. JACOBSON.
JAY C. COLBURN.
J. A. NEWSOME.
E. C. MYRLAND.
STANLEY L. HART.
W. N. SKOURUP.
O. N. HULTMAN.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 439, a proposed bill for the legalization of the proceedings of the board of directors of the independent school district of Bettendorf, Scott county, Iowa, and school building bonds.

W. J. SCARBOROUGH, *Secretary.*

REPORTS OF COMMITTEES

Senator Watson submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 215, a bill for an act to amend section thirteen point two (13.2), Code 1946, relating to the duties of the attorney general, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 239, a bill for an act legalizing the renewal of the Articles of Incorporation of the Dubuque Boat and Boiler Company, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman.*

Ordered passed on file.

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 314, a bill for an act relating to the publication of acts of the General Assembly being deemed of immediate importance, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred Senate File 360, a bill for an act to legalize payments made by counties to institutions and contracts between counties and institutions for the care and support of neglected, dependent, and delinquent children where such payments exceed eighteen dollars (\$18) per month for each such child, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred House File 196, a bill for an act to legalize the action of the city council of Independence, Iowa, in respect to the purchase of land for a municipal

airport, begs leave to report it has had the same under consideration and recommends the same do pass.

DEVERE WATSON, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2, to which was referred Senate File 301, a bill for an act to amend sections six hundred thirty-eight point twenty-four (638.24) and six hundred thirty-eight point twenty-seven (638.27), Code 1946, relating to compensation for services of attorneys acting also in fiduciary capacity, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred House File 179, a bill for an act to amend section six hundred thirty-eight point twenty-five (638.25), Code 1946, relating to accounting of executors and administrators, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 325, a bill for an act to legalize and validate proceedings authorizing and providing for the issuance, sale and delivery of bridge bonds by counties in Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties, begs leave to report it has had the same under consideration and recommends the same do pass.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 123 by adding the following subsection to section 1 thereof, immediately following line 21 thereof:

"(e) No truck or semitrailer shall operate in this state from and after January 1, 1948 unless it shall have a rear bumper securely attached to the frame of said vehicle extending two inches beyond the rear of the body of said vehicle and of such size and construction that said bumper would be contacted by the bumpers of private passenger cars in the event of rear end collision."

J. F. MILLER.

R. W. ZASTROW.

Amend Senate File 359, Sec. 2, lines 14 and 15 by striking the words "be fined not more than two hundred dollars, or imprisoned not more than six months, or both," and insert in lieu thereof the following: "be fined not more than one hundred dollars, or imprisoned not more than thirty days."

TUNIS H. KLEIN.
F. E. SHARP.

Amend Senate File 317 by placing a period (.) after the word "possible" in line 15 in section 3 and by striking the remainder of said section.

Further amend Senate File 317 by striking the period (.) after the word "state" in line 19 of section 5 and insert after the word "state" the following: "so that each county shall share in such mileage in the proportion that its secondary road mileage bears to the total secondary road mileage of the state."

W. N. SKOURUP.

Amend House File 62 by striking the period (.) in line 10 of section 1 and inserting after the word "district" in said line the following: "in any year."

FRANK C. BYERS.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 20, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. F. F. Robinson, pastor of the Methodist church, Britt, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Maytag for the day on account of illness on request of Senator Vittetoe.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from residents of Wapello county favoring state aid to schools.

By Senator Faul, from residents of Polk county favoring passage of House File 227.

By Senator Findlay, from residents of Linn county favoring state aid to schools.

By Senator Kier, from residents of O'Brien county favoring proposed conservation legislation.

By Senator Knudson, from residents of Linn county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 441, by committee on military affairs, a bill for an act to amend section four hundred ninety-seven point one (497.1), Code 1946, relating to authorization of co-operative associations, to include building for residential purposes under the plan.

Read first and second times, and placed on the calendar.

Senate File 442, by committee on board of control, a bill for an act relating to the Iowa Soldiers' Orphans' Home and to the Iowa Juvenile Home.

Read first and second times, and placed on the calendar.

Senate File 443, by committee on board of control, a bill for an act to amend Chapter 218, Code 1946, and relating to rules established for all institutions under the jurisdiction or supervision of the Board of Control.

Read first and second times, and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Clem, House File 35, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to general powers of cities, special charter cities and towns to levy special taxes to build, purchase or remodel a city or town hall, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningesen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Doud	Findlay	Maytag
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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 Clem moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Byers, Senate File 161, a bill for an act to amend sections four hundred sixteen point one hundred thirty-five (416.135) and four hundred sixteen point one hundred thirty-

six (416.136), Code 1946, and to provide for the construction of and procuring sites for field houses, athletic and recreational facilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Maytag

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

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

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, thirty-three members of the junior and senior classes of the White Oak consolidated school of Polk county, students in American Government who were present in the balcony with their superintendent, Mr. O. A. Knott, their instructors, Mrs. Glen Dory and Mrs. H. R. Maywald.

Senator Lucas asked and received unanimous consent to present to the Senate, twenty-one members of the junior high school of Sheldahl, students in civics who were present in the balcony with their teacher, Mrs. Olive Gaulke.

Senator Klein asked and received unanimous consent to present

to the Senate thirty members of the ninth grade, students of the citizenship class of the Albia high school, who were present in the balcony with their teacher, Miss Esther Hultmer.

Senator J. F. Miller asked and received unanimous consent to present to the Senate, a group of students from the Vernon consolidated school of Humboldt county who were present in the balcony with their superintendent, Mr. G. W. Grooters. This school being an exceptional school of the State of Iowa, free of indebtedness and has a cash balance in the bank and is operating within its budget and getting along fine.

Senator Faul asked and received unanimous consent to present to the Senate, ninety students of the Amos Hiatt Junior high school, members of the class in civics who were present in the balcony with their teacher, Mr. George Hemming.

Senator Newsome asked and received unanimous consent to present to the Senate, ten students of the American Government class of the Lucas high school who were present in the balcony with their teacher, Mary Hunter.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 96, a bill for an act relating to proof of financial responsibility and operators of motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 123, a bill for an act relating to the practice of nursing and the administration and enforcement of the laws pertaining thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 178, a bill for an act imposing an excise tax on the handling of grain and exempting grain subject to such excise from general property taxes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 188, a bill for an act providing for the appointment of a code editor and a reporter of the supreme court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 228, a bill for an act relating to the fixing of the salary of the county superintendent of schools by the county board of education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 417, a bill for an act providing for the improvement and maintenance of certain local county roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 482, a bill for an act relating to hunting and fishing license fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 140, a bill for an act relating to investments 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 178, a bill for an act relating to the regulation of rates for fire, marine and inland marine insurance, and to rating organizations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 179, a bill for an act relating to regulation of rates for casualty insurance and other forms of motor vehicle insurance and to rating organizations.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 123, a bill for an act relating to the practice of nursing and the administration and enforcement of the laws pertaining thereto.

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

House File 178, a bill for an act amending section four hundred twenty-eight point ten (428.10), Code 1946, by removing grain dealers from the provisions thereof and by enacting a new section imposing an excise tax on the handling of grain and exempting grain subject to such excise from general property taxes.

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

House File 188, a bill for an act to provide for the appointment by the supreme court of a code editor and a reporter of the supreme court, to fix the terms of said officers, to prescribe their duties and to co-ordinate the statutes relating to said appointees.

Read first and second times, and referred to committee on judiciary 1.

House File 228, a bill for an act to amend section three hundred forty point fifteen (340.15), and to repeal section three hundred forty point thirteen (340.13), Code 1946, relating to the fixing of the salary of the county superintendent of schools by the county board of education.

Read first and second times and referred to committee on compensation of public officers and employees.

House File 417, a bill for an act providing for the improvement and maintenance of certain local county roads.

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

House File 482, a bill for an act to amend section one hundred ten point one (110.1), Code 1946, relating to hunting and fishing license fees.

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

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, President Evans announced the continuation of the consideration of the Board of Control bills.

THIRD READING OF BILLS

On motion of Senator Schluter, Senate File 412, a bill for an act to amend section two hundred seventeen point four (217.4), Code 1946, relating to removal of members of board of control, was taken up and considered.

Senator Schluter moved that the bill be read a third 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:

Barkley	Colburn	Foster	Kirketeg
Bateson	Dewel	Hart	Klein
Bekman	Doud	Henningsen	Knudson
Benson	Dykhousé	Hultman	Leo
Berg	Elthon	Jacobson	Linnevold
Byers	Faul	Jones	Long
Clem	Fishbaugh	Keir	Lord

Lucas	Miller, J. F.	Ritchie	Skourup
Lynes	Musmaker	Rockhill	Vittetoe
Martin	Myrland	Schluter	Watson
Mercer	Newsome	Sharp	Zastrow
Miller, Ai	Reilly		

Nays, 1:

Augustine

Absent or not voting, 3:

Findlay	Hawkins	Maytag
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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 Schluter moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lucas, Senate File 413, a bill for an act relating to county and private hospitals for insane, was taken up and considered.

Senator Lucas moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

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

On motion of Senator Lucas, Senate File 414, a bill for an act

relating to the duties of the superintendents of the mental hospitals, was taken up and considered.

Senator Lynes took the chair at 10:45 a.m.

Senator Lucas moved that the bill be read a third 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:

Augustine	Elthon	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Miller, J. F.	Watson
Dykhouse	Knudson	Musmaker	Zastrow

Nays, 2:

Bateson Faul

Absent or not voting, 4:

Findlay Hultman Jacobson Maytag

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

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

On motion of Senator Lucas, Senate File 415, a bill for an act relating to qualifications of the superintendent of the state sanatorium, was taken up and considered.

Senator Lucas moved that the bill be read a third 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:

Augustine	Dewel	Hultman	Long
Barkley	Doud	Jacobson	Lord
Bateson	Dykhouse	Jones	Lucas
Bekman	Elthon	Keir	Lynes
Benson	Faul	Kirketeg	Martin
Berg	Fishbaugh	Klein	Miller, Ai
Byers	Foster	Knudson	Miller, J. F.
Clem	Hart	Leo	Musmaker
Colburn	Henningsen	Linnevold	Myrland

Newsome	Rockhill	Skourup	Watson
Reilly	Schluter	Vittetoe	Zastrow
Ritchie	Sharp		

Nays, 1:

Hawkins

Absent or not voting, 3:

Findlay	Maytag	Mercer	
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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 Lucas moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Colburn, Senate File 419, a bill for an act relating to fire regulations at all institutions under the jurisdiction of the Board of Control, was taken up and considered.

Senator Colburn moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningesen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow
Dykhousc	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Faul	Findlay	Maytag
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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 Schluter moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Rockhill, Senate File 420, a bill for an act relating to convict labor, was taken up and considered.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 420 by adding the following:

"Sec. 4. Section two hundred forty-six point eighteen (246.18), Code 1946, is hereby amended by striking therefrom lines 10 to 31 inclusive."

The amendment was adopted.

Senator Rockhill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhousé	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Maytag

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

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

On motion of Senator Knudson, Senate File 166, a bill for an act to amend section two hundred twenty-six point thirty-two (226.32), Code 1946, relating to the discharge and removal of incurable and harmless patients from the state hospitals for the insane, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Evans took the chair at 11:10 a.m.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 166 by inserting after the word "notify" in line 4 of section 1 the words "the auditor of".

The amendment was adopted.

Senator Knudson moved that the bill be read a third 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:

Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevoid	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Mercer	Skourup
Dewel	Keir	Miller, Ai	Vittetoe
Doud	Kirketeg	Miller, J. F.	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays, 2:

Augustine Hawkins

Absent or not voting, 2:

Findlay Maytag

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

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

On motion of Senator Knudson, Senate File 167, a bill for an act to amend section two hundred twenty-seven point two (227.2), Code 1946, relating to the inspection of county and private hospitals for the insane, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Clem	Fishbaugh	Jones
Barkley	Colburn	Foster	Keir
Bateson	Dewel	Hart	Kirketeg
Bekman	Doud	Hawkins	Klein
Benson	Dykhouse	Henningsen	Knudson
Berg	Elthon	Hultman	Leo
Byers	Faul	Jacobson	Linnevoid

Long
Lord
Lucas
Lynes
Martin

Mercer
Miller, Ai
Miller, J. F.
Musmaker
Myrland

Newsome
Reilly
Ritchie
Rockhill
Schluter

Sharp
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 2:

Findlay

Maytag

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

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

EXECUTIVE SESSION

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

The Senate in executive session confirmed the appointment of Alfred W. Kahl of Pottawattamie county, Iowa, for the appointment of Commissioner of Public Safety for the unexpired term ending June 30th, 1947.

The Senate also confirmed the appointment of Alfred W. Kahl, of Pottawattamie county, Iowa, for the appointment of Commissioner of Public Safety for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Clem asked and received unanimous consent to present to the Senate twenty-two members of the class in Government of the Junior and Senior classes of the Climbing Hill high school of Woodbury county who were present in the balcony with their principal, Miss Kingston and Mrs. Lottie Christianson, member of the school board.

CROWNING OF SENATE QUEEN

Robert Beardsley, on behalf of the pages, presented to Miss Lois Bates a beautiful engraved gold compact and crowned her Queen of the Iowa Senate.

President Evans extended his greetings and best wishes and Lois expressed her sincere appreciation for the many courtesies that had been accorded her.

Senator Dykhouse moved that all bills with the exception of bills by the committees on appropriations, claims, compensation of public officers and employees, Senate Files 170 and 171 now under "Special Order", and any other "Unfinished Business" be turned over to the sifting committee.

Senator Faul moved to amend the motion by including among those excepted Senate File 317.

The amendment was lost.

Senator Schluter moved to amend the motion by including the following board of control committee bills: Senate Files 381, 425, 438, 442 and 443.

The amendment was adopted.

Senator Jacobson moved to amend the motion by adding after the last word "committee", the following:

"on adjournment Monday, March 24th".

The amendment was adopted.

Senator Dykhouse asked unanimous consent for the immediate consideration of Senate File 292.

Objection was raised.

Senator Dykhouse moved that Senate File 292 be taken up for consideration.

The motion was lost.

SPECIAL ORDER (Continued)

THIRD READING OF BILLS

On motion of Senator Knudson, Senate File 170, a bill for an act to amend chapter two hundred twenty-nine (229), Code 1946, relating to the commitment and discharge of insane persons, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 170 by inserting after the word "copy" in line 18 of section one the following: "of which shall be sent".

Senator Elthon announced the public hearing to be held in the House Chamber.

BILLS ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment.
H. F. 62	Ways and Means.
H. F. 115	Schools and Educational Institutions.
H. F. 125	Judiciary 1.

REPORTS OF COMMITTEES

Senator Berg submitted the following report:

MR. PRESIDENT: Your committee on military and veterans affairs to which was referred House File 226, a bill for an act relating to assignment of rooms, begs leave to report it has had the same under consideration and recommends the same do pass.

JOHN P. BERG, *Chairman.*

Ordered passed on file.

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred Senate File 326, a bill for an act authorizing counties to establish and provide county hospital facilities; to issue bonds therewith; and levy taxes for expense and support thereof, begs leave to report it has had the same under consideration and recommends the same be amended in accordance with the amendment filed by Senator Lord on March 14, 1947, and when so amended returns the bill without recommendation.

LUKE VITTETOE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred Senate File 338, a bill for an act relating to county public hospitals, begs leave to report it has had the same under consideration and recommends the same do pass.

LUKE VITTETOE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred Senate File 369, a bill for an act to amend section eighty-five point twenty-seven (85.27), Code 1946, relating to amount to be expended for medical, surgical and hospital services and supplies, begs leave to report it has had the same under consideration and returns the bill without recommendation.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 123 as follows:

By striking the words and figures "fifty (50)" in line 17 of section 1 and inserting in lieu thereof the words and figures "forty-five (45)".

By striking all of subsection D of section 1.

By striking all of section 2 following line 48.

By striking all of section 4.

Further amend the title by striking the words "to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer" found in lines 13, 14, 15 and 16.

E. K. BEKMAN.

Amend Senate File 191 as follows:

1. By striking from line 3 of section 2 the word "sheriff" and inserting in lieu thereof the word "bailiff".

2. Further amend by inserting after the word "civil" in line 3 of section 2 the word "service".

GEORGE M. FAUL.

Amend House File 72 as follows:

1. Strike section three (3) and substitute the following:

"Sec. 3. Section four hundred twenty-nine point eleven (429.11), Code 1946, is hereby amended by striking the words 'domestic corporation' from lines one (1) and two (2) and substituting in lieu thereof the words 'person, partnership, association, or corporation'; by striking the words 'to accumulate funds with which' from lines five (5) and six (6); by striking the words 'into a fund' from lines six (6) and seven (7); by striking the words 'which fund may be held by such corporation as collateral security for the payment of such loans, may take advantage of the provisions of this and sections 429.12 and 429.13' from lines eight (8), nine (9), ten (10), eleven (11) and twelve (12); by striking the words 'by filing' in line thirteen (13) and substituting in lieu thereof the words 'shall file'; by adding the following provision at the end of line twenty (20) after the word 'it.': 'The maximum interest on such loans may be any sum not exceeding 7% a year computed on the original face amount of the loan contract for the full period of the loan contract; provided that if the contract is prepaid in full by cash, renewal or refinancing, the portion of the interest shall be refunded which is applicable to the full months of the loan contract originally scheduled to follow the date of prepayment. The amount of such refund shall be as great a proportion of the original amount of interest as the sum of the monthly

balances following the date of prepayment bears to the sum of all monthly balances, both sums to be determined according to the original payment schedule in the contract. The fee for services and expenses for any loan may not exceed two per cent of the original face amount of the loan contract or twenty dollars, whichever is the smaller. No fee shall be charged except when a loan is made and a second fee shall not be charged on a subsequent loan made within three (3) months of a prior loan on which a fee has been charged.'; by striking the words 'to accumulate funds with which' from lines twenty-four (24) and twenty-five (25); and by striking the words 'into a fund' from lines twenty-five (25) and twenty-six (26)."

2. Further amend House File 72, as amended, by striking section four (4) and section five (5) and by inserting in lieu thereof the following:

"Sec. 4. Section four hundred twenty-nine point twelve (429.12), Code 1946, is hereby amended by striking therefrom the word 'corporation' in line four (4) and substituting in lieu thereof the words 'person, partnership, association, or corporation'; and by striking therefrom lines five (5), six (6), and seven (7), and substituting in lieu thereof the following: 'for which he shall receive his actual expenses, including the compensation per diem of his examiners. Such person, partnership, association, or corporation shall also pay to the auditor an annual fee of \$25.00.'

"Sec. 5. Section four hundred twenty-nine point thirteen (429.13), Code 1946, is hereby amended by striking the word 'corporation' in line three (3) and substituting in lieu thereof the words 'person, partnership, association, or corporation'; by adding a period (.) after the word 'effect' in line nine (9), and striking all of said section following said word 'effect' in said line nine (9); and by adding the following: 'Sections 429.11, 429.12, and 429.13 shall not apply to loans under chapter 536 by licensees under said chapter.'"

IRVING D. LONG.

1. Amend House File 482 by inserting after section 1 as section 2 the following:

"Sec. 2. If any state by law prohibits the issuance of a hunting or fishing license to residents of this state, or if any state by law permits the issuance of a hunting or fishing license, but in so doing limits or restricts the privileges of residents of this state more than it limits or restricts the privileges of its own residents, no hunting or fishing license, or combined hunting and fishing license, shall be issued in this state to the residents of such state."

2. Further amend House File 482 by renumbering the remaining section.

J. T. DYKHOUSE.
GEORGE M. FAUL.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 21, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. H. E. Trimbball, pastor of the Central Church of Christ, Centerville, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Long for the day on account of illness on request of Senator Jacobson; Senator Maytag for the day on account of illness on request of Senator Vittetoe; Senator Bekman for the day on request of Senator Lucas; Senator Miller for the illness in his family on request of Senator Zastrow.

HAPPY BIRTHDAY "STAN"

Senator Elthon arose on a matter of personal privilege to remind the members of the Senate that two score ten and one year ago today there was born to Mr. and Mrs. Stark Hart a son, whom we have learned to love; and moved that Senators Byers and Faul escort this "son" to the rostrum, which motion prevailed.


Senators Byers and Faul graciously performed their duty to the singing of "Happy Birthday Stan" and President Evans presented to the Senate the honorable Senator Stanley L. Hart, congratulated him and turned over to him the gavel and stated: "I extend to the new members of the Senate the courtesy of showing you how an Ex-President pro tempore presides".

Senator Hart spoke briefly and expressed his sincere appreciation for the hearty birthday greetings, and proceeded to preside over the Senate in his usual efficient manner.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Fishbaugh, from residents of Page county favoring proposed veteran's legislation.



By Senator Knudson, from residents of Cerro Gordo county favoring proposed school legislation.

By Senator Leo, from residents of Benton county favoring proposed school legislation.

INTRODUCTION OF BILL

Senate File 444, by committee on judiciary 1, a bill for an act to legalize and validate the election and all proceedings of the town council and town officials of the town of Manilla, Iowa, in calling and holding a special election in the town of Manilla, Iowa, on the 18th day of March, 1946, on the proposition of erecting and equipping a community memorial building under the provisions of chapter 33, Code of Iowa, 1939, and the issuance and sale of bonds in the amount of twenty thousand (\$20,000.00) dollars, and the levying of an annual tax for the payment of said bonds.

Read first and second times and placed on the calendar.

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

SENATE CONCURRENT RESOLUTION 21

By committee on appropriations

Be It Resolved by the Senate, the House Concurring:

That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20) Code 1946:

Bond Clothes, coats for pages (House).....	\$ 311.20
A. C. Gustafson, postage and long distance calls.....	36.71
L. C. Smith & Corona Typewriters Inc., typewriter ribbons (House).....	10.00
Storey-Kenworthy Co., supplies (House).....	10.63
Office Equipment Co., typewriter rental (House).....	4.00
Koch Brothers, supplies (House).....	169.80
Chair & Furniture Industry, filing cabinets (House).....	2278.00
Fred Willis, expense to Sioux Falls re lighting (House).....	13.87
Henry Wichman, expense to Sioux Falls re lighting (House).....	66.26
Office Specialty Company, typewriter rental (Senate)	25.00
Charles F. King, typewriter rental (Senate).....	5.00
Wallace Homestead Co., letterheads (Senate).....	21.00
Koch Brothers, supplies (Senate).....	295.14
Cascade Laundry Co., cleaning page coats (Senate).....	4.50

M & M Sales Co., typewriter rental (Senate).....	30.00
Office Equipment Co., typewriter rental (Senate).....	28.00
W. J. Scarborough, postage and misc. expense.....	11.00

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

The motion prevailed and the resolution was adopted.

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 120, a bill for an act providing an exemption from taxation of growing agricultural and horticultural crops and products

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 291, a bill for an act relating to surveys and plans for secondary road construction by the board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 292, a bill for an act relating to the advertisement and letting of contracts for road or bridge construction and materials.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 270, a bill for an act relating to severely handicapped persons, creating a state hospital-school for said persons and appropriating funds for its establishment and maintenance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 302, a bill for an act relating to the acceptance by the highway commission of interstate bridges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 342, a bill for an act relating to the publication of certificates of corporations formed for the purpose of insurance, other than life insurance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 358, a bill for an act to legalize the actions of the city council and the city clerk of the city of Clinton, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 177, a bill for an act relating to the leasing of public parks by 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 245, a bill for an act creating a county school system and providing for county boards of education.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 353, a bill for an act authorizing purchase of real property in city of Des Moines and providing 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 354, a bill for an act authorizing purchase of certain real property in the city of Des Moines and providing 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 355, a bill for an act authorizing purchase of real property in the city of Des Moines and providing 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 356, a bill for an act authorizing purchase of real property in city of Des Moines and providing 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 357, a bill for an act authorizing purchase and condemnation of certain property in the city of Des Moines, and providing an appropriation therefor.

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

House Concurrent Resolution 15 requesting the Governor to return House File 107 for further consideration.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 120, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, providing an exemption from taxation of growing agricultural and horticultural crops and products.

Read first and second times, and passed on file.

House File 270, a bill for an act relating to severely handicapped persons, creating a state hospital-school for said persons, and appropriating funds for its establishment and maintenance.

Read first and second times, and referred to committee on social security.

House File 291, a bill for an act to amend section three hundred nine point thirty-five (309.35), Code 1946, relating to surveys and plans for secondary road construction by the board of supervisors.

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

House File 292, a bill for an act to amend section three hundred nine point forty (309.40), Code 1946, relating to the advertisement and letting of contracts for road or bridge construction and materials thereof by the board of supervisors.

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

House File 342, a bill for an act to amend section five hundred fifteen and ninety hundredths (515.90), Code 1946, relating to the publication of certificates of compliance of corporations formed for the purpose of insurance, other than life insurance.

Read first and second times, and referred to committee on insurance.

House File 302, a bill for an act to amend section three hundred thirteen point thirty-two (313.32), Code 1946, relating to the acceptance by the highway commission of interstate bridges.

Read first and second times, and passed on file.

House File 358, a bill for an act to legalize the actions of the city council and the city clerk of the city of Clinton, Iowa, in making expenditures, incurring indebtedness, and issuing warrants and certificates of indebtedness on the general fund of the city of Clinton, in the amounts of sixteen thousand six hundred thirty-two dollars and forty-three cents (\$16,632.43), to the fire maintenance fund in the amount of fifteen thousand one hundred sixty-eight dollars and seventy cents (\$15,168.70), for street department salaries in the amount of ten thousand eight hundred eighty-nine dollars and thirty-five cents (\$10,889.35), and to other funds of the city of Clinton, Iowa in the amount of four thousand ninety-two dollars and thirteen cents (\$4,092.13), and providing that the total indebtedness thus incurred of forty-eight thousand five hundred eighty-two dollars and sixty-one cents (\$48,582.61) shall constitute a legal, binding and valid obligation of the city of Clinton, Iowa.

Read first and second times, and passed on file.

HOUSE AMENDMENTS TO SENATE FILE 177

Amend Senate File 177 as follows:

1. By striking the word "and" in line four (4), Section two (2), and inserting in lieu thereof the word "in".

2. By adding thereto the following:

"Sec. 3. In cities and towns where park commissioners or permanent park boards have been established as provided by law, any lease or leases executed under the terms and provisions of section two (2) of this act shall require approval of the city or town council and by such park commissioners or permanent park boards as the case may be," and renumbering the remaining section.

3. By adding thereto the following new section: "The provisions of this act shall apply to special charter cities."

4. Amend the title by striking the period at the end thereof and adding the following: ", and making same applicable to special charter cities."

HOUSE AMENDMENTS TO SENATE FILE 245

Amend Senate File 245 as follows:

1. Amend section twenty-one (21), lines seven (7) and eight (8) by striking the words and figures "three hundred one point twenty-three (301.23)" and substituting in lieu thereof "three hundred one point fourteen (301.14)".

2. By adding thereto the following new sections:

(1) "Sec. 24. Amend section three hundred one point fifteen (301.15), Code 1946, line three (3) by adding the words 'school system' after the word 'county'."

(2) "Sec. 25. Amend section three hundred one point nineteen (301.19), Code 1946, line two (2), following the word "is", by striking "under county uniformity of textbooks as provided in this chapter" and substituting in lieu thereof "a part of the county school system".

(3) "Sec. 26. Amend section three hundred one point twenty-three (301.23), Code 1946, by striking all of lines one (1) to five (5), inclusive, up to the semicolon (;) and inserting in lieu thereof the following: "The provisions of section three hundred one point fifteen (301.15) to three hundred one point twenty-two (301.22), inclusive, shall not apply to school corporations which are not included in the county school system."

3. Amend the title by striking all of said title and inserting in lieu thereof the following: "A bill for an act creating a county school system, relating to the operation thereof and to the county board of education, the county superintendent of schools and his assistants, the manner of their selection and prescribing their duties and powers and providing for the selection of textbooks for said system."

HOUSE AMENDMENTS TO SENATE FILE 353

Amend Senate File 353 as follows:

1. By striking from lines six (6) and seven (7), Section one (1), the following: "and the use of the Iowa liquor control commission".

2. Amend the title by striking from line three (3) the word "adjoin-

ing" and inserting in lieu thereof the words "adjacent to". Further amend said title by striking from lines four (4) and five (5) thereof the following: "for the use of the Iowa liquor control commission for warehouse purposes".

HOUSE AMENDMENTS TO SENATE FILE 354

Amend Senate File 354 as follows:

1. By striking from lines six (6) and seven (7), Section one (1), the following: "and the use of the Iowa liquor control commission".
2. Amend the title by striking from line three (3) the word "adjoining" and inserting in lieu thereof the words "adjacent to". Further amend by striking from lines four (4) and five (5) of said title the following: "for the use of the Iowa liquor control commission for warehouse purposes", and by striking from lines six (6) and seven (7) the following: "In consideration of seven thousand dollars (\$7,000.00)."

HOUSE AMENDMENTS TO SENATE FILE 355

Amend Senate File 355 as follows:

1. By striking the period after the letter "G" in line five (5) of Section one (1), and substituting in lieu thereof a comma (,).
2. Amend the title by striking from line three (3) thereof the following: "for the use of the Iowa Liquor Control Commission". Further amend said title by striking the word "for" in line four (4) thereof.

HOUSE AMENDMENTS TO SENATE FILE 356

Amend Senate File 356 as follows:

1. By striking from line six (6) and seven (7), Section one (1), the following: "and the use of the Iowa liquor control commission".
2. Amend the title by striking from line three (3) the word "adjoining" and inserting in lieu thereof the words "adjacent to". Further amend said title by striking from lines four (4) and five (5) thereof the following: "for the use of the Iowa liquor control commission for warehouse purposes" and by striking from lines six (6) and seven (7) the following: "In consideration of nine thousand five hundred dollars (\$9,500.00)."

HOUSE AMENDMENTS TO SENATE FILE 357

Amend Senate File 357 as follows:

1. Strike all of Sec. 2 and renumber the remaining sections accordingly.
2. Amend the title by striking all of line four (4) thereof. Further amend said title by striking the word "for" in line five (5) thereof.

HOUSE CONCURRENT RESOLUTION 15

Whereas, House File 107 has been passed by the House and Senate of the Fifty-second General Assembly, and the bill now having been sent to

the Governor, and it appears that there may be some controversy as to the constitutionality of section five (5) of the bill, therefore,

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House be and is hereby directed to request the Governor to return House File 107 to the House for further consideration.

HOUSE AMENDMENTS CONSIDERED

Senator Foster called up for consideration Senate File 177, a bill for an act to amend section three hundred sixty-eight point one (368.1), section three hundred sixty-eight point nine (368.9), and section three hundred seventy point thirteen (370.13), Code 1946, relating to general powers of cities and towns, and to leasing of public parks, and authorizing cities and towns, under thirty thousand population, to lease parks or portions thereof to organizations to conduct celebrations, and for the playing of baseball and other athletic games, amended by the House, and moved that the Senate concur in the following amendments:

1. Amend Senate File 177 by striking the word "and" in line 4, section 2, and inserting in lieu thereof the word "in".

2. By adding thereto the following:

"Sec. 3. In cities and towns where park commissioners or permanent park boards have been established as provided by law, any lease or leases executed under the terms and provisions of section 2 of this act shall require approval of the city or town council and by such park commissioners or permanent park boards as the case may be.", and renumbering the remaining section.

3. By adding thereto the following new section:

"The provisions of this act shall apply to special charter cities."

4. Amend the title by striking the period at the end thereof and adding the following: "; and making same applicable to special charter cities."

The Senate concurred in the House amendments.

Senator Foster moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Klein	Myrland
Barkley	Fishbaugh	Knudson	Newsome
Bateson	Foster	Leo	Reilly
Benson	Hart	LinnevoId	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	I Jenningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Bekman
Findlay

Long

Maytag

Miller, J. F.

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

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

HOUSE CONCURRENT RESOLUTION 15

Whereas, House File 107 has been passed by the House and Senate of the Fifty-second General Assembly, and the bill now having been sent to the Governor, and it appears that there may be some controversy as to the constitutionality of section five (5) of the bill, *therefore*,

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House be and he is hereby directed to request the Governor to return House File 107 to the House for further consideration.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Lucas called up for consideration Senate File 100, a bill for an act to amend chapter one hundred twenty-four (124), Code, 1946, relating to the issuance of permits to sell beer and malt liquors and to the regulation of places where sales are made by such permit holders, amended by the House.

Senator Barkley asked and received unanimous consent to withdraw the amendment to House amendment to Senate File 100 filed by him and found on page 653 of the Senate journal.

Senator Skourup offered the following amendment and moved its adoption:

Amend House amendment to Senate File 100 by striking all of section 36.

Senator Skourup asked and received unanimous consent to withdraw his motion on the adoption of the amendment.

Senator Skourup asked and received unanimous consent to withdraw the amendment.

Senator Lucas moved that the Senate concur in the House amendments to Senate File 100 found on pages 614 to 623 of the Senate journal.

Roll call was demanded.

On the question "Shall the Senate concur in the House amendments?" the vote was:

Ayes, 1:

Watson

Nays, 42:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Benson	Foster	Linnevold	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Mercer	Skourup
Dewel	Jacobson	Miller, Ai	Vittetoe
Doud	Jones	Musmaker	Zastrow
Dykhouse	Keir		

Absent or not voting, 7:

Bekman	Kirketeg	Martin	Miller, J. F.
Findlay	Long	Maytag	

The motion was lost.

The House amendments having failed to receive a constitutional majority were declared to have failed to have been adopted and concurred in by the Senate.

Senator Lucas asked and received unanimous consent that the result of the action on House amendments to Senate File 100 be immediately messaged to the House, which request was complied with.

SPECIAL ORDER (Continued)

The hour of 10:30 having arrived, President Evans announced the continuation of the "Special Order."

Senator Knudson called up Senate File 170, a bill for an act to amend chapter two hundred twenty-nine (229), Code 1946, relating to the commitment and discharge of insane persons, was taken up for further consideration.

Senator Doud called up the following amendment and moved its adoption:

Amend Senate File 170 by inserting after the word "copy" in line 18 of section one the following: "of which shall be sent".

The amendment was adopted.

Senator Berg offered the following amendment and moved its adoption:

Amend Senate File 170 by adding to section 1 the following paragraph: "If the certification of the patient's condition to the commission of insanity by the hospital superintendent states that a further period of

observation and treatment is indicated without commitment of the person as insane, the commission may authorize a further period of such observation and treatment as recommended. During such extended period of observation, a recommendation for either discharge of the patient or recommendation for commitment as insane may be filed with the commission. If the commission does not issue a commitment as insane after recommendation by the superintendent within five (5) days following receipt of such recommendation, the superintendent may, upon authority of the Board of Control, discharge such patient from the hospital, and the hospital and Board of Control, after discharge of such patient, shall be absolved of further responsibility in connection with the case until such time as the same person may be committed.

"The cost of hospitalization of persons committed temporarily under the provisions of this section shall be paid for in the same way as persons committed otherwise as insane."

Further amend Senate File 170 by adding to Section two (2) the following paragraph:

"Persons making application directly to the superintendent and received for observation and treatment on such application, shall be required to pay the costs of hospitalization, which costs may be collected weekly in advance and shall be payable at the business office of the hospital. Such costs shall be the same as for regularly committed patients, and the treatment shall be the same as for other patients."

Further amend Senate File 170 by adding thereto the following new section:

"Sec. 3. If a person wishing to make application for voluntary admission to the hospital is unable to pay the costs of hospitalization or those responsible for such person are unable to pay such costs, application for voluntary admission must be made to the insane commission of the county in which said person is a resident and the commission, after satisfying itself that the person is in need of observation and treatment in the state hospital, may on forms prescribed by the Board of Control, authorize such person's admission as a voluntary case, the costs of hospitalization of such case to be paid in the same way as regularly committed cases. Persons admitted under this section shall be released on application in writing to the superintendent in the same way as voluntary patients are released as provided for in Section 2 above."

Senator Bateson offered the following amendment to the amendment and moved its adoption:

1. Amend the amendment to Senate File 170, by striking the words "the commission of insanity" in lines one and two, and inserting in lieu thereof the words "his attending physician".
2. Further amend by striking the words "the commission" in line four and inserting in lieu thereof "the attending physician".
3. Further amend by inserting after the comma (,) following the word "observation" in line six the following "if the patient is not discharged".
4. Further amend by striking from line seven the following: "recommendation for either discharge of the patient or".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Doud offered the following amendment by Senators Hawkins and Doud and moved its adoption:

Amend Senate File 170 as follows:

Section 1, line 7, strike the word "commitment" and insert in lieu thereof the word "admission".

Section 1, line 8, strike the word "commitment" and insert in lieu thereof the word "admission".

Section 1, line 16, strike the word "commitment" and insert in lieu thereof the word "admission".

The amendment was adopted.

Senator Doud offered the following amendment to the title and moved its adoption:

Amend the title to Senate File 170 by striking the word "commitment" in line 2 and inserting in lieu thereof the word "admission".

The amendment was adopted.

Senator Doud moved that the bill be read a third 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:

Augustine	Faul	Klein	Myrland
Barkley	Fishbaugh	Knudson	Newsome
Bateson	Foster	Leo	Reilly
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Dewel	Jacobson	Martin	Skourup
Doud	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Bekman	Findlay	Maytag	Miller, J. F.
Colburn	Long		

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

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

On motion of Senator Doud Senate File 171, a bill for an act to amend sections two hundred twenty-nine point nine (229.9), two hundred twenty-nine point eleven (229.11), two hundred

twenty-nine point ten (229.10), two hundred twenty-nine point fourteen (229.14), and two hundred twenty-nine point twenty-four (229.24), and repealing section two hundred twenty-nine point thirteen (229.13), Code 1946, relating to the commitment and discharge of persons who are insane, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 171 by striking from lines 4 and 5 of section three the words "person's attending physician or a physician designated by the commission" and inserting in lieu thereof the words "person's attending physician or some one designated by said physician".

Further amend Senate File 171 by striking lines 4 and 5 of section four and inserting in lieu thereof the words "person's attending physician or some one designated by said physician."

The amendment was adopted.

Senator Barkley offered the following amendment and moved its adoption:

1. Amend Senate File 171 by adding after section 2 the following: "No person accused of being insane shall be tried before the insanity commission until he or his nearest friend or relative has been informed that he shall have the right of attorney to appear at said hearing; that upon request, an attorney shall be appointed to defend the person accused and appearing at the hearing before the commission. The said attorney shall be recompensed in the sum of ten dollars (\$10.00) for full service to be paid in the first instance by the county."

2. Further amend Senate File 171 by adding the following: Strike the word "ten" in line 4, section two hundred twenty-nine point seventeen (229.17) of 1946 Code and substituting therefor the word "thirty."

3. Further amend Senate File 171 by adding a new section to the 1946 Code, following section two hundred twenty-nine point seventeen (229.17) as follows: On appeal from the decision of the commission, the accused shall have the right of trial by jury under the rules and laws regulating jury trial as in the district court of said county.

President Evans took the chair at 11:35.

Senator Reilly offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from lines 7 and 8 the words "be recompensed in the sum of ten dollars (\$10.00) for full service", and substituting in lieu thereof the following: "receive such compensation as the District Court may order,"

The amendment to the amendment was adopted.

Senator Fishbaugh offered the following amendments to the amendment and moved their adoption:

Amend by striking from line 5 the words "that upon request" and inserting in lieu thereof the following: "whether or not such request is made".

Further amend the amendment by adding after the word "attorney" in line 5 the words "by the district court".

The amendments to the amendment were adopted.

Senator Rockhill offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 1 of the amendment the words "section 2" and inserting in lieu thereof the words and figures "section two hundred twenty-nine point five (229.5) Code 1946".

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend by adding the following to section 3: "Further amend section two hundred twenty-nine point eleven (229.11), Code 1946, by striking the word "sheriff" in line 9 thereof and inserting in lieu thereof the words "said physician".

The amendment was adopted.

Senator Doud offered the following amendment to the title and moved its adoption:

Amend by inserting at the end of line 6 of the title the words "and amending section two hundred twenty-nine point seventeen (229.17)".

The amendment was adopted.

Senator Doud moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Barkley	Elthon	Knudson	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Benson	Foster	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Mercer	Sharp
Colburn	Jones	Miller, Ai	Skourup
Dewel	Keir	Musmaker	Vittetoe
Doud	Kirketeg	Myrland	Zastrow
Dykhouse	Klein		

Nays, 4:

Augustine

Hawkins

Martin

Watson

Absent or not voting, 8:

Bekman

Findlay

Leo

Maytag

Faul

Jacobson

Long

Miller, J. F.

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

Senator Doud moved that the 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

MR. PRESIDENT:

I am directed to inform your honorable body that the House insists on its amendments to Senate File 100, a bill for an act relating to the issuance of permits to sell beer and malt liquor and the regulation of places where such sales are made, and requests a conference committee and that the Speaker of the House has appointed as members of such conference committee on the part of the House, Representatives: Fimmen, Poston, Beardsley and Steinberg.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE APPOINTED

President Evans announced the appointment of the following conference committee on the part of the Senate on Senate File 100: Senators Lucas, Lynes, Byers and Watson.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 440, a proposed bill for the legalization of county hospital bonds of Van Buren county, Iowa, and to legalize and validate the special election and the proceedings of the board of supervisors of Van Buren County, Iowa.

House File 40, a proposed bill for the legalizing of the proceedings of the board of supervisors of Des Moines county, Iowa, in making expenditures for the construction of a garage at the county home.

W. J. SCARBOROUGH, *Secretary.*

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Jacobson for the balance of day on request of Senator Elthon.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, one hundred fifty students of the ninth grade class of the Washington Irving junior high school who were present in the balcony with principal, Mr. Victor Mastin.

Senator Faul asked and received unanimous consent to present to the Senate, forty eighth grade students of St. Augustin's parochial school who were present in the balcony with their instructor, Sister Clara Charles.

Senator Faul asked and received unanimous consent to present to the Senate, twenty-six students of the sixth grade class of the McKinley school who were present in the balcony with their instructor, Miss Helen Sullivan.

Senator Doud asked and received unanimous consent to present to the Senate, thirty students of the Lone Star school of Eagleville, Missouri, who were present in the balcony with their instructor, Fern Ballew.

Senator Knudson asked and received unanimous consent to present to the Senate, twenty-five students of the Chapin high school, members of the senior Government class who were present in the balcony with their instructor, H. C. Barr, and their superintendent, William Sherman.

HOUSE AMENDMENTS CONSIDERED

Senator Keir called up for consideration Senate File 245, a bill for an act to provide for a county board of education and county superintendent and assistants in each of the several counties of the state, the manner of selection of same, to prescribe their duties and powers, to amend sections two hundred seventy-one point twelve (271.12), three hundred forty-one point one (341.1), and three hundred forty-one point six (341.6), and to repeal sections two hundred seventy-one point one (271.1) to two hundred seventy-one point eleven (271.11), inclusive, two hundred seventy-three point one (273.1) to two hundred seventy-three point four (273.4), inclusive, three hundred forty point thirteen (340.13) to

three hundred forty point sixteen (340.16), inclusive, and three hundred one point twelve (301.12) to three hundred one point twenty-three (301.23), inclusive, Code 1946, amended by the House, and moved that the Senate concur in the following amendments:

1. Amend section 21, lines 7 and 8 by striking the words and figures "three hundred one point twenty-three (301.23)" and substituting in lieu thereof "three hundred one point fourteen (301.14)".

2. Amend by adding thereto the following new sections:

(1) "Sec. 24. Amend section three hundred one point fifteen (301.15), Code 1946, line three (3) by adding the words 'school system' after the word 'county'."

(2) "Sec. 25. Amend section three hundred one point nineteen (301.19), Code 1946, line two (2), following the word 'is', by striking "under county uniformity of textbooks as provided in this chapter" and substituting in lieu thereof "a part of the county school system".

(3) "Sec. 26. Amend section three hundred one point twenty-three (301.23), Code 1946, by striking all of lines 1 to 5 inclusive up to the semicolon (;) and inserting in lieu thereof the following: "The provisions of section three hundred one point fifteen (301.15) to three hundred one point twenty-two (301.22), inclusive, shall not apply to school corporations which are not included in the county school system'."

3. Amend the title by striking all of said title and inserting in lieu thereof the following: "A bill for an act creating a county school system, relating to the operation thereof and to the county board of education, the county superintendent of schools and his assistants, the manner of their selection and prescribing their duties and powers and providing for the selection of textbooks for said system."

The Senate concurred in the House amendments.

Senator Keir moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Augustine	Foster	Knudson	Myrland
Bateson	Hart	Linnevoid	Newsome
Byers	Hawkins	Lord	Ritchie
Colburn	Henningsen	Lucas	Rockhill
Dewel	Hultman	Lynes	Schluter
Doud	Jones	Martin	Sharp
Elthon	Keir	Miller, Ai	Skourup
Faul	Klein	Musmaker	Vittetoe
Fishbaugh			

Nays: none.

Absent or not voting, 17:

Barkley	Dykhouse	Leo	Miller, J. F.
Bekman	Findlay	Long	Reilly
Benson	Jacobson	Maytag	Watson
Berg	Kirketeg	Mercer	Zastrow
Clem			

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

Senator Keir moved that the 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 Doud, Senate File 440, a bill for an act to legalize and validate the special election and the proceedings authorizing and providing for the issuance, sale and delivery of County Hospital Bonds by Van Buren County, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county was taken up, and considered.

Senator Doud moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Hawkins	Lord	Newsome
Bateson	Henningsen	Lucas	Ritchie
Colburn	Hultman	Lynes	Rockhill
Dewel	Jones	Martin	Schluter
Doud	Keir	Miller, A.	Sharp
Elthon	Klein	Musmaker	Skourup
Faul	Knudson	Myrland	Vittetoe
Foster	Linnevold		

Nays: none.

Absent or not voting, 20:

Barkley	Clem	Jacobson	Mercer
Bekman	Dykhouse	Kirketeg	Miller, J. F.
Benson	Findlay	Leo	Reilly
Berg	Fishbaugh	Long	Watson
Byers	Hart	Maytag	Zastrow

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

Senator Doud moved that the 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 Doud asked and received unanimous consent that Senate File 440 be immediately messaged to the House, which request was complied with.

On motion of Senator Faul, Senate File 315, a bill for an act to legalize certain issues of capital stocks of Iowa corporations, upon compliance herewith, with report of committee recommending amendment in accordance with the following Faul amendment, and passage, was taken up, considered, and the report of the committee adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 315 by striking the figures "1945" in line 2 of section 1 and inserting in lieu thereof the figures "1947".

Further amend by striking the figures "1945" in line two 2 of section 2 and inserting in lieu thereof the figures "1947".

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 315 by striking from lines 5 and 6 of section 4 the following: ", without expense to the state of Iowa".

The amendment was adopted.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Augustine	Foster	Knudson	Myrland
Bateson	Hawkins	Linnevold	Newsome
Berg	Henningsen	Lord	Ritchie
Colburn	Hultman	Lucas	Rockhill
Dewel	Jones	Lynes	Schluter
Doud	Keir	Martin	Sharp
Elthon	Kirketeg	Miller, Ai	Vittetoe
Faul	Klein	Musmaker	

Nays: none.

Absent or not voting, 19:

Barkley	Dykhouse	Leo	Reilly
Bekman	Findlay	Long	Skourup
Benson	Fishbaugh	Maytag	Watson
Byers	Hart	Mercer	Zastrow
Clem	Jacobson	Miller, J. F.	

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

On motion of Senator Musmaker at the request of Senator Byers, Senate File 204, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of park bonds by the city of Cedar Rapids, Iowa, and the provisions for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Musmaker offered the following amendment by Senator Byers and moved its adoption:

1. Amend Senate File 204 by striking Section 2 and inserting in lieu thereof the following:

"Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Rapids Tribune, a newspaper published in the city of Cedar Rapids, Iowa, and in the Marion Sentinel, a newspaper published in Marion, Iowa, all without expense to the state."

2. Further amend Senate File 204 by striking the figures "1946" in line eight (8) of the title and preamble and inserting in lieu thereof the figures "1947."

The amendment was adopted.

Senator Musmaker moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine	Foster	Knudson	Myrland
Bateson	Hawkins	Linnevold	Newsome
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Colburn	Jones	Lynes	Schluter
Dewel	Keir	Martin	Sharp
Doud	Kirketeg	Miller, Ai	Skourup
Elthon	Klein	Musmaker	Vittetoe

Nays: none.

Absent or not voting, 18:

Barkley	Faul	Leo	Miller, J. F.
Bekman	Findlay	Long	Reilly
Byers	Fishbaugh	Maytag	Watson
Clem	Hart	Mercer	Zastrow
Dykhouse	Jacobson		

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

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

On motion of Senator Skourup, House File 40, a bill for an act to legalize action of the board of supervisors of Des Moines county, in making expenditures for erection of improvements at county home out of the poor fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Augustine	Foster	Linnevold	Newsome
Bateson	Hawkins	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Miller, Ai	Skourup
Doud	Kirketeg	Musmaker	Vittetoe
Elthon	Klein	Myrland	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 16:

Barkley	Dykhouse	Jacobson	Mercer
Bekman	Findlay	Leo	Miller, J. F.
Byers	Fishbaugh	Long	Reilly
Clem	Hart	Maytag	Watson

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

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

On motion of Senator Doud, Senate File 273, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of liberty memorial bonds by Grundy County, Iowa, and the provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said county,

with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Augustine	Faul	Linnevold	Ritchie
Bateson	Foster	Lord	Rockhill
Benson	Henningsen	Lucas	Schluter
Berg	Jones	Martin	Sharp
Colburn	Keir	Miller, A.	Skourup
Dewel	Kirketeg	Musmaker	Vittetoe
Doud	Klein	Myrland	Zastrow
Elthon	Knudson	Newsome	

Nays: none.

Absent or not voting, 19:

Barkley	Findlay	Jacobson	Mercer
Bekman	Fishbaugh	Leo	Miller, J. F.
Byers	Hart	Long	Reilly
Clem	Hawkins	Lynes	Watson
Dykhouse	Hultman	Maytag	

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

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

On motion of Senator Knudson, House File 118, a bill for an act to legalize the action of the county board of supervisors of Appanoose county, Iowa, in making expenditures and approving claims against said county for secondary road maintenance, to legalize said expenditures and said claims as valid and binding obligations of said county, and to authorize said county by its proper officials to pay said indebtedness evidenced by unpaid warrants by the issuance and exchange or sale of funding bonds as authorized by law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson moved that the bill be read a third 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:

Augustine	Faul	Linnevold	Newsome
Bateson	Foster	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Jones	Martin	Sharp
Colburn	Keir	Miller, Ai	Skourup
Dewel	Klein	Musmaker	Vittetoe
Doud	Knudson	Myrland	Zastrow
Elthon			

Nays: none.

Absent or not voting, 17:

Barkley	Fishbaugh	Kirketeg	Mercer
Bekman	Hart	Leo	Miller, J. F.
Clem	Hultman	Long	Reilly
Dykhouse	Jacobson	Maytag	Watson
Findlay			

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

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

On motion of Senator Vittetoe Senate File 269, a bill for an act to amend section two hundred sixty-three point eight (263.8), Code 1946, relating to financing laboratory examinations and investigations by the University bacteriological laboratory for the department of health, was taken up, and considered.

Senator Vittetoe moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Augustine	Faul	Linnevold	Newsome
Bateson	Foster	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Miller, Ai	Skourup
Doud	Klein	Musmaker	Vittetoe
Elthon	Knudson	Myrland	

Nays: none.

Absent or not voting, 19:

Barkley	Findlay	Kirketeg	Miller, J. F.
Bekman	Fishbaugh	Leo	Reilly
Byers	Hart	Long	Watson
Clem	Hultman	Maytag	Zastrow
Dykhouse	Jacobson	Mercer	

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

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

On motion of Senator Faul House File 116, a bill for an act to legalize action of the board of directors of the Independent School District of West Des Moines, in buying real estate for schoolhouse site, and in selling said real estate, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Foster	Linnevold	Myrland
Benson	Hawkins	Lord	Newsome
Berg	Henningsen	Lucas	Ritchie
Colburn	Jones	Lynes	Schluter
Dewel	Keir	Martin	Sharp
Elthon	Klein	Miller, Ai	Skourup
Faul	Knudson	Musmaker	Vittetoe

Nays: none.

Absent or not voting, 22:

Barkley	Dykhousc	Kirketeg	Miller, J. F.
Bateson	Findlay	Leo	Reilly
Bekman	Fishbaugh	Long	Rockhill
Byers	Hart	Maytag	Watson
Clem	Hultman	Mercer	Zastrow
Doud	Jacobson		

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

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

On motion of Senator Henningsen Senate File 310, a bill for an act to legalize the actions of the city council and the city clerk of the city of Clinton, Iowa, in making expenditures, incurring indebtedness, and issuing warrants and certificates of indebtedness on the general fund of the city of Clinton, Iowa, in the amount of sixteen thousand six hundred thirty-two dollars and forty-three

cents (\$16,632.43), to the fire maintenance fund in the amount of fifteen thousand one hundred sixty-eight dollars and seventy cents (\$15,168.70), for street department salaries in the amount of ten thousand eight hundred eighty-nine dollars and thirty-five cents (\$10,889.35), and to other funds of the city of Clinton, Iowa, in the amount of four thousand ninety-two dollars and thirteen cents (\$4,092.13), and providing that the total indebtedness thus incurred of forty-eight thousand five hundred eighty-two dollars and sixty-one cents (\$48,582.61) shall constitute a legal, binding and valid obligation of the city of Clinton, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen asked and received unanimous consent that House File 358 be substituted for Senate File 310.

On motion of Senator Henningsen House File 358, a bill for an act to legalize the actions of the city council and the city clerk of the city of Clinton, Iowa, in making expenditures, incurring indebtedness, and issuing warrants and certificates of indebtedness on the general fund of the city of Clinton, in the amounts of sixteen thousand six hundred thirty-two dollars and forty-three cents (\$16,632.43), to the fire maintenance fund in the amount of fifteen thousand one hundred sixty-eight dollars and seventy cents (\$15,168.70), for street department salaries in the amount of ten thousand eight hundred eighty-nine dollars and thirty-five cents (\$10,889.35), and to other funds of the city of Clinton, Iowa in the amount of four thousand ninety-two dollars and thirteen cents (\$4,092.13), and providing that the total indebtedness thus incurred of forty-eight thousand five hundred eighty-two dollars and sixty-one cents (\$48,582.61) shall constitute a legal, binding and valid obligation of the city of Clinton, Iowa, was taken up, and considered.

Senator Henningsen moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Foster	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Martin	Schluter
Colburn	Jones	Miller, Ai	Sharp
Dewel	Keir	Musmaker	Skourup
Doud	Klein	Myrland	Vittetoe
Elthon	Knudson	Newsome	Zastrow
Faul	Linnevold		

Nays: none.

Absent or not voting, 20:

Barkley	Dykhouse	Jacobson	Maytag
Bateson	Findlay	Kirketeg	Mercer
Bekman	Fishbaugh	Leo	Miller, J. F.
Byers	Hart	Long	Reilly
Clem	Hultman	Lynes	Watson

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

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

On motion of Senator Lord Senate File 325, a bill for an act to legalize and validate proceedings authorizing and providing for the issuance, sale and delivery of bridge bonds by counties in Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lord offered the following amendment and moved its adoption:

Amend Senate File 325 by striking all after the enacting clause and section one (1) and inserting in lieu thereof the following:

Whereas, at an election held on the fifth day of November, 1946, there was submitted to the qualified electors of Muscatine county, Iowa, the following proposition: "shall Muscatine county be authorized to issue, sell and deliver bridge bonds by the county and levy and collect an annual tax on all of the taxable property within said county to pay the principal and interest on said bonds"; and

Whereas, doubts have arisen concerning the validity and legal sufficiency of said proceedings and bonds, and it is deemed advisable to put said doubts and all others that might arise concerning same forever at rest, now therefore

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

Section 1. That all proceedings heretofore taken by the board of supervisors of Muscatine county, Iowa, in conducting an election and pursuant to a favorable election authorizing and providing for the issuance, sale and delivery of bridge bonds by Muscatine county, Iowa, and providing for the levy and collection of annual taxes on all of the taxable property in Muscatine county to pay the interest and principal of said bonds, are hereby legalized, validated and confirmed and said bridge bonds so issued, sold and delivered pursuant to and in accordance with said proceedings are hereby declared to be legal and constitute valid and binding obligations of the county.

Sec. 2. This act being deemed of immediate importance shall take

effect and be in force from and after its publication in the West Liberty Index, a newspaper published in the city of West Liberty, Iowa, and in The Muscatine Journal and News Tribune, a newspaper published in Muscatine, Iowa, all without expense to the state.

The amendment was adopted.

Senator Lord asked and received unanimous consent to withdraw the amendment to Senate File 325 filed by him and found on page 564 of the Senate Journal.

Senator Lord offered the following amendment and moved its adoption:

Amend the title to Senate File 325 by striking all after the word "bonds" in line 3 and inserting in lieu thereof the following:

"by Muscatine county and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such county."

The amendment was adopted.

Senator Lord moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Foster	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Martin	Schluter
Colburn	Jones	Miller, Ai	Sharp
Dewel	Keir	Musmaker	Skourup
Doud	Klein	Myrland	Vittetoe
Elthon	Knudson	Newsome	Zastrow
Faul	LinnevoId		

Nays: none.

Absent or not voting, 20:

Barkley	Dykhouse	Jacobson	Maytag
Bateson	Findlay	Kirketeg	Mercer
Bekman	Fishbaugh	Leo	Miller, J. F.
Byers	Hart	Long	Reilly
Clem	Hultman	Lynes	Watson

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

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

On motion of Senator Faul Senate File 254, a bill for an act to amend sections four hundred point one (400.1), four hundred

point six (400.6) and four hundred point nine (400.9), Code 1946, so as to provide for the deduction of the cost of group insurance from pensions paid retired municipal waterworks employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 19th he had approved the following bills:

Senate File 250, relating to appropriations made by the state to the fund for aid to the blind.

Senate File 351, relating to deficiency appropriation for the commission for the blind.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 35 and 96.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 35 and 96.

REPORTS OF COMMITTEES

Senator Ritchie submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred House File 7, a bill for an act relating to officers of the general assembly, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred House File 8, a bill for an act relating to current expenses of the general assembly, begs leave to report it has had the same under consideration and recommends the same do pass.

FRED J. RITCHIE, *Chairman.*

Ordered passed on file.

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 421, a bill for an act to make appropriations to H. M. Knudson, Mason City, Iowa; Alden L. Doud, Douds, Iowa; John R. Gardner, Lisbon, Iowa; and John S. Heffner, Webster City, Iowa, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 422, a bill for an act to make appropriations to Arch W. McFarlane, Waterloo, Iowa; A. J. Redman, Sac City, Iowa; Harry Cox, Fort Dodge, Iowa; Robert Keir, Spencer, Iowa; Fred Cromwell, Burlington, Iowa, and Frank C. Byers, Cedar Rapids, Iowa, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 423, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 383, a bill for an act appropriating funds to the state board of control for operating deficits, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Senator Kirketeg submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred Senate File 285, a bill for an act to provide for the preparation and adoption of school budgets, preparation of forms for the same and definitions of the parts of the same, begs leave

to report it has had the same under consideration and recommends the same do pass.

KATHLYN KIRKETEG, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 290 as follows:

Strike all of lines 10, 11, 12, and 13, and substitute in lieu thereof the following:

"Said impost shall be ten (10) per cent of the average purchase price paid by Iowa fur dealers on furs listed in section one hundred nine point forty (109.40), Code 1946, for the five (5) year period next preceding the current fur season of each year.

"For the purpose of this act said five (5) year average price shall be that compiled by the state conservation commission and shall be final."

J. T. DYKHOUSE.

On motion of Senator Elthon, the Senate adjourned until 11:00 a.m., Monday.

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JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 24, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Paul Brown, pastor of the First Methodist church, Traer, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Klein for the day on request of Senator Skourup.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Berg, from members of the Republican Veterans' League of Iowa relating to proposed veterans' legislation and from residents of Black Hawk county favoring state aid to schools.

By Senator Byers, from residents of Linn county in opposition to proposed labor legislation.

By Senator Clem, from residents of Woodbury county in opposition to proposed veterans' legislation, also from deputy assessors of Woodbury county favoring an increase in salaries.

Senator Colburn, on behalf of Lieutenant Governor Evans, presented several hundred telegrams and letters from southwestern Iowa favoring distribution of secondary road funds on the "need basis".

By Senator Findlay, from residents of Webster county favoring state aid to schools.

By Senator Knudson, from residents of Cerro Gordo county favoring state aid to schools.

By Senator Lord, from county officials of Louisa county favoring an increase in salary for county officers, also from members of the American Legion of Muscatine county in opposition to proposed veterans' legislation.

By Senator Lucas, from 135 residents of Boone county in opposition to the county assessor bill.

By Senator Ai Miller, from residents of Guthrie county favoring state aid to schools.

By Senator Musmaker, from residents of Adair county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 445, by committee on board of control, a bill for an act to amend section two hundred eighteen point fifty-eight (218.58), Code 1946.

Read first and second times, and placed on the calendar.

Senator Faul asked and received unanimous consent that Senate File 254 now on the calendar under "Unfinished Business," be returned to its original place on the calendar as of Friday, March 21.

Senator Faul asked and received unanimous consent to withdraw his motion to reconsider the vote by which Senate File 134 failed to pass the Senate on February 25th.

Senator Long asked and received unanimous consent that Senate File 229 now in the committee on agriculture, be re-referred to the committee on compensation of public officers and employees.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, thirty-five students of the Granger high school who were present in the balcony with Mr. W. R. Burns, Mrs. E. O. Williams and Miss Vita Rickey.

Senator Faul asked and received unanimous consent to present to the Senate forty-one students of the West Des Moines junior high school, members of the 7A class, who were present in the balcony with their instructor, Mrs. Frances Seidel.

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 88, a bill for an act providing that upon a vacancy in the office of sheriff, the first deputy shall immediately assume the office of sheriff until the vacancy is filled.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 113, a bill for an act relating to the amount that school districts may levy for the general fund of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 150, a bill for an act relating to pension funds and annual assessments and providing that same shall be applicable to certain deputy bailiffs of municipal courts in cities having a population of one hundred twenty-five thousand or more.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 176, a bill for an act relating to the abandonment of cemetery lots.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 204, a bill for an act authorizing a transfer of money from the city special fund to the general county fund of Dallas county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 234, a bill for an act relating to rules and fees for the storage, collection and disposal of garbage and other rubbish.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 236, a bill for an act relating to treatment by surgery of handicapped children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 243, a bill for an act relating to renewal registration plates for motor vehicles by a new validation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 257, a bill for an act authorizing the destruction and eradication of weeds and grasses and assessment of the cost in cities of first class and special charter cities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 275, a bill for an act to authorize the state executive council to sell abandoned mining camp schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 308, a bill for an act relating to assessment for cost of sewers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 328, a bill for an act relating to the sale of milk and cream.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 365, a bill for an act relating to definition of society for the purpose of qualifying for state aid to local fairs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 389, a bill for an act legalizing certain acts of the board of supervisors of Muscatine county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 400, a bill for an act relating to bonded warehouses for agricultural products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 427, a bill for an act relating to handicapped children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 429, a bill for an act relating to expectant estates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 441, a bill for an act relating to the compensation of appraisers of levee and drainage districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 470, a bill for an act relating to acceptance of bridges by state highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 492, a bill for an act to legalize and validate the proceedings and providing for the issuance, sale and delivery and payment of school building bonds by the independent school district of Bettendorf, county of Scott, state of Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 89, a bill for an act relating to investment of funds by banks.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 137, a bill for an act relating to self-liquidating improvements, the borrowing of money and issuing of revenue bonds therefor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 138, a bill for an act relating to docks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 141, a bill for an act providing for the revocation of liquor permits of all defendants sentenced for operating a motor vehicle while intoxicated.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 192, a bill for an act relating to group insurance.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 213, a bill for an act to provide for formation of associations to purchase or build and own residential, business and commercial properties upon a co-operative basis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 228, a bill for an act to empower and obligate the city of Des Moines to cancel certain warrants issued by said city and subsequently declared illegal and void.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 273, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of liberty memorial bonds by Grundy County, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 89

Amend Senate File 89 by striking the period (.) in line ten (10) thereof and inserting the following:

"; provided the amount of such loans held at any one time shall not exceed in the aggregate twenty-five percent (25%) of the assets of such bank and provided further, that said loans shall be upon real estate located in Iowa or in the first two (2) tiers of counties in bordering states adjoining Iowa."

HOUSE AMENDMENTS TO SENATE FILE 137

Amend Senate File 137 as follows:

1. Strike all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section three hundred ninety-four point two (394.2), Code 1946, be amended by inserting a comma (,) after the word 'piers'

in the sixth line thereof, followed by the words 'including the grading and filling of lands under their control.'

"Sec. 2. Section three hundred ninety-four point six (394.6), Code 1946, be amended by inserting after the comma in line five (5) thereof the following: 'including the grading and filling of lands under their control, by issuing revenue bonds, payable as hereinafter provided, and deliver such bonds to the Federal Government or an agency thereof;'

"Sec. 3. That said chapter three hundred ninety-four (394), Code 1946, be amended by adding thereto the following section:

'All of the provisions of this chapter relating to the borrowing of money, and issuing revenue bonds for wharves, docks and piers, including the grading and filling of lands, and for the payment thereof, shall be applicable to chapter three hundred eighty-four (384), Code 1946.'

HOUSE AMENDMENTS TO SENATE FILE 138

Amend Senate File 138 as follows:

1. By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That subsection three (3) of section three hundred eighty-four point three (384.3), Code 1946, be amended by inserting the word 'filling' after the word 'grading' in the nineteenth line thereof.

"Sec. 2. That subsection nine (9) of section three hundred eighty-four point three (384.3), Code 1946, be amended by inserting a comma (,) after the word 'structures' in line four (4) thereof, followed by the word "including grading and filling lands under its control as'.

"Sec. 3. That subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be amended by adding a comma (,) after the word 'authorized' in lines four (4) and five (5) thereof, followed by the words 'including grading and filling of lands under its control.'

"Sec. 4. That said subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be further amended by striking out the words 'such bonds' in line seven (7) thereof and inserting in lieu thereof the following: 'either dock bonds, as herein authorized, or revenue bonds as provided by section three hundred ninety-four point six (394.6), Code 1946'.

"Sec. 5. That said subsection eleven (11), section three hundred eighty-four point three (384.3), Code 1946, be further amended by inserting a period (.) following the word 'bonds' in line nine (9) thereof, and by striking out the word 'and' in line ten (10) thereof, and substituting therefor the following: 'If dock bonds are issued the council shall'.

"Sec. 6. That said subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be further amended by adding thereto the following: 'If revenue bonds are issued, such bonds shall be issued and paid as provided by chapter three hundred ninety-four, (394), Code 1946, the provisions of which shall be applicable to this chapter.'

2. Further amend said Senate File by striking the title and substituting in lieu thereof the following:

"A Bill for an Act to amend subsection three (3) of section three hundred eighty-four point three (384.3), subsection nine (9) of section three hundred eighty-four point three (384.3), and subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, relating to docks."

HOUSE AMENDMENTS TO SENATE FILE 192

Amend Senate File 192 as follows:

1. By inserting after the figures "515", section 6, line ten (10), the following: ", or a reciprocal or interinsurance exchange organized under the provisions of chapter 520,"
2. By striking the quotation mark in front of the abbreviation "Sec." in line one (1) of section 2.
3. Amend paragraph (e) of subparagraph 2 of section 2, by striking the figure "1" appearing after the word "section" in lines five and seven thereof and inserting before the word "section" the word "this", in each of said lines.
4. Amend section 5 by striking the figure "2" at the end thereof and inserting in lieu thereof the figure "3".
5. Amend section 8 by striking the figure "6" appearing after the word "Section" in the first line and substituting in lieu thereof the figure "7".
6. Amend section 11 by striking the word and figures "2 or 3" appearing after the word "sections" in the last line and inserting in lieu thereof the word and figures "3 or 4".

HOUSE AMENDMENT TO SENATE FILE 213

1. Amend Senate File 213 by striking from section one (1), line four (4) the words "or commercial".
2. Amend section two (2) by inserting a period (.) after the word "dwellings" in line eleven (11), and by striking lines twelve (12) and thirteen (13).
3. Amend section eleven (11), lines three (3) and four (4), by striking the words "or commercial buildings".
4. Amend section twelve (12) by inserting in line three (3) after the word "trustees" the words "or trustee".
5. Also amend title by striking from line four (4) the words "and commercial".

HOUSE MESSAGES CONSIDERED

House File 88, a bill for an act providing that upon vacancy in the office of sheriff, the first deputy shall immediately assume the office of sheriff until the vacancy is filled.

Read first and second times and passed on file.

House File 113, a bill for an act to amend section two hundred ninety-eight point one (298.1), Code 1946, relating to the amount

that school districts may levy for the general fund of school districts.

Read first and second times and passed on file.

House File 150, a bill for an act to amend sections four hundred ten point six (410.6) and four hundred ten point five (410.5), Code 1946, relating to pension funds and annual assessments therefor, and providing that the same shall be applicable to certain deputy bailiffs of municipal courts in cities having a population of one hundred twenty-five thousand or more.

Read first and second times and passed on file.

House File 176, a bill for an act relating to the abandonment of cemetery lots.

Read first and second times and passed on file.

House File 204, a bill for an act authorizing a transfer of money from the city special fund to the general county fund of Dallas county, Iowa.

Read first and second times and passed on file.

House File 234, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1946, relating to the authorization of cities and towns, including special charter cities, to establish rules and fees for the storage, collection and disposal of garbage and other rubbish in sanitary districts.

Read first and second times and passed on file.

House File 236, a bill for an act relating to treatment by surgery of handicapped children.

Read first and second times and passed on file.

House File 243, a bill for an act to amend section three hundred twenty-one point thirty-four (321.34), Code 1946, relating to renewal registration plates for motor vehicles by a new validation.

Read first and second times and passed on file.

House File 257, a bill for an act authorizing the destruction and eradication of weeds and grasses in cities of the first class, and special charter cities, and assessment of the cost thereof, and prescribing notices therefor, and granting additional power and authority to be exercised by the city council of any such city.

Read first and second times and passed on file.

House File 275, a bill for an act to authorize the state executive council to sell abandoned mining camp schools, which were paid for out of state funds, when no longer needed; also to provide for appraisement and manner of sale of same and disposition of funds derived therefrom.

Read first and second times and passed on file.

House File 308, a bill for an act relating to assessment for cost of sewers.

Read first and second times and passed on file.

House File 328, a bill for an act to amend chapter one hundred ninety-two (192), Code 1946, relating to the sale of milk or cream.

Read first and second times and passed on file.

House File 365, a bill for an act to amend section one hundred seventy-four point one (174.1), Code 1946, relating to definition of society for purpose of qualifying for state aid to local fairs.

Read first and second times and passed on file.

House File 389, a bill for an act to legalize and validate proceedings authorizing and providing for the issuance, sale and delivery of bridge bonds by Muscatine county, Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties.

Read first and second times and passed on file.

House File 400, a bill for an act to amend section five hundred forty-three point twenty-eight (543.28), Code 1946, relating to bonded warehouses for agricultural products.

Read first and second times and passed on file.

House File 427, a bill for an act to amend sections two hundred eighty-one point three (281.3) and two hundred eighty-one point seven (281.7), Code 1946, relating to handicapped children.

Read first and second times and passed on file.

House File 429, a bill for an act to amend section five hundred

fifty-seven point nine (557.9), Code 1946, relating to expectant estates.

Read first and second times and passed on file.

House File 441, a bill for an act to amend section four hundred fifty-five point one hundred sixty-seven (455.167), Code 1946, relating to the compensation of appraisers of levee and drainage districts.

Read first and second times and passed on file.

House File 470, a bill for an act to amend section three hundred thirteen point thirty-four (313.34), Code 1946, relating to acceptance of bridges by state highway commission.

Read first and second times and passed on file.

House File 492, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by the independent school district of Bettendorf, in the county of Scott, state of Iowa, and the provisions made for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

HOUSE AMENDMENTS CONSIDERED

Senator Elthon called up for consideration Senate File 353, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 353 as follows:

1. By striking from lines six (6) and seven (7), Section one (1), the following: "and the use of the Iowa liquor control commission".
2. Amend the title by striking from line three (3) the word "adjoining" and inserting in lieu thereof the words "adjacent to". Further amend said title by striking from lines four (4) and five (5) thereof the following: "for the use of the Iowa liquor control commission for warehouse purposes".

The Senate concurred in the House amendments.

Senator Elthon moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Fishbaugh	Linnevold	Myrland
Barkley	Foster	Long	Newsome
Bateson	Hart	Lord	Reilly
Bekman	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Dykhouse	Knudson	Musmaker	Zastrow
Elthon	Leo		

Nays, 1:

Faul

Absent or not voting, 7:

Benson	Findlay	Klein	Sharp
Doud	Hawkins	Miller, J. F.	

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the 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 Elthon called up for consideration Senate File 354, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of seven thousand dollars (\$7,000.00), amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 354 as follows:

1. By striking from lines six (6) and seven (7), Section one (1), the following: "and the use of the Iowa liquor control commission".

2. Amend the title by striking from line three (3) the word "adjoining" and inserting in lieu thereof the words "adjacent to". Further amend by striking from lines four (4) and five (5) of said title the following: "for the use of the Iowa liquor control commission for warehouse purposes", and by striking from lines six (6) and seven (7) the following: "In consideration of seven thousand dollars (\$7,000.00)."

The Senate concurred in the House amendments.

Senator Elthon moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Fishbaugh	Linnevold	Newsome
Barkley	Foster	Long	Reilly
Bateson	Hart	Lord	Ritchie
Bekman	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Dykhous	Knudson	Musmaker	Zastrow
Elthon	Leo	Myrland	

Nays, 1:

Faul

Absent or not voting, 6:

Benson	Findlay	Klein	Miller, J. F.
Doud	Hawkins		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the 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 Elthon called up for consideration Senate File 355, a bill for an act to authorize the purchase of real property in the city of Des Moines for the use of the Iowa liquor control commission and to provide for an appropriation therefor, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 355 as follows:

1. By striking the period after the letter "G" in line five (5) of section one (1), and substituting in lieu thereof a comma (,).
2. Amend the title by striking from line three (3) thereof the following: "for the use of the Iowa Liquor Control Commission". Further amend said title by striking the word "for" in line four (4) thereof.

The Senate concurred in the House amendments.

Senator Elthon moved that the bill as amended by the House

and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Myrland
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, A.	Watson
Dykhouse	Knudson	Miller, J. F.	Zastrow

Nays, 1:

Faul

Absent or not voting, 5:

Doud	Hawkins	Klein	Newsome
Findlay			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the 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 Elthon called up for consideration Senate File 356, a bill for an act to authorize the purchase of real property in the city of Des Moines adjoining the parcel known as the International Harvester Company property for the use of the Iowa liquor control commission for warehouse purposes and to provide an appropriation therefor. In consideration of nine thousand five hundred dollars (\$9,500.00), amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 356 as follows:

1. By striking from lines six (6) and seven (7), section one (1), the following: "and the use of the Iowa liquor control commission".

2. Amend the title by striking from line three (3) the word "adjoining" and inserting in lieu thereof the words "adjacent to". Further amend said title by striking from lines four (4) and five (5) thereof the following: "for the use of the Iowa liquor control commission for warehouse purposes" and by striking from lines six (6) and seven (7) the following: "In consideration of nine thousand five hundred dollars (\$9,500.00)."

The Senate concurred in the House amendments.

Senator Elthon moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Elthon	Linnevold	Myrland
Barkley	Fishbaugh	Long	Newsome
Bateson	Foster	Lord	Reilly
Bekman	Hart	Lucas	Ritchie
Benson	Henningsen	Lynes	Rockhill
Berg	Hultman	Martin	Schluter
Byers	Jacobson	Maytag	Sharp
Clem	Jones	Mercer	Skourup
Colburn	Keir	Miller, A.	Watson
Dewel	Kirketeg	Miller, J. F.	Zastrow
Dykhouse	Knudson	Musmaker	

Nays, 1:

Faul

Absent or not voting, 6:

Doud	Hawkins	Leo	Vittetoe
Findlay	Klein		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the 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 Elthon called up for consideration Senate File 357, a bill for an act to authorize the purchase and condemnation of certain property in the city of Des Moines, Iowa, for the use of the Iowa liquor control commission and to provide for an appropriation therefor, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 357 as follows:

1. Strike all of section 2 and renumber the remaining sections accordingly.
2. Amend the title by striking all of line four (4) thereof. Further amend said title by striking the word "for" in line five (5) thereof.

The Senate concurred in the House amendments.

Senator Elthon moved that the bill as amended by the House

and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Linnevoold	Myrland
Barkley	Foster	Long	Newsome
Bateson	Hart	Lord	Reilly
Bekman	Henningsen	Lucas	Ritchie
Benson	Hultman	Lynes	Rockhill
Berg	Jacobson	Martin	Schluter
Byers	Jones	Maytag	Sharp
Clem	Keir	Mercer	Skourup
Colburn	Kirketeg	Miller, Ai	Vittetoe
Dewel	Knudson	Miller, J. F.	Watson
Dykhouse	Leo	Musmaker	Zastrow
Elthon			

Nays, 1:

Faul

Absent or not voting, 4:

Doud	Findlay	Hawkins	Klein
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the 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 Faul called up for consideration Senate File 89, a bill for an act to amend subsection five (5) of section five hundred twenty-six point twenty-five (526.25), Code 1946, relating to investment of funds by banks, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 89 by striking the period (.) in line 10 thereof and inserting the following:

"; provided the amount of such loans held at any one time shall not exceed in the aggregate twenty-five percent (25%) of the assets of such bank and provided further, that said loans shall be upon real estate located in Iowa or in the first two (2) tiers of counties in bordering states adjoining Iowa."

The Senate concurred in the House amendment.

Senator Faul moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Fishbaugh	Linnevold	Newsome
Barkley	Foster	Lord	Reilly
Bekman	Hart	Lynes	Ritchie
Benson	Henningsen	Martin	Rockhill
Berg	Hultman	Maytag	Schluter
Byers	Jones	Mercer	Sharp
Clem	Keir	Miller, Ai	Skourup
Colburn	Kirketeg	Miller, J. F.	Vittetoe
Dykhouse	Knudson	Musmaker	Watson
Elthon	Leo	Myrland	Zastrow
Faul			

Nays: none.

Absent or not voting, 9:

Bateson	Findlay	Jacobson	Long
Dewel	Hawkins	Klein	Lucas
Doud			

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

Senator Faul moved that the 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 Zastrow called up for consideration Senate File 213, a bill for an act to provide for the formation of associations to purchase or build and own residential, business and commercial properties upon a co-operative basis. To provide for articles of co-operation of such associations and to establish the powers, duties and liabilities of the association and the members thereof, amended by the House, and moved that the Senate concur in the following amendments:

1. Amend Senate File 213 by striking from section 1, line 4 the words "or commercial".
2. Amend section 2 by inserting a period (.) after the word "dwellings" in line 11, and by striking lines 12 and 13.
3. Amend section 11, lines 3 and 4, by striking the words "or commercial buildings".
4. Amend section 12 by inserting in line 3 after the word "trustees" the words "or trustee".
5. Also amend the title by striking from line 4 the words "and commercial".

The Senate concurred in the House amendments.

Senator Zastrow moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Fishbaugh	Linnevold	Myrland
Barkley	Foster	Long	Newsome
Bateson	Hart	Lord	Reilly
Bekman	Henningsen	Lucas	Ritchie
Benson	Hultman	Martin	Rockhill
Berg	Jacobson	Maytag	Schluter
Clem	Jones	Mercer	Sharp
Dewel	Keir	Miller, Ai	Skourup
Dykhouse	Kirketeg	Miller, J. F.	Vittetoe
Elthon	Knudson	Musmaker	Zastrow
Faul	Leo		

Nays: none.

Absent or not voting, 8:

Byers	Doud	Hawkins	Lynes
Colburn	Findlay	Klein	Watson

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

Senator Zastrow moved that the 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 ASSIGNED TO COMMITTEES

President Evans announced the following assignment of bills to committees:

Bill No.	Committee Assignment
H. F. 120	Ways and Means.
H. F. 302	Highways.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

HOUSE AMENDMENTS CONSIDERED

Senator Reilly called up for consideration Senate File 137, a bill for an act to amend sections three hundred ninety-four point two (394.2) and three hundred ninety-four point six (394.6), Code 1946, relating to self-liquidating improvements, and providing that the provisions of said chapter relating to borrowing money and issuing revenue bonds be applicable to chapter three hundred

eighty-four (384), Code 1946, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 137 as follows:

1. Strike all after the enacting clause and substitute in lieu thereof the following:

"Section 1. Section three hundred ninety-four point two (394.2), Code 1946, be amended by inserting a comma (,) after the word 'piers' in the sixth line thereof, followed by the words 'including the grading and filling of lands under their control,'.

"Sec. 2. Section three hundred ninety-four point six (394.6), Code 1946, be amended by inserting after the comma in line five (5) thereof the following: 'including the grading and filling of lands under their control, by issuing revenue bonds, payable as hereinafter provided, and deliver such bonds to the Federal Government or an agency thereof;'

"Sec. 3. That said chapter three hundred ninety-four (394), Code 1946, be amended by adding thereto the following section:

'All of the provisions of this chapter relating to the borrowing of money, and issuing revenue bonds for wharves, docks and piers, including the grading and filling of lands, and for the payment thereof, shall be applicable to chapter three hundred eighty-four (384), Code 1946.'

The Senate concurred in the House amendments.

Senator Reilly moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Faul	Linnevoold	Newsome
Barkley	Fishbaugh	Long	Reilly
Bateson	Foster	Lord	Ritchie
Bekman	Hart	Lynes	Rockhill
Benson	Hawkins	Martin	Schluter
Berg	Henningsen	Maytag	Sharp
Bvers	Hultman	Mercer	Skourup
Clem	Jacobson	Miller Ai	Vittetoe
Colburn	Jones	Miller, J. F.	Watson
Dewel	Keir	Musmaker	Zastrow
Dykhouse	Leo	Myrland	

Nays: none.

Absent or not voting, 7:

Doud	Findlay	Klein	Lucas
Elthon	Kirketeg	Knudson	

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

Senator Reilly moved that the 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 Reilly called up for consideration Senate File 138, a bill for an act to amend section three hundred eighty-four point three (384.3), Code 1946, relating to the grading and filling of lands under the control of the dock board in cities and towns, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 138 as follows:

1. By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. That subsection three (3) of section three hundred eighty-four point three (384.3), Code 1946, be amended by inserting the word 'filling' after the word 'grading' in the nineteenth line thereof.

"Sec. 2. That subsection nine (9) of section three hundred eighty-four point three (384.3), Code 1946, be amended by inserting a comma (,) after the word 'structures' in line four (4) thereof, followed by the words 'including grading and filling lands under its control as'.

"Sec. 3. That subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be amended by adding a comma (,) after the word 'authorized' in lines four (4) and five (5) thereof, followed by the words 'including grading and filling of lands under its control,'.

"Sec. 4. That said subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be further amended by striking out the words 'such bonds' in line seven (7) thereof and inserting in lieu thereof the following: 'either dock bonds, as herein authorized, or revenue bonds as provided by section three hundred ninety-four point six (394.6), Code 1946'.

"Sec. 5. That said subsection eleven (11), section three hundred eighty-four point three (384.3), Code 1946, be further amended by inserting a period (.) following the word 'bonds' in line nine (9) thereof, and by striking out the word 'and' in line ten (10) thereof, and substituting therefor the following: 'If dock bonds are issued the council shall'.

"Sec. 6. That said subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, be further amended by adding thereto the following: 'If revenue bonds are issued, such bonds shall be issued and paid as provided by chapter three hundred ninety-four (394), Code 1946, the provisions of which shall be applicable to this chapter.'"

2. Further amend said Senate File by striking the title and substituting in lieu thereof the following:

"A bill for an act to amend subsection three (3) of section three hundred eighty-four point three (384.3), subsection nine (9) of section three hundred eighty-four point three (384.3), and subsection eleven (11) of section three hundred eighty-four point three (384.3), Code 1946, relating to docks."

The Senate concurred in the House amendments.

Senator Reilly moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lynes	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Hultman	Maytag	Sharp
Clem	Jacobson	Mercer	Skourup
Colburn	Keir	Miller, Ai	Vittetoe
Dewel	Kirketeg	Miller, J. F.	Watson
Dykhous	Knudson	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Doud	Jones	Klein	Lucas
Findlay			

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

Senator Reilly moved that the 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 Keir called up for consideration Senate File 46, a bill for an act to provide for the assessment of real and personal property in the state of Iowa; creating the office of county assessor and providing for the selection of county assessors in each county of the state of Iowa; creating the office of city assessor and providing for the selection of city assessors in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); providing for the establishment of county boards of review in each county of the state of Iowa; providing for city boards of review in cities now or hereafter having a population of ten thousand (10,000) or more and less than one hundred and twenty-five thousand (125,000); and generally providing for the ordinary assessment and equalization of assessments of real and personal property throughout the state of Iowa and providing for the

levy of taxes to pay costs of such assessments; and amending certain sections of the Code 1946, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 46

Amend Senate File 46 as follows:

1. Strike all of lines two and three (2 and 3) of section one (1) and insert the following: "of county assessor is hereby created within the office of the county auditor. The county auditor shall be ex officio county assessor. On the effective date of this act the terms of".

2. Strike from lines three and four (3 and 4) of section two (2) the words "the office of county assessor and for".

3. Insert in line eleven (11) of section two (2) after the word "persons" the words "residents of the county for at least one year".

4. Amend section two (2) by striking the period in line thirteen (13) and inserting the words, "and who are qualified voters and residents of the county."

5. Strike all of lines twenty-three and twenty-four (23 and 24) of section two (2) and the word "or" in line twenty-five (25) and insert the following: "certify to the county auditor of each county the names of eligibles for appointment as".

6. Insert at the end of line twenty-eight (28) of section two (2) the following: "Deputy assessors shall be appointed by the county auditor and may be removed by him only for malfeasance, misfeasance, or non-feasance in office."

7. Strike all of lines twenty-nine (29) to thirty-seven (37), inclusive, of section two (2) and insert the following: "The state tax commission shall when requested by the county auditor conduct a special examination for the purpose of selecting eligibles for appointment as deputy assessors."

8. Amend section three by striking from lines thirty-four (34) and thirty-five (35) the words "provided for by section two hundred seventy-three point one (273.1), Code 1946" and substituting therefor, "now or hereafter constituted".

9. Strike from line thirty-seven (37) of section three (3) the words "county assessor and a".

10. Strike from lines forty-a (40a) to forty-three (43), inclusive, of section three (3) the following: "The conference shall select from the eligibles as certified by the state tax commission, a county assessor whose term of office shall take effect not later than January 1, 1948, and whose term shall extend until December 31, 1951."

11. Strike from lines forty-seven (47) and forty-eight (48) of section three (3) the words "Not more than one member of the board of review shall be a citizen" and insert the following: "No two members of the board of review shall be citizens".

12. Strike from line fifty (50) of section three (3) the words "assessors and".

13. Strike from line fifty-one (51) of section three (3) the words "school board" and insert in lieu thereof the words "county board of education".

14. Strike from line fifty-four (54) of section three (3) the words "the assessor or".

15. Strike all of lines fifty-five (55), fifty-six (56) and fifty-seven (57) of section three (3).

16. Strike all of lines fifty-seven-d (57d), fifty-seven-e (57e), and fifty-seven-f (57f) of section three (3) and insert the following: "the county auditor for the purpose of selecting successors to members of boards of review whose terms shall".

17. Strike from line fifty-seven-h (57h) of section three (3) the following: "assessors, deputies and".

18. Strike from lines fifty-seven-i (57i) and fifty-seven-j (57j) of section three (3) the following: "assessors, deputies and".

19. Strike from line seventy (70) of section three (3) the words "Assessors and".

20. Strike from line seventy-one (71) of section three (3) the word "In" at the end of said line and all of lines seventy-two (72) to seventy-eight (78), inclusive, of said section.

21. Strike all of lines two (2) to six (6), inclusive, of section five (5) and insert the following: "county assessor the chief deputy assessor shall act as temporary county assessor until such time as a new county auditor is selected."

22. Strike from section ten (10) all of line one (1) after the numeral "10" and all of lines three (3), four (4), five (5) and six (6).

23. Strike from line eight (8) of section (10) the words "appointive board" and insert the words "board of supervisors".

24. Strike all of section eleven (11).

25. Strike all of section fourteen (14).

26. Strike from lines nine (9) and ten (10) of section twenty-five (25) the words "appointment of a".

27. Strike all of line eleven (11) of section twenty-five (25) and the words "all county assessors and" from line twelve (12) of said section.

28. Strike from lines two (2) and three (3) of section thirty (30) the following: "six (6), seven (7) and eight (8)" and insert "seven (7), eight (8) and nine (9)".

29. Strike all of section forty-seven (47).

30. Strike from line four (4) of section forty-nine (49) the words "in this act" and insert the words "in section three (3) of this act".

31. Strike all of line four (4) of section fifty (50) and insert "or clerk of the district court."

32. Strike all of section fifty-four (54).

33. Renumber the sections of said Senate File to conform with the foregoing amendments.

34. Amend the title by inserting after the words "county assessor" in line three (3) the words "as a duty of the county auditor" and by adding at the end of said line the word "deputy".

The Senate concurred in the House amendments.

Senator Byers moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Augustine	Dewel	Hultman	Maytag
Barkley	Doud	Jacobson	Musmaker
Bateson	Dykhouse	Jones	Newsome
Bekman	Elthon	Keir	Reilly
Benson	Faul	Kirketeg	Rockhill
Berg	Fishbaugh	Knudson	Schluter
Byers	Hawkins	Long	Sharp
Clem	Henningsen	Lucas	Watson
Colburn			

Nays, 13:

Foster	Lynes	Miller, J. F.	Skourup
Leo	Martin	Myrland	Vittetoe
Linnevold	Miller, Ai	Ritchie	Zastrow
Lord			

Absent or not voting, 4:

Findlay	Hart	Klein	Mercer
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Byers moved that the 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 Clem, Senate File 274, a bill for an act to provide an alternative method and procedure for street and sewer improvements in cities and towns, including those organized and operating under special charter and for the levy of special assessments against benefited property in connection therewith and authorizing the issuance of bonds payable from such special assessments, was taken up and considered.

Senator Berg offered the following amendment and moved its adoption:

Amend Senate File 274, by adding thereto the following section:

Sec. 37. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Grundy Register, a newspaper published in Grundy Center, Iowa, and in the Reinbeck Courier, a newspaper published in Reinbeck, Iowa.

Senator Zastrow took the chair at 2:00 p.m.

President Evans took the chair at 2:08 p.m.

Senator Vittetoe moved that Senate File 274 be laid on the table.

Roll call was demanded.

On the question "Shall Senate File 274 be laid on the table?" the vote was:

Ayes, 17:

Bateson	Foster	Lynes	Rockhill
Benson	Jones	Miller, J. F.	Schluter
Colburn	Leo	Newsome	Vittetoe
Elthon	Linnevold	Ritchie	Zastrow
Fishbaugh			

Nays, 21:

Augustine	Faul	Lord	Myrland
Barkley	Henningsen	Martin	Reilly
Berg	Jacobson	Maytag	Sharp
Byers	Keir	Mercer	Skourup
Clem	Knudson	Musmaker	Watson
Dewel			

Absent or not voting, 12:

Bekman	Findlay	Hultman	Long
Doud	Hart	Kirketeg	Lucas
Dykhouse	Hawkins	Klein	Miller, Ai

The motion to table was lost.

The amendment was lost.

Senator Byers asked and received unanimous consent that Senate File 274 be deferred and that the bill retain its place on the calendar under "unfinished business."

On motion of Senator Faul, Senate File 103, a bill for an act to amend section two hundred forty point five (240.5), Code 1946, relating to the allowance to institutions for receiving and caring for neglected, dependent and delinquent children, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Faul asked and received unanimous consent that House File 130 be substituted for Senate File 103.

On motion of Senator Faul, House File 130, a bill for an act to amend section two hundred forty point five (240.5), Code 1946, relating to the allowance to institutions for receiving and caring for neglected, dependent and delinquent children, was taken up and considered.

Senator Maytag moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevoid	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lynes	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Hultman	Maytag	Sharp
Clem	Jacobson	Mercer	Skourup
Colburn	Jones	Miller, Ai	Vittetoe
Dewel	Keir	Miller, J. F.	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.**Absent or not voting, 4:**

Doud	Findlay	Klein	Lucas
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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 Maytag moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Jacobson, Senate File 117, a bill for an act to amend chapter eighty-five (85), Code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Jacobson asked and received unanimous consent that House File 106 be substituted for Senate File 117.

On motion of Senator Jacobson, House File 106, a bill for an act to amend chapter eighty-five (85), Code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions, was taken up and considered.

Senator Doud offered the following amendments and moved their adoption:

Amend House File 106 by inserting the words "and ambulance charges" after the word "nurses" in line 7 of section one.

Further amend House File 106 by inserting at the end of section one the following:

"Sec. 2. Section eighty-five point twenty-seven (85.27), Code 1946, is hereby amended by striking from line seven the word 'six' and inserting in lieu thereof the word 'eight'."

Further amend by renumbering the remaining sections.

The amendments were adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 106 by adding a new paragraph after section 1 in line 8 as follows:

"Section eighty-five point twenty-seven (85.27), Code 1946, is hereby amended by adding after the comma (,) following 'Chiropractic' in line 3 the words 'or other legal remedial care and treatment.'"

The amendment was adopted.

Senator Jacobson moved that the bill be read a third 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:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow
Dykhousc	Knudson	Musmaker	

Nays, 1:

Foster

Absent or not voting, 2:

Findlay Klein

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

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

On motion of Senator Doud, Senate File 279, a bill for an act to amend section eighty-five point twenty-two (85.22), Code 1946, by adding at the end thereof a separate paragraph prescribing

the force and effect for subrogation purposes under the Workmen's Compensation Law of payments made unto an injured employee, his guardian, parent, next friend, or legal representative, by any third party, his or its principal or agent liable for, connected with, or involved in causing the injury to such employee, was taken up and considered.

Senator Doud moved that the bill be read a third 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:

Barkley	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	LinnevoId	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningesen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Miller, Ai	Zastrow
Dykhouse	Kirketeg	Miller, J. F.	

Nays: none.

Absent or not voting, 7:

Augustine	Findlay	Martin	Skourup
Elthon	Klein	Rockhill	

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

Senator Doud moved that the 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 Faul called up for consideration Senate File 192, a bill for an act to repeal chapter five hundred nine (509), Code 1946, and substituting in lieu thereof the following relating to group insurance, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 192 as follows:

1. By inserting after the figures "515", section 6, line ten (10), the following: "or a reciprocal or interinsurance exchange organized under the provisions of chapter 520,"

2. By striking the quotation mark in front of the abbreviation "Sec." in line one (1) of section 2.

3. Amend paragraph (e) of subparagraph 2 of section 2, by striking the figure "1" appearing after the word "section" in lines five and seven thereof and inserting before the word "section" the word "this", in each of said lines.

4. Amend section 5 by striking the figure "2" at the end thereof and inserting in lieu thereof the figure "3".

5. Amend section 8 by striking the figure "6" appearing after the word "Section" in the first line and substituting in lieu thereof the figure "7".

6. Amend section 11 by striking the word and figures "2 or 3" appearing after the word "sections" in the last line and inserting in lieu thereof the word and figures "3 or 4".

The Senate concurred in the House amendments.

Senator Faul moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevoild	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Dykhous	Kirketeg	Miller, J. F.	Zastrow
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 3:

Doud	Findlay	Klein
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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 Faul moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of J. F. Miller Senate File 282, a bill for an act to amend sections four hundred fifty-two point ten (452.10), four hundred fifty-two point eleven (452.11), four hundred fifty-two point twelve (452.12), and four hundred fifty-three point one (453.1), Code 1946, relating to the investment of public funds by the treasurer of the state, was taken up and considered.

Senator Miller, J. F., offered the following amendments and moved their adoption:

Amend Senate File 282 by striking from line 5 of section 1 the word "operation" and inserting in lieu thereof the word "operating".

Further amend Senate File 282 by striking from line 5 of section 4 the word "operation" and inserting in lieu thereof the word "operating".

The amendments were adopted.

Senator J. F. Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lucas	Ritchie
Berg	Hawkins	Lynes	Rockhill
Byers	Henningsen	Martin	Schluter
Clem	Hultman	Maytag	Sharp
Colburn	Jacobson	Mercer	Skourup
Dewel	Jones	Miller, Ai	Vittetoe
Doud	Keir	Miller, J. F.	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Barkley	Klein	Knudson	Lord
Findlay			

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

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

ADDITIONAL COPIES

Senator Faul asked and received unanimous consent to have 1500 additional copies of Senate File 46 as finally passed printed.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 444, a proposed bill for the legalization of the proceedings of the town council of Manilla, Iowa, with respect to special election held March 18, 1946, and bonds to be issued pursuant to said election.

W. J. SCARBOROUGH, *Secretary.*

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 20th he had approved the following resolution: Senate Joint Resolution 3, relating to appointment of state building code council by the Governor.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 140, 177, 178, 179 and 273.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 140, 177, 178, 179 and 273.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 24th day of March, 1947, sent to the governor for his approval, Senate Files 140, 177, 178, 179 and 273.

ROBERT C. REILLY, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. 482	H. F. 291	S. F. 338
S. F. 259	H. F. 292	S. F. 428
H. F. 302	S. F. 254	H. F. 217
H. F. 234	S. F. 109	S. F. 238
S. F. 223		

DUANE E. DEWEL, *Ranking Member.*

REPORTS OF COMMITTEES

Senator Vittetoe submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred Senate File 397, a bill for an act requiring the licensing, inspection

tion and regulation of hospitals as herein defined, providing for regulations, enforcement procedures and penalties, begs leave to report it has had the same under consideration and recommends the same do pass.

LUKE VITTETOE, *Chairman*.

Ordered passed on file.

Senator Schluter submitted the following report:

MR. PRESIDENT: Your committee on board of control to which was referred House File 217, a bill for an act relating to the government and management of institutions under the board of control, begs leave to report it has had the same under consideration and recommends the same do pass.

EDWIN C. SCHLUTER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 174 by adding the following section:

Sec. 7. Section ninety-seven point thirteen (97.13), Code 1946, is amended by adding the following: "Every individual with a record of fifty (50) years or more employment by the state of Iowa or its political subdivisions, including public school districts, in work now covered by this act and who has attained the age of sixty-five (65) years, shall be entitled to benefits of twenty-five (25) dollars per month during the remaining years of the life of such individual, upon application to the Iowa Employment Security Commission and submission of proof of such employment. Payments under this section shall be made from the general fund of the state of Iowa from funds not otherwise appropriated."

HERMAN B. LORD.

Amend Senate File 286 by striking the period (.) in line 5 and substituting a comma (,) and adding the following: "and by striking the word 'acre' from line nine (9) thereof and inserting in lieu thereof the word 'acres'."

ARTHUR H. JACOBSON.

Amend Senate File 350 by striking all after the enacting clause and substituting the following in lieu thereof:

Section 1. Section one hundred thirty-five point eighteen (135.18), Code 1946, is hereby repealed and the following enacted in lieu thereof: "The department, upon its own initiative, may study and investigate or survey all problems concerned with the pollution of any stream, lake or other body of water, its prevention, abatement and control and may determine methods, as far as practicable, of preventing pollution of such waters. The department may make such investigation upon the written petition of:

1. The council of any town.
2. Any local board of health.

"The power vested by this section in the department shall not apply, however, to the lower five thousand (5,000) feet of any stream flowing into a river at a place where such river forms a part of the boundary

line of the state, nor shall such lower five thousand (5,000) feet constitute 'waters' within the meaning of or specified by this section.

"The department on its own initiative may study and investigate streams, lakes or other bodies of water for the purpose of improving said water in reference to public health or source of domestic water supply and aquatic life.

"The term 'pollution' shall for the purposes of this section mean the discharge or deposit of sewage, industrial wastes or other wastes in such condition, manner, or quantity as may cause:

a. The formation of sludge banks or

b. The dissolved oxygen content of the stream (based on existing actual analysis and not computed from oxygen balance) to drop below four (4) parts per million on the average cross-section of the stream; provided, however, that the discharge of effluent from a plant designed and used for the treatment of sewage, industrial wastes or other wastes shall in no event be considered as in violation of the standard of this subparagraph if the biochemical oxygen demand of such effluent does not exceed fifty (50) parts per million on a weighted twenty-four hour average, or

c. The deposit of oils, chemical or other industrial wastes so as to render the stream injurious to animal or fish life or destroy the scenic value."

Sec. 2. Section one hundred thirty-five point nineteen (135.19), Code 1946, is hereby repealed and the following enacted in lieu thereof:

"Time and Place of Hearing. Whenever such complaint of pollution of any of the aforesaid waters is filed with the department, or whenever it acts upon its own initiative, it may make a full and complete investigation which may include such engineering studies, bacteriological, biological, and chemical analyses of the water and location of the sources of contamination as may be found necessary, and, if the pollution is found to exist, the department may make an order fixing the time and place for a hearing. Such hearing shall be public and shall be conducted, so far as possible, in the same manner as a court hearing, and every alleged offender shall have the right to appear by counsel, present testimony, and examine witnesses."

Sec. 3. Section one hundred thirty-five point twenty (135.20), Code 1946, is amended by striking from line three (3) thereof the word "ten" and inserting in lieu thereof the word "thirty".

Sec. 4. Section one hundred thirty-five point twenty-one (135.21), Code 1946, is hereby amended by adding a period following the word "pollution" in line five (5) and striking the remainder thereof.

Sec. 5. Chapter one hundred thirty-five (135), Code 1946, is hereby amended by adding thereto the following:

"Any present pending action shall be governed by the provisions of this chapter as amended."

Sec. 6. Section one hundred thirty-five point twenty-five (135.25), Code 1946, is hereby amended by adding immediately after the period (.) at the end thereof the following:

"The hearing on appeal shall be tried as a suit in equity and shall be de novo. The court may receive additional testimony, may affirm,

modify or reverse any such order. The modifying or setting aside of any such order by the court upon any such appeal shall prevent or preclude said department from again instituting proceedings against the same person, firm, corporation or municipality for a period of two (2) years."

Sec. 7. Section one hundred thirty-five point twenty-seven (135.27), Code 1946, is hereby amended by striking from lines six (6), seven (7), and eight (8) thereof the following: "The hearing on appeal shall be tried as a suit in equity and shall be de novo."

Sec. 8. Chapter one hundred thirty-five (135), Code 1946, is hereby amended by adding thereto the following:

"1. After July 4, 1947, no sewerage system which proposes to discharge into any of the waters specified in section one hundred thirty-five point eighteen (135.18) hereof, sewage or any other liquid or solid substance of a decomposable, putrescible, oily, acid, or other character which may cause pollution of any of the aforesaid waters of the state, shall be installed until a written permit for such sewerage system has been granted by the department. Provided, however, that no permit shall be required for any new sewerage system that receives or may receive only domestic or sanitary sewage from a building housing or occupied by fifteen (15) persons or less.

"2. Plans and specifications for any sewerage system covered by subsection one (1) shall be submitted to the department before a written permit may be issued, and the construction of any such sewerage system shall be in accordance with said plans and specifications as approved by the department. In case it shall be necessary or desirable to make material changes in such plans or specifications, revised plans or specifications together with reasons for the proposed changes shall be submitted to the department for a supplemental written permit.

"3. The department may require any owner of a sewerage system discharging into any of the aforesaid waters to file with it complete plans of the whole or of any part of such system and any other information concerning the installation of such system.

"4. The department shall have the right to establish procedure for the review of any reports, plans, specifications, or other data relative to any sewerage system, written permits for which are required by this chapter, and may make use of such assistance for such review as existing boards, commissions and departments of the state may be able to render.

"5. The department is empowered to adopt and enforce rules and regulations governing the method and manner under which plans, specifications, or other data relative thereto shall be submitted for sewerage systems.

"6. No sewage or any other waste liquid or solid substance of a decomposable, putrescible, oily, chemical, or other character whether treated or untreated shall be discharged directly into any state owned natural or artificial lake, provided that this section shall not be construed as to prohibit the discharge of adequately treated sewage or wastes into a stream tributary to a lake upon the written permission of the state department of health and the state conservation commission."

Sec. 9. If any section, clause, sentence or phrase of chapter one hundred thirty-five (135), Code 1946, as hereby amended, is for any reason held unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of said chapter.

E. K. BEKMAN.

Amend Senate File 438 by striking the word "Governor" in line 5 of section 1 and inserting in lieu thereof the word "board".

EDWIN C. SCHLUTER.

On motion of Senator Knudson, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 25, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Walter R. Ross, pastor of the Congregational church, Eagle Grove, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Ritchie for the day on request of Senator Fishbaugh.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Augustine, from residents of Mahaska county favoring proposed public health legislation.

By Senator Byers, from members of Local 831, International Association of Machinists, of Linn county in opposition to proposed labor legislation.

By Senator Doud, from residents of Jefferson county favoring local option and opposing liquor legislation.

By Senator Faul, from residents of Polk county favoring state aid to schools.

By Senator Foster, from residents of Henry county favoring state aid to schools.

By Senator Knudson, from residents of Cerro Gordo county favoring state aid to schools.

By Senator Leo, from residents of Tama county favoring a bonus for veterans of World War II.

By Senator Long, from residents of Iowa county favoring local option and opposing liquor legislation.

By Senator Lord, from residents of Muscatine county relating to liquor legislation.

By Senator Lucas, from residents of Story county favoring local option and opposing liquor legislation.

By Senator Musmaker, from residents of Madison county favoring local option and opposing liquor legislation.

By Senator Rockhill, from residents of Marshall county favoring local option and opposing liquor legislation.

By Senator Vittetoe, from residents of Keokuk county favoring local option and opposing liquor legislation.

INTRODUCTION OF BILLS

Senate File 446, by committee on judiciary 1, a bill for an act to amend section five-hundred eighty-nine point nine (589.9), Code 1946, legalizing defects in the satisfaction or release of school fund mortgages.

Read first and second times, and referred to the sifting committee.

Senate File 447, by committee on judiciary 1, a bill for an act to amend chapter 783, Code 1946, relating to insanity of a defendant during trial.

Read first and second times, and referred to the sifting committee.

Senate File 448, by committee on appropriations, a bill for an act to make appropriation from liquor control fund to the industrial commissioner for the payment of workmen's compensation claims of employees of the liquor control commission.

Read first and second times, and referred to the sifting committee.

Senate File 449, by committee on appropriations, a bill for an act to appropriate from liquor control act fund to the department of public safety for use of bureau of investigation in liquor control enforcement.

Read first and second times, and referred to the sifting committee.

Senate File 450, by committee on aeronautics, a bill for an act to amend sections three hundred twenty-eight point eleven (328.11), three hundred twenty-eight point seventeen (328.17) and three hundred twenty-eight point thirty-six (328.36), Code 1946, relating to the Iowa aeronautics commission, expenses thereof, salaries of its employees, the state aviation fund and disbursements therefrom.

Read first and second times, and referred to the sifting committee.

Senate File 451, by committee on aeronautics, a bill for an act relating to the harmless flight of aircraft over lands and waters

of the state and the maintaining of causes of action on account thereof.

Read first and second times, and referred to the sifting committee.

Senate File 452, by committee on aeronautics, a bill for an act to authorize political subdivisions of the state of Iowa to acquire property for airport or air navigation facility purposes, subject to conditions, and to exercise the powers granted by chapters three hundred twenty-nine (329) and three hundred thirty (330) with respect thereto.

Read first and second times, and referred to the sifting committee.

Senate File 453, by committee on aeronautics, a bill for an act to amend section three hundred twenty-eight point twenty-one (328.21), Code 1946, relating to the registration fee for aircraft.

Read first and second times, and referred to the sifting committee.

Senate File 454, by committee on aeronautics, a bill for an act relating to the prohibiting of hunting from aircraft without a permit, and providing penalties for violation of this act.

Read first and second times, and referred to the sifting committee.

Senate File 455, by committee on aeronautics, a bill for an act to authorize municipalities to enter upon lands or water within the state for the purpose of making surveys, explorations, inspections and mapping, preliminary to the location or expansion of airports and providing for the payment of damages in connection therewith.

Read first and second times, and referred to the sifting committee.

Senate File 456, by committee on aeronautics, a bill for an act to amend section three hundred thirty point five (330.5), Code 1946, relating to the acquisition of rights in air space for airport approaches by municipalities.

Read first and second times, and referred to the sifting committee.

Senate File 457, by committee on aeronautics, a bill for an act relating to the flight of aircraft over lands and waters of the state and the prohibiting of operation of aircraft while under the influence of intoxicating liquors or habit-forming drugs, or in a careless or reckless manner.

Read first and second times, and referred to the sifting committee.

Senate File 458, by committee on aeronautics, a bill for an act to amend chapter three hundred twenty-nine (329), Code 1946, relating to airport zoning and airport hazard areas incident to airports other than those owned by municipalities which are made available by the owners thereof for use by the public generally.

Read first and second times, and referred to the sifting committee.

Senate File 459, by committee on aeronautics, a bill for an act to amend sections three hundred twenty-nine point four (329.4), three hundred twenty-nine point six (329.6), three hundred twenty-nine point nine (329.9) and three hundred twenty-nine point twelve (329.12), Code 1946, relating to airport zoning, actions for the establishment of airport zoning regulations with respect to extraterritorial airport hazard areas, the courts wherein such actions may be maintained and the parties to such actions, airport zoning commissions, actions by counties with respect to airport zoning and airport zoning boards of adjustment.

Read first and second times, and referred to the sifting committee.

Senate File 460, by committee on appropriations, a bill for an act to provide for an emergency appropriation for the State Superintendent of Public Instruction, Iowa School Lunch Division, to permit the Iowa School Lunch Program to function during the remainder of the biennium.

Read first and second times, and referred to the sifting committee.

Senate File 461, by committee on printing, a bill for an act relating to the duties of the superintendent of printing.

Read first and second times, and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent to present to the Senate, twenty-one students of the class in Government of the Shell Rock consolidated school who were present in the balcony with their Superintendent, Mr. Manchester.

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 14, memorializing Congress for the enactment of the law restricting the advertising of alcoholic beverages.

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

House Concurrent Resolution 16 providing for a joint session of the Fifty-second General Assembly in recognition of the work done by the Centennial Committee and for the appointment of a committee to arrange a program in connection therewith, and the Speaker of the House has appointed as such Committee on the part of the House Representatives Schwengel, Bloom and Lawrence.

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

House Concurrent Resolution 17 relating to the showing of liquor scenes in motion pictures.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 49, a bill for an act to appropriate funds from general fund of the State of Iowa to build bridge over Squaw Creek between City of Ames and Iowa State College.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 195, a bill for an act relating to hog cholera virus and serum.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 314, a bill for an act providing for a survey of existing hospitals and the development and administration of a hospital construction program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 371, a bill for an act relating to establishment of municipal courts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 431, a bill for an act relating to licensing and regulation of private detectives and private detective agencies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 465, a bill for an act creating a hospital licensing board.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 494, a bill for an act to appropriate from general fund of the State of Iowa for maintenance and up-keep on buildings of the state capitol.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 2, a bill for an act relating to soldiers' orphans' educational aid fund.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 14

Whereas, the use of alcoholic beverages is rapidly increasing in Iowa; and

Whereas, the habit-forming practice of the use of alcoholic beverages in many cases results in lowered physical and mental efficiency, broken homes, juvenile delinquency, increased crime, and general disregard for law and order, all detrimental to the general Public Welfare; and

Whereas, the General Assembly of Iowa does recognize the inherent right and duty of government to protect and safeguard the general public welfare of its people by all proper means; and

Whereas, the above habit-forming practice is constantly being stimulated and encouraged by the use of advertising and propaganda, much of which comes from out of the state and which has for its purpose financial profit rather than the general public interest and welfare; and

Whereas, there has been introduced in Congress a bill by Senator Arthur Capper known as "S. 265, 'to prohibit the transportation in interstate commerce of advertisements of alcoholic beverages'" which bill is now in the hands of the Senate Committee on Interstate and Foreign Commerce, of which Senator Wallace H. White, Jr., of Maine is the Chairman

Be It Resolved by the House, the Senate Concurring: That the General Assembly of Iowa hereby urges its Senators and Representatives in Congress to use their influence and support in behalf of S. 265 to the end that the general welfare of the people, and especially the youth of Iowa, and of the United States, be safeguarded and protected.

Furthermore, that a copy of said Resolution be sent to the United States Senators from Iowa and the United States Representatives from Iowa, to the Hon. Wallace H. White, Jr., Senator from Maine and to the Hon. Arthur Capper, Senator from Kansas.

HOUSE CONCURRENT RESOLUTION 16

Whereas, The Governor of the state of Iowa did appoint his Centennial Committee for the purpose of outlining a program of recognition of Iowa's first hundred years of statehood and

Whereas, Through the effort of the Committee much interest was promoted in Iowa History that was both educational and informative and

Whereas, Through the efforts of this Committee the Iowa Centennial Coin was minted by the United States Government and

Whereas, This Committee did by the Governor's direction establish the Iowa Centennial Coin Memorial Fund and

Whereas, The people of Iowa through the members of the House and of the Senate should give recognition of appreciation for the many hours and days of work given unselfishly in this very worthwhile program for the people of Iowa

Now Therefore Be It Resolved by the House, the Senate Concurring: That the House and Senate meet in Joint Convention at eleven thirty A.M. (11:30) March thirty-first (31).

Be It Further Resolved, That the Speaker of the House and the President of the Senate each appoint three (3) members from their respective Chambers to serve as a Committee to arrange the program to receive the report of the Centennial Committee and give proper recognition to them.

HOUSE CONCURRENT RESOLUTION 17

Whereas, The juvenile delinquency of our state and nation is a serious social problem; and

Whereas, The youth of America are ardent movie fans; and

Whereas, Motion pictures tend to glamorize and thereby promote the drinking of intoxicating liquors to the detriment of our youth; and

Whereas, The general welfare of the people and particularly of our youth is the concern of government;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the liquor scenes and the drinking now exhibited by motion pictures are detrimental to the welfare of the citizens of Iowa and, therefore, should be deleted.

Be It Further Resolved: That the next General Assembly be urged to enact legislation to control and eliminate showings of this kind within the boundaries of the state of Iowa, unless by voluntary action on the part of the motion picture industry, scenes of this type are eliminated from their productions.

It Is Further Resolved: That the Chief Clerk of the House be instructed to send copies of this resolution to Eric Johnston, President, Motion Picture Producers and Distributors of America; Jimmy Fidler; Louella Parsons; and to the major motion picture producers of the United States.

HOUSE MESSAGE CONSIDERED

Senator Clem asked unanimous consent to take up House Concurrent Resolution 17.

Objection was raised.

Senator Byers moved that House Concurrent Resolution 17 be referred to the sifting committee.

The motion was lost.

Senator Barkley called up the following resolution and moved its adoption.

SENATE CONCURRENT RESOLUTION 17

Whereas, the Fifty-first General Assembly enacted into law the right of school districts to financial aid; and

Whereas, certain conditions and requirements were set up under which supplementary aid shall be paid, and the basis and determination thereof; and

Whereas, the school districts have complied with the conditions and requirements, now therefore

Be It Resolved by the Senate, the House Concurring: That the first funds allocated out of any appropriation for schools shall be used for supplementary aid and equalization of school taxes pursuant to the provisions of chapter 286, Code 1946.

Roll call was demanded.

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

Ayes, 2:

Barkley Watson

Nays, 37:

Bateson	Faul	Linnevold	Musmaker
Benson	Henningsen	Long	Myrland
Berg	Hultman	Lord	Newsome
Byers	Jacobson	Lucas	Rockhill
Clem	Jones	Lynes	Schluter
Colburn	Keir	Martin	Sharp
Dewel	Kirketeg	Maytag	Skourup
Doud	Knudson	Miller, Ai	Vittetoe
Dykhouse	Leo	Miller, J. F.	Zastrow
Elthon			

Absent or not voting, 11:

Augustine	Fishbaugh	Hawkins	Reilly
Bekman	Foster	Klein	Ritchie
Findlay	Hart	Mercer	

The motion was lost and the resolution failed to be adopted.

THIRD READING OF BILLS

On motion of Senator Dykhouse, House File 482, a bill for an act to amend section one hundred ten point one (110.1), Code 1946, relating to hunting and fishing license fees, was taken up and considered.

Senator Dykhouse offered the following amendments by Senators Dykhouse and Faul and moved their adoption:

1. Amend House File 482 by inserting after section 1 as section 2 the following:

"Sec. 2. If any state by law prohibits the issuance of a hunting or

fishing license to residents of this state, or if any law permits the issuance of a hunting or fishing license, but in so doing limits or restricts the privileges of residents of this state more than it limits or restricts the privileges of its own residents, no hunting or fishing license, or combined hunting and fishing license, shall be issued in this state to the residents of such state."

2. Further amend House File 482 by renumbering the remaining section.

The amendments were adopted.

Senator Dykhous offered the following amendment and moved its adoption:

Amend House File 482 by inserting the word "Rake" following the word "the" in line 3 of section 2.

Further amend House File 482 by striking the word "Rake" in line 4 of section 2 and inserting in lieu thereof the word "Thompson".

The amendment was adopted.

Senator Dykhous moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Barkley	Fishbaugh	Knudson	Miller, J. F.
Bateson	Foster	Leo	Musmaker
Bekman	Hart	Linnevold	Newsome
Benson	Hawkins	Long	Reilly
Berg	Henningsen	Lord	Rockhill
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Dykhous	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, Ai	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Augustine	Findlay	Myrland	Ritchie
Doud			

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

Senator Dykhous moved that the 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 Dykhous asked and received unanimous consent that

House File 482 be immediately messaged to the House, which request was complied with.

On motion of Senator Keir, House File 299, a bill for an act making appropriations to defray expense of inaugural ceremonies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, A.	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Doud	Findlay	Klein	Ritchie
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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 Schluter, Senate File 425, a bill for an act transferring the law relating to the Glenwood State School into the chapter relating to the Woodward hospital and school, all relating to the care and custody of epileptic and feeble-minded persons, was taken up and considered.

Senator Schluter moved that the bill be read a third 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:

Augustine	Clem	Fishbaugh	Keir
Barkley	Colburn	Hart	Kirketeg
Bateson	Dewel	Hawkins	Klein
Bekman	Doud	Henningsen	Knudson
Benson	Dykhouse	Hultman	Leo
Berg	Elthon	Jacobson	Linnevold
Byers	Faul	Jones	Long

Lord	Mercer	Newsome	Skourup
Lucas	Miller, Ai	Reilly	Vittetoe
Lynes	Miller, J. F.	Rockhill	Watson
Martin	Musmaker	Schluter	Zastrow
Maytag	Myrland	Sharp	

Nays: none.

Absent or not voting, 3:

Findlay	Foster	Ritchie
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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 Schluter moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Vittetoe, Senate File 381, a bill for an act to require licensing, inspection and regulation of nursing homes as herein defined and providing for regulations, enforcement procedures and penalties, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vittetoe moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Barkley	Findlay	Ritchie
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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 Vittetoe moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schluter, House File 217, a bill for an act relating to the government and management of institutions under the board of control, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schluter moved that the bill be read a third 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:

Augustine	Faul	Klein	Musmaker
Barkley	Fishbaugh	Knudson	Myrland
Bateson	Foster	Leo	Newsome
Bekman	Hart	Linnevold	Reilly
Benson	Hawkins	Long	Rockhill
Berg	Henningsen	Lord	Schluter
Byers	Hultman	Lucas	Sharp
Clem	Jacobson	Lynes	Skourup
Dewel	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 6:

Colburn	Findlay	Maytag	Ritchie
Doud	Martin		

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

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

On motion of Senator Schluter, Senate File 438, a bill for an act to amend sections two hundred eighteen point six (218.6) and two hundred eighteen point nine (218.9), Code 1946, relating to tenure of office of business managers, superintendents, wardens or other chief executive officers of board of control institutions, was taken up and considered.

Senator Schluter offered the following amendment and moved its adoption:

Amend Senate File 438 by striking the word "Governor" in line 5 of section 1 and inserting in lieu thereof the word "board".

The amendment was adopted.

Senator Schluter moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Clem	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 8:

Benson	Findlay	Hultman	Myrland
Colburn	Hawkins	Martin	Ritchie

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

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

On motion of Senator Schluter, Senate File 442, a bill for an act relating to the Iowa Soldiers' Orphans' Home and to the Iowa Juvenile Home, was taken up and considered.

Senator Schluter moved that the bill be read a third 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:

Augustine	Faul	Knudson	Miller, J. F.
Barkley	Fishbaugh	Leo	Musmaker
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Henningsen	Lord	Rockhill
Clem	Hultman	Lucas	Schluter
Colburn	Jacobson	Lynes	Sharp
Dewel	Jones	Martin	Skourup
Doud	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Findlay	Myrland	Ritchie
Byers	Hawkins		

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

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

On motion of Senator Schluter, Senate File 443, a bill for an act to amend chapter 218, Code 1946, and relating to rules established for all institutions under the jurisdiction or supervision of the board of control, was taken up and considered.

Senator Schluter moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Barkley	Fishbaugh	Linevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Rockhill
Benson	Henningsen	Lucas	Schluter
Berg	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, A.	Zastrow
Elthon	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 7:

Byers	Findlay	Knudson	Ritchie
Doud	Hawkins	Myrland	

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

Senator Schluter moved that the 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 49, a bill for an act to appropriate funds, from the general fund of the State, to build a bridge over Squaw Creek on the Thirteenth Street Road between the City of Ames, and Iowa State College, on land owned by the State of Iowa.

Read first and second times, and referred to the sifting committee.

House File 195, a bill for an act to amend sections one hundred sixty-six point one (166.1), one hundred sixty-six point three (166.3), one hundred sixty-six point six (166.6), one hundred sixty-six point ten (166.10) and one hundred sixty-six point thirteen (166.13), Code 1946, relating to hog cholera virus and serum.

Read first and second times, and referred to the sifting committee.

House File 314, a bill for an act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the state, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of federal funds.

Read first and second times, and referred to the sifting committee.

House File 371, a bill for an act to amend section six hundred two point one (602.1), Code 1946, relating to the establishment of municipal courts.

Read first and second times and referred to the sifting committee.

House File 431, a bill for an act relating to the licensing and regulation of private detectives and private detective agencies.

Read first and second times and referred to the sifting committee.

House File 465, a bill for an act to require the licensing, inspection and regulation of hospitals as herein defined; creating a hospital licensing board and prescribing its powers; providing for regulations, enforcement procedures and penalties.

Read first and second times and referred to the sifting committee.

House File 494, a bill for an act to appropriate from the general fund of the state of Iowa for biennium beginning July 1, 1947, and ending June 30, 1949, for maintenance and up-keep on buildings of the state capital.

Read first and second times and referred to the sifting committee.

On motion of Senator Musmaker, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 448	H. F. 494	H. F. 417
S. F. 449	H. F. 342	S. F. 289
S. F. 460	H. F. 256	S. F. 307
H. F. 49	S. F. 270	S. F. 266

IRVING D. LONG, *Chairman.*

ASSIGNMENT OF BILLS TO COMMITTEES

President Evans announced the following assignment of bills to committees:

H. F. 49 Appropriations.

H. F. 494 Appropriations.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 482, a bill for an act relating to hunting and fishing license fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 70, a bill for an act to transfer the supervision of state sanatorium from board of control to board of education.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 166, a bill for an act relating to the discharge and removal of incurable and harmless patients from the state hospitals for the insane.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 167, a bill for an act relating to the inspection of county and private hospitals for the insane.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 170, a bill for an act relating to the admission and discharge of insane persons.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 217, a bill for an act relating to parole of feeble-minded inmates from state 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 219, a bill for an act relating to contributing to own support in the soldiers' home.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 411, a bill for an act relating to employment by board of control of a director of mental institutions, corrective institutions, child welfare and industries.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 414, a bill for an act relating to the duties of the superintendents of the mental hospitals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 415, a bill for an act relating to qualifications of the superintendent of the state sanatorium.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 419, a bill for an act relating to fire regulations at all institutions under the jurisdiction of the board of control.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 420, a bill for an act relating to convict labor.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 411

Amend Senate File 411 by striking all of section two (2) and inserting in lieu thereof the following:

"The director of mental institutions shall be a reputable physician and psychiatrist. He shall be admitted to the practice of medicine in this state and shall have at least five years actual experience in the care and treatment of persons afflicted with mental disease."

THIRD READING OF BILLS

On motion of Senator Rockhill, Senate File 421, a bill for an act to make appropriations to H. M. Knudson, Mason City, Iowa, Alden L. Doud, Douds, Iowa, John R. Gardner, Lisbon, Iowa, and

John S. Heffner, Webster City, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Barkley	Fishbaugh	LinnevoId	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
DykhousE	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Doud	Findlay	Knudson	Ritchie
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

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

COMMITTEE OF THE WHOLE

Senator Faul asked unanimous consent that the Senate resolve itself into a committee of the whole on Wednesday, March 26th at 2:00 p.m. for the consideration of Senate File 109.

Objection was raised.

Senator Faul moved that the Senate resolve itself into a committee of the whole on Wednesday, March 26th at 2:00 p.m. for the consideration of Senate File 109 and that all interested groups be given the opportunity to express their views through one spokesman.

Roll call was demanded.

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

Ayes, 41:

Augustine	Faul	Knudson	Musmaker
Bateson	Hart	Leo	Myrland
Bekman	Hawkins	Linnevold	Newsome
Berg	Henningsen	Long	Reilly
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon			

Nays, 2:

Lord Skourup

Absent or not voting, 7:

Barkley	Findlay	Foster	Ritchie
Benson	Fishbaugh	Maytag	

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Rockhill, Senate File 422, a bill for an act to make appropriations to Arch W. McFarlane, Waterloo, Iowa; A. J. Redman, Sac City, Iowa; Harry Cox, Fort Dodge, Iowa; Robert Keir, Spencer, Iowa; Fred Cromwell, Burlington, Iowa, and Frank C. Byers, Cedar Rapids, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Leo	Musmaker
Bateson	Foster	Linnevold	Myrland
Bekman	Hart	Long	Newsome
Benson	Hawkins	Lord	Reilly
Berg	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Miller, J. F.	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Keir	Ritchie
Byers			

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

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

On motion of Senator Rockhill, Senate File 423, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, A. I.	Zastrow
Dykhous	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Findlay	Hawkins	Ritchie
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

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

On motion of Senator Keir, House File 383, a bill for an act to appropriate from the general fund of the state of Iowa to the

state board of control fund for operating deficits, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhousé	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Findlay	Hawkins	Ritchie
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doud, Senate File 259, a bill for an act to amend section two hundred eighty-five point eight (285.8), Code 1946, relating to the powers and duties of the State Department of Public Instruction in connection with school transportation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 259 by inserting after the word "Review" in line 5 of section one the words, "and establish".

The amendment was adopted.

Senator Doud moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Miller, J. F.
Barkley	Faul	Leo	Musmaker
Bateson	Fishbaugh	Linnevold	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Reilly
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein		

Nays: none.

Absent or not voting, 4:

Findlay	Hawkins	Ritchie	Vittetoe
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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 Doud moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Hultman, House File 302, a bill for an act to amend section three hundred thirteen point thirty-two (313.32), Code 1946, relating to the acceptance by the highway commission of interstate bridges, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend House File 302 by inserting a comma (,) in line 6 after the word "state", and by striking the period (.) at the end of line 6 and adding the following: "of the bridge or its proportionate share of the total cost of maintaining the bridge."

The amendment was adopted.

Senator Hultman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Dewel	Henningsen	Linnevold
Barkley	Doud	Hultman	Long
Bateson	Dykhouse	Jacobson	Lord
Bekman	Elthon	Jones	Lucas
Benson	Faul	Keir	Lynes
Berg	Fishbaugh	Kirketeg	Martin
Byers	Foster	Klein	Maytag
Clem	Hart	Knudson	Mercer
Colburn	Hawkins	Leo	Miller, Ai

Miller, J. F.	Newsome	Schluter	Vittetoe
Musmaker	Reilly	Sharp	Watson
Myrland	Rockhill	Skourup	Zastrow

Nays: none.

Absent or not voting, 2:

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

On motion of Senator Clem, House File 234, a bill for an act to amend chapter three hundred sixty-eight (368), Code 1946, relating to the authorization of cities and towns, including special charter cities, to establish rules and fees for the storage, collection and disposal of garbage and other rubbish in sanitary districts, was taken up and considered.

Senator Clem asked and received unanimous consent that action on House File 234 be deferred, and that the bill retain its place on the calendar.

On motion of Senator Dykhouse, Senate File 223, a bill for an act to permit trolling from power boats and sail boats in the four largest lakes in the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 223 by inserting after the word "except" in line 4 the following:

"disabled veterans may troll by motor boat or sail boat in".

The amendment was lost.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Augustine	Benson	Colburn	Hart
Barkley	Berg	Doud	Henningsen
Bateson	Byers	Dykhouse	Hultman
Bekman	Clem	Faul	Jacobson

Kirketeg
Knudson
Long
Mercer

Miller, Ai
Musmaker
Myrland

Newsome
Reilly
Sharp

Skourup
Vittetoe
Watson

Nays, 12:

Elthon
Fishbaugh
Hawkins

Jones
Keir
Klein

Leo
Linnevold
Lucas

Miller, J. F.
Rockhill
Schluter

Absent or not voting, 9:

Dewel
Findlay
Foster

Lord
Lynes

Martin
Maytag

Ritchie
Zastrow

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

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

HOUSE AMENDMENT CONSIDERED

Senator Schluter called up for consideration Senate File 411, a bill for an act to amend chapter two hundred eighteen (218), Code 1946, providing that the board of control shall employ a director of mental institutions, a director of corrective institutions and a director of industries, setting forth their qualifications and their duties and responsibilities, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 411 by striking all of section 2 and inserting in lieu thereof the following:

"The director of mental institutions shall be a reputable physician and psychiatrist. He shall be admitted to the practice of medicine in this state and shall have at least five years' actual experience in the care and treatment of persons afflicted with mental disease."

The Senate concurred in the House amendment.

Senator Schluter moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine
Barkley
Bateson
Bekman
Benson
Berg

Byers
Clem
Colburn
Dewel
Doud
Dykhouse

Elthon
Faul
Foster
Hart
Hawkins
Henningsen

Hultman
Jacobson
Jones
Keir
Kirketeg
Klein

Knudson	Martin	Musmaker	Schluter
Leo	Maytag	Myrland	Sharp
Linnevold	Mercer	Newsome	Vittetoe
Long	Miller, Ai	Reilly	Watson
Lucas	Miller, J. F.	Rockhill	Zastrow
Lynes			

Nays, 1:
Skourup

Absent or not voting, 4:
Findlay Fishbaugh Lord Ritchie

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

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

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 24th the Governor had approved the following: Senate File 273, relating to liberty memorial bonds by Grundy county, Iowa.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 437, a proposed bill for the legalization of the proceedings of the board of supervisors of Marshall county, Iowa, and the election thereunder for the levying of a tax for the completion of buildings on the fair grounds in Marshalltown, Marshall county, Iowa.

W. J. SCARBOROUGH, *Secretary*.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 40, 116, 118, 358 and 482.

ROBERT C. REILLY, *Chairman Senate Committee*.

LAWRENCE PUTNEY, *Chairman House Committee*.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 40, 116, 118, 358 and 482.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 269, a bill for an act to appropriate not to exceed the sum of \$14,635 for the purpose of paying the cost of grading and construction of paving of East Twenty-ninth Street between the right-of way of the Chicago, Milwaukee and St. Paul and Pacific Railway Company and Eastern Avenue, in the city of Davenport, Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 379 by striking from section six (6) thereof paragraph (h) appearing in lines thirty-three (33) to thirty-eight (38), inclusive, and by striking from section seven (7), lines ninety-four (94) to one hundred (100), inclusive.

W. N. SKOURUP.

Amend Senate File 379 by striking from line 9 of section 2, the following: "except as to license fee," and by striking from lines twenty-three (23), twenty-four (24), twenty-five (25) and twenty-six (26) of section two (2) thereof the following: "A fee of one dollar shall be collected by the treasurer for each such license issued to any tax refund motor vehicle fuel dealer."

E. C. MYRLAND.

Amend Senate File 445 by striking the period at the end of the title and adding the following: "relating to the state architect securing advice and consulting with other architects."

EDWIN C. SCHLUTER.

Amend House File 70 by inserting after section 1 the following:

"Sec. 2. Section seventy-six point three (76.3), Code 1946, is hereby amended by striking from line three (3) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 3. Section two hundred ninety-six point one (296.1), Code 1946, is hereby amended by striking from line eleven (11) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 4. Section three hundred ninety-six point twenty-two (396.22), Code 1946, is hereby amended by striking the word 'assessed' in line seventeen (17) thereof and inserting in lieu thereof the word 'actual'.

"Sec. 5. Section four hundred seven point one (407.1), Code 1946, is hereby amended by striking from line six (6) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 6. Section four hundred seven point two (407.2), Code 1946, is hereby amended by striking from line five (5) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 7. Section four hundred sixteen point one hundred thirty-two (416.132), Code 1946, is hereby amended by striking from line twenty-one (21) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 8. Section four hundred nineteen point seventy-three (419.73), Code 1946, is hereby amended by striking from line eighteen (18) thereof the word 'assessed' and substituting therefor the word 'actual'.

"Sec. 9. Section three hundred eighty one point seven (381.7), Code 1946, is hereby amended by striking from line eighteen (18) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'."

Further amend House File 70 by renumbering section 2 as section 10.

Further amend House File 70 by adding as a new section the following:

"Sec. 11. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Falls Record, a newspaper published at Cedar Falls, Iowa, and in the Hawkeye Gazette, a newspaper published at Burlington, Iowa."

Further amend the title of House File 70 by striking the period at the end of line 2 and adding thereto the following: "; and fixing a limit on bonded indebtedness of political or municipal corporations at five per cent of the actual value of the taxable property within such corporations and amending sections seventy-six point three (76.3), two hundred ninety-six point one (296.1), three hundred ninety-six point twenty-two (396.22), four hundred seven point one (407.1), four hundred seven point two (407.2), four hundred sixteen point one hundred thirty-two (416.132), four hundred nineteen point seventy-three (419.73), three hundred eighty-one point seven (381.7), Code 1946."

JOHN P. BERG.	H. M. KNUDSON.
GEORGE FAUL.	I. D. LONG.
HERMAN B. LORD.	W. N. SKOURUP.
O. H. HENNINGSEN.	J. T. DYKHOUSE.
J. K. LYNES.	D. E. DEWEL.
L. S. MERCER.	J. G. LUCAS.

Amend House File 234 by striking section 3 thereof.

R. R. BATESON.

Amend House File 389 by striking section 1 and inserting in lieu thereof the following:

"Section 1. That all proceedings heretofore taken pursuant to a favorable election by the board of supervisors of any county in Iowa authorizing and providing for the issuance, sale and delivery of bridge bonds by the county and providing for the levy and collection of annual taxes on all of the taxable property therein to pay the interest on and principal of said bonds, are hereby legalized, validated and confirmed, and said bridge bonds issued, sold and delivered pursuant to and in accordance with said proceedings are hereby declared to be legal and to constitute valid and binding obligations of the county."

Further amend House File 389 by striking all after the word "by" in line 3 of the title and inserting in lieu thereof the following:

"counties in Iowa, and provisions made for taxes for the payment of

said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties."

HERMAN B. LORD.

On motion of Senator Jacobson, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 26, 1947.

The Senate met in regular session, President Evans presiding.
Prayer was offered by Rev. Floyd A. Smith, pastor of the Methodist church, Dennison, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Ritchie for the day on request of Senator Bekman; Senator Linnevold for the day on request of Senator Newsome; Senator Barkley for the day on request of Senator Sharp.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bateson, from residents of Hamilton county favoring local option and opposing liquor legislation; from residents of Wright county favoring state aid to schools.

By Senator Bekman, from residents of Jefferson county favoring local option and opposing liquor legislation.

By Senator Berg, from residents of Black Hawk county favoring local option and opposing liquor legislation.

By Senator Byers, from members of Local 831, International Association of Machinists of Linn county in opposition to proposed labor legislation.

By Senator Doud, from residents of Jefferson county favoring state aid to schools; also, from residents of Jefferson and Van Buren county favoring local option and opposing liquor legislation.

By Senator Elthon, from residents of Winnebago county favoring state aid to schools.

By Senator Henningsen, from residents of Clinton county in opposition to proposed labor legislation.

By Senator Hultman, from residents of Polk county favoring the passage of House File 227.

By Senator Kirketeg, from residents of Crawford and Kossuth counties favoring state aid to schools.

By Senator Klein, from 120 residents of Marion county favoring state aid to schools.

By Senator Knudson, from residents of Cerro Gordo county favoring local option and opposing liquor legislation.

By Senator Leo, from residents of Benton county favoring local option and opposing liquor legislation.

By Senator Long, from residents of Poweshiek and Polk counties favoring local option and opposing liquor legislation.

By Senator Lord, from residents of Louisa county favoring local option and opposing liquor legislation.

By Senator Lucas, from residents of Story county favoring local option and opposing liquor legislation.

By Senator Ai Miller, from residents of Guthrie county favoring local option and opposing liquor legislation.

By Senator J. F. Miller, from residents of Buena Vista and Humboldt counties favoring local option and opposing liquor legislation.

By Senator Reilly, from residents of Dubuque county favoring passage of Senate Files 170 and 316.

By Senator Schluter, from residents of Cedar and Jackson counties favoring local option and opposing liquor legislation.

By Senator Skourup, from residents of Des Moines county favoring state aid to schools; also favoring local option and opposing liquor legislation.

INTRODUCTION OF BILLS

Senate File 462, by committee on social security, a bill for an act to amend section ninety-six point fourteen (96.14) Code, 1946, relating to collectibility of contributions assessed against employers.

Read first and second times, and referred to the sifting committee.

Senate File 463, by committee on claims, a bill for an act to

make appropriations to L. E. Ellis & Co., Des Moines, Iowa; Dewey Wilfong, Marshalltown, Iowa; Louis & Gertrude Hangartner, Postville, Iowa; Cynthia & Fred Blatz, Postville, Iowa; Howard County Treasurer, Cresco, Iowa; Hotel President, Waterloo, Iowa; Clyde Van Dusen, Sioux City, Iowa; Mrs. Johanna Kallemeyne, Princeton, Missouri; Margaret Hadsell, Waterloo, Iowa; W. G. Stewart, Waterloo, Iowa; Ralph C. Norris, Des Moines, Iowa; Cass County Treasurer, Atlantic, Iowa; C. M. Hanson, Des Moines, Iowa; John E. Spencer, Des Moines, Iowa; Mrs. Charles R. Sexton, Altoona, Iowa; Mrs. Venus Willcoxson, Bloomfield, Iowa; Hancock County, Garner, Iowa.

Read first and second times, and referred to the sifting committee.

Senate File 464, by committee on claims, a bill for an act to make appropriations to John H. Woodman, Martin Funeral Service, Suthpen Funeral Home, Brimhall-West Company, Larkin-Knutson Funeral Home, Claude W. Smith, Paul S. Fry, Olerich Funeral Home, Woodring Funeral Home, Clarence N. Cooper Mortuary, Geo. J. Brosh, White Funeral Home, Carson-Balster Funeral Home, C. E. Wagler, Blust Funeral Service.

Read first and second times, and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Sharp on behalf of Senator Findlay, asked and received unanimous consent to present to the Senate sixteen members of the Gowrie high school, students of the class in government, who were present in the balcony with their superintendent, Mr. Wm. Grimes, and their instructor, Miss Swenson.

Senator Maytag asked and received unanimous consent to present to the Senate forty-seven members of the seventh and eighth grades of the Monroe school who were present in the balcony with their superintendent, Mr. Rupert, and their teachers, Nina Wilcox and Katherine Bissell.

Senator Faul asked and received unanimous consent to present to the Senate seventy-five traffic boys and girls, members of the Bird and Grant schools of Des Moines, who were present in the balcony with their principal, Mr. R. W. Langerak.

Senator Faul asked and received unanimous consent to present to the Senate thirty-nine members of the 7-A class, students in social science of the West Des Moines junior high school, who were present in the balcony with their instructor, Mrs. Frances Seidel.

Senator Faul asked and received unanimous consent to present to the Senate sixteen members of Girl Scout Troup No. 80, who were present in the balcony with their leaders, Mrs. J. D. Karns and Mrs. F. W. Sharroth.

RECONSIDERATION OF SENATE FILE 171

(Previous action on Senate File 171 found on pages 730 to 733, inclusive, of the Senate journal.)

Senator Rockhill moved to reconsider the vote by which Senate File 171 was reconsidered and the motion to reconsider was laid on the table, which motion prevailed.

Senator Rockhill moved that the Senate reconsider the vote by which Senate File 171 passed the Senate.

On the question "Shall the Senate reconsider the vote by which Senate File 171 passed the Senate?" the vote was:

Ayes, 44:

Augustine	Elthon	Kirketeg	Miller, Ai
Bateson	Faul	Klein	Miller, J. F.
Bekman	Fishbaugh	Knudson	Musmaker
Benson	Foster	Leo	Myrland
Berg	Hart	Long	Newsome
Byers	Hawkins	Lord	Reilly
Clem	Henningsen	Lucas	Rockhill
Colburn	Hultman	Lynes	Schluter
Dewel	Jacobson	Martin	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Mercer	Watson

Nays: none.

Absent or not voting, 6:

Barkley	Linnevoold	Vittetoe	Zastrow
Findlay	Ritchie		

The motion prevailed.

Senator Rockhill moved to reconsider the vote by which Senate File 171 went to its third reading, which motion prevailed.

Senator Rockhill moved that the vote by which the Barkley amendment as amended was adopted be reconsidered, which motion prevailed.

Senator Rockhill moved that the vote by which the Rockhill amendment to the Barkley amendment was adopted be reconsidered, which motion prevailed.

Senator Rockhill moved that the vote by which the Fishbaugh amendment to the Barkley amendment was adopted be reconsidered, which motion prevailed.

Senator Rockhill moved that the vote by which the Reilly amendment to the Barkley amendment was adopted be reconsidered, which motion prevailed.

Senator Reilly asked and received unanimous consent to withdraw the amendment filed by him to the Barkley amendment.

Senator Fishbaugh asked and received unanimous consent to withdraw the amendment filed by him to the Barkley amendment.

Senator Rockhill asked and received unanimous consent to withdraw the amendment filed by him to the Barkley amendment.

Senator Rockhill asked and received unanimous consent to withdraw the amendment filed by Senator Barkley to Senate File 171.

On motion of Senator Rockhill, Senate File 171, a bill for an act to amend sections two hundred twenty-nine point nine (229.9), two hundred twenty-nine point eleven (229.11), two hundred twenty-nine point ten (229.10), two hundred twenty-nine point fourteen (229.14), and two hundred twenty-nine point twenty-four (229.24), and repealing section two hundred twenty-nine point thirteen (229.13), Code 1946, relating to the commitment and discharge of persons who are insane, was taken up for further consideration.

Senator Rockhill offered the following amendment by Senators Barkley and Rockhill and moved its adoption:

Amend Senate File 171 by adding thereto the following:

Sec. 7. Amend section two hundred twenty-nine point five (229.5), Code 1946, by adding thereto the following:

"If at said hearing such person appears without counsel or appearance is made in his behalf without counsel, the commission, before proceeding further, shall inform such person or persons appearing for him of his right to legal counsel, then if no counsel is employed, the district court shall assign him counsel. An attorney so assigned shall receive such

compensation as the district court shall fix to be paid in the first instance by the county."

Sec. 8. Amend section two hundred twenty-nine point seventeen (229.17), Code 1946, by striking the word "ten" in line four (4) and substituting therefor the word "thirty".

Further amend said section by adding the following:

"Such person shall have the right to have the appeal decided by a jury under the rules and statutes relating to jury trials in civil cases."

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend the title to Senate File 171 by inserting after the word "sections" in line 1 the following:

"two hundred twenty-nine point five (229.5).",

The amendment was adopted.

Senator Doud moved that the bill be read a third 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:

Bateson	Fishbaugh	Knudson	Musmaker
Bekman	Foster	Leo	Myrland
Benson	Hart	Long	Newsome
Berg	Henningsen	Lord	Reilly
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Maytag	Sharp
Dewel	Keir	Mercer	Skourup
Doud	Kirketeg	Miller, Ai	Vittetoe
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon			

Nays, 3:

Augustine	Hawkins	Watson
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Absent or not voting, 6:

Barkley	Findlay	Martin	Ritchie
Faul	Linnevoel		

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

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments 1, 2 and 4, and refused to concur in Senate amendment 3 to House File 106, a bill for an act relating to workmen's compensation.

Also: That the House has concurred in Senate amendments to and passed House File 302, a bill for an act relating to acceptance by the highway commission of interstate bridges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 245, a bill for an act relating to credit unions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 263, a bill for an act relating to boarding prisoners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 289, a bill for an act relating to appropriation for expenses of soil conservation district commissioners.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File 257, a bill for an act relating to federal acquirements of real estate.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File 258, a bill for an act relating to holidays affecting presentation of negotiable instruments; and to establish August 14th or V-J Day as a state holiday.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 294, a bill for an act to appropriate \$7,500 from the general fund for the purpose of making repairs to the spillway of Upper Pine Lake, Hardin County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 413, a bill for an act relating to county and private hospitals for insane.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 425, a bill for an act which transfers the law relating to Glenwood State School into the chapter relating to Woodward Hospital and School.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 438, a bill for an act relating to tenure of office of business managers, or other chief executive officers of board of control institutions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 440, a bill for an act relating to legalizing issuance, sale and delivery of County Hospital Bonds by Van Buren County, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 442, a bill for an act relating to the Iowa Soldiers' Orphans' Home and to the Iowa Juvenile Home.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 443, a bill for an act relating to rules established for all institutions under the jurisdiction or supervision of the board of control.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 442

Amend section four (4) by striking the period at the end thereof and inserting a semi-colon and adding the following: "further amend by adding the letter 's' after the word home' in line six (6) thereof."

HOUSE MESSAGES CONSIDERED

House File 245, a bill for an act to amend chapter five hundred thirty-three (533), Code 1946, relating to credit unions.

Read first and second times, and referred to the sifting committee.

House File 289, a bill for an act relating to the expenses of soil conservation district commissioners and providing for an appropriation for that purpose.

Read first and second times, and referred to the sifting committee.

House File 263, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), Code 1946, relating to boarding prisoners.

Read first and second times, and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Colburn, House File 291, a bill for an act to amend section three hundred nine point thirty-five (309.35),

Code 1946, relating to surveys and plans for secondary road construction by the board of supervisors, was taken up and considered.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 291 by striking the word "three" in line 3 and substituting in lieu thereof the word "two".

The amendment was lost.

Senator Colburn moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Maytag	Sharp
Colburn	Jones	Mercer	Skourup
Dewel	Keir	Miller, Ai	Vittetoe
Doud	Kirketeg	Miller, J. F.	Watson
Dykhouse	Klein		

Nays, 2:

Faul	Henningsen
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Absent or not voting, 6:

Barkley	Linnevold	Ritchie	Zastrow
Findlay	Martin		

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

Senator Colburn moved that the 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 Reilly, 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 89, 137, 138, 141, 213, 228, 245, 353, 354, 355, 356, 357 and House Files 130, 217 and 299.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 89, 137, 138, 141, 213, 228, 245, 353, 354, 355, 356, 357 and House Files 130, 217, and 299.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has on this 26th day of March, 1947, sent to the Governor for his approval: Senate Files 89, 137, 138, 141, 213, 228, 245, 353, 354, 355, 356 and 357.

ROBERT C. REILLY, *Chairman.*

Passed on file.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

HOUSE AMENDMENTS CONSIDERED

Senator Schluter called up for consideration Senate File 442, a bill for an act relating to the Iowa Soldiers' Orphans' Home and to the Iowa Juvenile Home, amended by the House, and moved that the Senate concur in the following amendment:

Amend section 4 by striking the period at the end thereof and inserting a semi-colon and adding the following: "further amend by adding the letter 's' after the word 'home' in line 6 thereof."

The Senate concurred in the House amendments.

Senator Schluter moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine
Bateson
Bekman
Benson
Berg
Clem
Colburn

Dewel
Doud
Dykhousé
Faúl
Fishbaugh
Foster
Hart

Henningsen
Hultman
Jacobson
Jones
Keir
Kirketeg
Klein

Knudson
Leo
Lord
Martin
Maytag
Mercer
Miller, Ai

Miller, J. F.
Musmaker
Myrland

Newsome
Reilly
Rockhill

Schluter
Sharp
Skourup

Vittetoe
Zastrow

Nays: none.

Absent or not voting, 11:

Barkley
Byers
Elthon

Findlay
Hawkins
Linnevoid

Long
Lucas
Lynes

Ritchie
Watson

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

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

CONFERENCE COMMITTEE APPOINTED

Senator Jacobson moved that the Senate recede from amendment 3 to House File 106.

The motion was lost.

The Senate insisted on its amendments to House File 106 and the President appointed on the part of the Senate on the conference committee Senators Jacobson, Maytag, Knudson and Faul.

THIRD READING OF BILLS

On motion of Senator Colburn, House File 292, a bill for an act to amend section three hundred nine point forty (309.40), Code 1946, relating to the advertisement and letting of contracts for road or bridge construction and materials thereof by the board of supervisors, was taken up and considered.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 292 by substituting for the words "three thousand" in line 4, the words "two thousand".

Senator Knudson asked and received unanimous consent to withdraw the amendment.

Senator Colburn moved that the bill be read a third 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:

Augustine	Fishbaugh	Knudson	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hawkins	Lord	Reilly
Benson	Hultman	Lucas	Schluter
Berg	Jacobson	Maytag	Sharp
Clem	Jones	Mercer	Skourup
Colburn	Keir	Miller, Ai	Vittetoe
Dewel	Kirketeg	Miller, J. F.	Watson
Doud	Klein	Musmaker	Zastrow
Dykhouse			

Nays, 4:

Faul	Hart	Henningsen	Martin
Absent or not voting, 9:			
Barkley	Findlay	Linnevold	Ritchie
Byers	Leo	Lynes	Rockhill
Elthon			

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

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

On motion of Senator Faul, Senate File 254, a bill for an act to amend sections four hundred point one (400.1), four hundred point six (400.6) and four hundred point nine (400.9), Code 1946, so as to provide for the deduction of the cost of group insurance from pensions paid retired municipal waterworks employees, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Fishbaugh	Knudson	Myrland
Bateson	Foster	Leo	Newsome
Bekman	Hart	Lord	Reilly
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Miller, J. F.	Zastrow
Faul	Klein	Musmaker	

Nays: none.**Absent or not voting, 7:**

Barkley	Elthon	Linnevold	Ritchie
Doud	Findlay	Long	

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

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

On motion of Senator Miller, Ai, Senate File 338, a bill for an act to amend chapter three hundred forty-seven (347), Code 1946, relating to county public hospitals, providing for an election authorizing the issuance of additional bonds and increasing the levy to pay the same, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ai Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Miller, J. F.	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Barkley	Henningesen	Linnevold	Ritchie
Findlay			

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

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

On motion of Senator Berg, Senate File 428, a bill for an act to authorize county boards of supervisors in counties having a city having a population of one hundred twenty-five thousand (125,000) or more, or cities having a population of one hundred twenty-five thousand (125,000) or more, or such counties and

cities by united action, to appropriate money for information centers for returned veterans, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Long	Newsome
Benson	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, A.	Watson
Dykhous	Kirketeg	Miller, J. F.	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Barkley	Findlay	Linnevold	Ritchie
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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 Berg moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Jacobson, Senate File 238, a bill for an act to amend chapter one hundred eleven (111), Acts Forty-ninth (49th) General Assembly, relating to a gift of lands to the United States to establish a national monument, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Jacobson moved that the bill be read a third 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:

Augustine	Colburn	Hart	Kirketeg
Bateson	Dewel	Hawkins	Klein
Bekman	Dykhous	Henningsen	Knudson
Benson	Elthon	Hultman	Long
Berg	Faul	Jacobson	Lord
Byers	Fishbaugh	Jones	Lucas
Clem	Foster	Keir	Lynes

Martin	Miller, J. F.	Reilly	Skourup
Maytag	Musmaker	Rockhill	Vittetoe
Mercer	Myrland	Schluter	Watson
Miller, Ai	Newsome	Sharp	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Findlay	Linnevold	Ritchie
Doud	Leo		

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

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate, nineteen members of the Panora High School, students of the class in government who were present in the balcony with their superintendent, Mr. L. I. Iverson.

Senator Klein asked and received unanimous consent to present to the Senate, sixteen members of the Chicago district school of Marion county, students of the 6th and 7th grades, who were present in the balcony with their instructors, Sister Serena and Sister Mundana, and their superintendent, Mrs. Sylvia F. Plotts.

Senator Faul asked and received unanimous consent to present to the Senate ten members of the girls' Camp Fire Group of Amos Hiatt junior high school, who were present in the balcony with their guardian, Mrs. F. L. Lenihan.

COMMITTEE OF THE WHOLE

Senator Elthon moved that the Senate resolve itself into a committee of the whole for the purpose of hearing from one proponent and one opponent on Senate File 109, which motion prevailed.

Senator Martin moved that the President of the Senate be appointed to act as chairman of the committee of the whole, for the consideration of Senate File 109, which motion prevailed.

The committee of the whole arose and the Senate resumed regular session.

ADDITIONAL COPIES

Senator Jacobson asked and received unanimous consent to have 500 additional copies of Senate File 109, and 300 additional copies of Senate File 110 printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 21, providing for the payment of legislative expenses.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 3, providing for the acquisition of a home for the Governor of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 71, a bill for an act relating to imposing a tax upon corporations not organized under the laws of Iowa, and upon non-incorporated agencies engaged in business of making loans or investments other than real estate security.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 221, a bill for an act relating to uniting independent school districts.

Also: That the House has appointed as a conference committee on the part of the House on House File 106, a bill for an act relating to workmen's compensation, Representatives Reed, Duffy, Bryson and Edwards.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 24th he had approved the following bills:

Senate File 140, relating to investments of life insurance companies.

Senate File 177, relating to general powers of cities and towns.

Senate File 179, relating to regulation of rates for certain casualty insurance organizations.

Also, on March 25th he had approved the following bill:

Senate File 178, relating to regulation of rates for certain insurance and rating organizations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 2, 70, 166, 167, 170, 217, 219, 414, 415, 419 and 420.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 2, 70, 166, 167, 170, 217, 219, 414, 415, 419 and 420.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 26th day of March, 1947, sent to the Governor for his approval: Senate Files 2, 70, 166, 167, 170, 217, 219, 414, 415, 419 and 420.

ROBERT C. REILLY, *Chairman.*

Passed on file.

AMENDMENTS FILED

1. Amend Senate File 123 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend chapter 321, Code 1946, by adding thereto a new section as follows:

"Any vehicle or combination of vehicles, equipped with pneumatic tires and which contains a group of two or more axles in which group the distance between the first and the last axle is less than ten (10) feet, may operate on the highways of this state with a gross weight not greater than thirty-two thousand (32,000) pounds on such group of axles."

2. Further amend Senate File 123 by striking all after the word "Act" in line 1 of the title and inserting in lieu thereof the following: "relating to motor vehicles and the gross weight of motor vehicles and combinations of motor vehicles."

GEORGE FAUL.

Amend the Faul amendment to Senate File 123 by adding the following additional section:

"Sec. 3. No truck or semitrailer shall operate in this state from and after January 1, 1948 unless it shall have a rear bumper securely attached to the frame of said vehicle placed within six inches of the rear

of the body of said vehicle and of such size and construction that said bumper would be not more than twenty-four inches above the roadway."

J. F. MILLER.

R. W. ZASTROW.

W. N. SKOURUP.

Amend Senate File 379 by striking from lines 5 and 6 of section 5 the following: "one purchase of forty (40) gallons or more of" and by striking from lines 29, 30 and 31 of section 5 the following: "for each single purchase of forty (40) gallons or more of such fuel" and by striking from section 6, paragraph (d) appearing in lines 15 and 16 of section 6, and by striking from line 30 of section 7 the following: "of forty (40) gallons or more" and by striking lines 61 to 64 inclusive of section 7.

FRED MAYTAG.

Amend House File 234 by striking from lines 4 and 5 of section 1 the following: ", including special charter cities,".

R. R. BATESON.

On motion of Senator Dewel, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 27, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Dean Chapman, pastor of the Methodist church, Burlington, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Colburn, from employees of the state highway commission favoring proposed legislation.

By Senator Elthon, from residents of Winnebago county favoring state aid to schools.

By Senator Kirketeg, from residents of Jefferson county favoring state aid to schools.

By Senator Musmaker, from residents of Adair and Madison counties favoring state aid to schools.

By Senator Ritchie, from residents of Cherokee and Plymouth counties favoring local option and opposing liquor legislation.

By Senator Zastrow, from residents of Floyd county favoring state aid to schools; also favoring local option and opposing liquor legislation.

COMMUNICATIONS

The following communication was received:

CENTRAL AMERICAN MISSION IN NICARAGUA

Apartado 115,
Managua, Nicaragua,
Central America,
March 22, 1947.

THE HONORABLE SENATE OF THE STATE OF IOWA,
Des Moines, Iowa, U. S. A.

Most Esteemed Senators:

This is to acknowledge with deepfelt appreciation and gratitude your kindness to our family in the loss of our sister, Mrs. Eli Levang. I re-

fer to the floral gift and the attendance of your delegation at the funeral services.

It is my strong conviction that a body of Senators whose program permits and calls for the expression of sympathy in such an efficacious way proves that it is well worthy of handling our affairs of State.

Neither can I overlook your manifested comradeship and esteem of our brother Leo in accompanying him, and us, in this hour of bereavement. I thank you sincerely.

May God bless you, Honorable Senators, as you legislate toward justice and prosperity for the best State in the Union.

Very respectfully yours,
(Signed) MISS MABEL I. ELTHON.

INTRODUCTION OF BILLS

Senate File 465, by committee on appropriations, a bill for an act to amend section two hundred thirty-nine point twelve (239.12), Code 1946, and to provide what shall be done at the end of each biennium with the unexpended funds remaining from any appropriation or allocation made by the state to the fund for aid to dependent children.

Read first and second times, and referred to the sifting committee.

Senate File 466, by committee on appropriations, a bill for an act to amend section four hundred twenty-three point one (423.1), Code 1946, relating to allocation of revenues of the income, corporation and sales tax.

Read first and second times, and referred to the sifting committee.

Senate File 467, by committee on appropriations, a bill for an act to appropriate to the state comptroller from the motor vehicle fuel tax fund.

Read first and second times, and referred to the sifting committee.

Senate File 468, by committee on cities and towns, a bill for an act to legalize and validate the proceedings authorizing and providing for the payment of certain expenditures made by the City of Cedar Rapids, Iowa, for improvements at the site of temporary homes for veterans of World War II and declaring said proceedings to be enforceable obligations of said city.

Read first and second times, and referred to the sifting committee.

Senate Joint Resolution 10, by committee on judiciary 2, a joint resolution ratifying a proposed amendment to the Constitution of

the United States of America, relating to the term of office of the President.

Whereas, both Houses of the 80th Congress of the United States of America by constitutional majority of two-thirds thereof, made the following proposition to amend the constitution of the United States of America in the following words, to-wit:

“JOINT RESOLUTION

Proposing an amendment to the constitution of the United States relating to the terms of office of the President.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein), that the following Article is hereby proposed as an amendment to the constitution of the United States which shall be valid to all intents and purposes as part of the constitution when ratified by the Legislatures of three-fourth of the several states:

“ARTICLE—

“Section 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President, for more than two years of a term, to which some other person was elected President, shall be elected to the office of the President more than once. But this Article shall not apply to any person holding the office of President when this Article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President during the term within which this Article becomes operative, from holding the office of President, or acting as President during the remainder of such term.

Sec. 2. This Article shall be inoperative unless it shall have been ratified as an amendment to the constitution by the Legislatures of three-fourths of the several states within 7 years from the date of its submission to the states by the Congress,

Therefore, Be It Resolved and Enacted by the General Assembly of the State of Iowa: Section 1. Ratification. That the said proposed amendment to the constitution of the United States of America as set forth herein be and the same is hereby ratified and consented to by the State of Iowa and by the General Assembly thereof.

Sec. 2. Certification. Be it further resolved and enacted, that certified copies of this enactment and resolution be forwarded by the Governor of this state to the Secretary of State of the United States at Washington, D. C., and to the presiding officers of each house of the Congress of the United States.

Read first and second times, and referred to sifting committee.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 3, a resolution providing for the acquisi-

tion of a home for the Governor of the State of Iowa, the appointment of a committee in relation thereto, and prescribing its powers and providing for an appropriation for that purpose.

Read first and second times, and referred to the sifting committee.

House File 71, a bill for an act to impose a tax upon corporations not organized under the laws of Iowa and upon individuals, partnerships or other nonincorporated agencies engaged in the business of making loans or investments within the state of Iowa on other than real estate security.

Read first and second times, and referred to the sifting committee.

House File 221, a bill for an act to amend section two hundred seventy-four point thirty-eight (274.38), Code 1946, relating to uniting independent school districts.

Read first and second times, and referred to the sifting committee.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 485, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the board of control institutional state roads, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

UNFINISHED BUSINESS

Senator Bekman called up for consideration the motion filed to reconsider the vote by which Senate File 123 was deferred.

A call of the Senate having been filed, roll call revealed all members accounted for.

Senator Bekman moved the adoption of the motion to reconsider the vote by which Senate File 123 was deferred.

Roll call was demanded.

On the question "Shall the Senate reconsider the vote by which Senate File 123 was deferred?" the vote was:

Ayes, 33:

Augustine	Doud	Jones	Mercer
Barkley	Dykhouse	Keir	Miller, Ai
Bekman	Elthon	Kirketeg	Musmaker
Benson	Faul	Leo	Myrland
Berg	Hart	Lord	Newsome
Byers	Henningsen	Lynes	Reilly
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel			

Nays, 16:

Bateson	Klein	Lucas	Schluter
Fishbaugh	Knudson	Miller, J. F.	Vittetoe
Foster	Linnevold	Ritchie	Watson
Hawkins	Long	Rockhill	Zastrow

Absent or not voting, 1:

Findlay

The motion to reconsider prevailed.

Senator Bekman asked and received unanimous consent that action on Senate File 123 be deferred and that the bill retain its place on the calendar under "Unfinished Business."

PRESENTATION OF VISITORS

Senator Bateson asked and received unanimous consent to present to the Senate, a group of boys from the Iowa training school for boys who were present in the balcony with their instructor, Mr. Duffy.

THIRD READING OF BILLS

On motion of Senator Keir, Senate File 448, a bill for an act to make appropriation from liquor control fund to the industrial commissioner for the payment of workmen's compensation claims of employees of the liquor control commission, was taken up and considered.

Senator Martin moved that the bill be read a third 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:

Augustine	Faul	Long	Myrland
Barkley	Hart	Lord	Newsome
Bateson	Hawkins	Lucas	Reilly
Bekman	Henningsen	Lynes	Ritchie
Benson	Hultman	Martin	Rockhill
Berg	Jacobson	Maytag	Schluter
Byers	Jones	Mercer	Sharp
Clem	Keir	Miller, Ai	Skourup
Doud	Kirketeg	Miller, J. F.	Vittetoe
Dykhouse	Klein	Musmaker	Watson
Elthon	Leo		

Nays: none.

Absent or not voting, 8:

Colburn	Findlay	Foster	Linnevold
Dewel	Fishbaugh	Knudson	Zastrow

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

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

On motion of Senator Keir, Senate File 449, a bill for an act to appropriate from liquor control act fund to the department of public safety for use of bureau of investigation in liquor control enforcement, was taken up and considered.

Senator Keir moved that the bill be read a third 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:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow
Dykhhouse	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Foster	Knudson
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 460, a bill for an act to provide for an emergency appropriation for the State Superintendent of Public Instruction, Iowa School Lunch Division, to permit the Iowa School Lunch Program to function during the remainder of the biennium, was taken up, and considered.

Senator Doud took the chair at 10:55 a.m.

Senator Keir offered the following amendment and moved its adoption:

Amend Senate File 460 by striking all of lines 3, 4 and 5 of section 2 and inserting in lieu thereof the following: "after its passage and publication in the Spencer Times, a newspaper published at Spencer, Iowa, and in The Sheldon Mail, a newspaper published at Sheldon, Iowa."

The amendment was adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Keir	Miller, J. F.	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Knudson	Mercer
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dykhouse, House File 342, a bill for an act to amend section five hundred fifteen and ninety hundredths (515.90), Code 1946, relating to the publication of certificates of compliance of corporations formed for the purpose of insurance, other than life insurance, was taken up and considered.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Fishbaugh	Linnevold	Myrland
Barkley	Foster	Long	Newsome
Bateson	Hart	Lord	Reilly
Bekman	Henningsen	Lucas	Ritchie
Benson	Hultman	Lynes	Rockhill
Berg	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Miller, J. F.	Watson
Dykhouse	Knudson	Musmaker	Zastrow
Elthon	Leo		

Nays, 1:

Faul

Absent or not voting, 3:

Byers Findlay Hawkins

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

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

On motion of Senator Foster, House File 256, a bill for an act relating to the sale of ammunition to minors, was taken up and considered.

Senator Foster moved that the bill be read a third 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:

Augustine	Dykhouse	Klein	Miller, J. F.
Barkley	Elthon	Knudson	Musmaker
Bateson	Faul	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Henningsen	Lord	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Zastrow
Doud	Kirketeg	Miller, Ai	

Nays, 1:

Watson

Absent or not voting, 6:

Findlay Hawkins Ritchie Rockhill
Fishbaugh Lucas

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

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

On motion of Senator Skourup, Senate File 270, a bill for an act to repeal sections three hundred ninety-two point two (392.2), three hundred ninety-two point six (392.6), three hundred ninety-two point seven (392.7), three hundred ninety-two point eight (392.8), three hundred ninety-two point nine (392.9) and three hundred ninety-two point eleven (392.11), Code 1946, and to enact substitutes therefor, relating to the joint use of municipal sewers, construction of such sewers, and the levy of special assessments and issuance of bonds or certificates in connection with such construction, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhous	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 1:

Findlay

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

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

On motion of Senator Hultman, House File 417, a blil for an

act providing for the improvement and maintenance of certain local county roads was taken up and considered.

Senator Hultman moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Maytag	Sharp
Clem	Jacobson	Mercer	Skourup
Colburn	Jones	Miller, Ai	Vittetoe
Dewel	Keir	Miller, J. F.	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse	Klein		

Nays, 1:

Faul

Absent or not voting, 3:

Findlay

Lucas

Martin

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

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

On the motion of Senator Dewel, Senate File 289, a bill for an act to amend chapter one hundred nine (109), Code 1946, by striking all of section one hundred nine point forty-eight (109.48) relating to the setting of open seasons on game, and substituting a section therefor, was taken up and considered.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Colburn	Hart	Klein
Barkley	Dewel	Hawkins	Knudson
Bateson	Doud	Henningsen	Leo
Bekman	Dykhouse	Hultman	Linnevold
Benson	Elthon	Jacobson	Long
Berg	Faul	Jones	Lord
Byers	Fishbaugh	Keir	Lynes
Clem	Foster	Kirketeg	Martin

Maytag	Musmaker	Ritchie	Skourup
Mercer	Myrland	Rockhill	Vittetoe
Miller, Ai	Newsome	Schluter	Watson
Miller, J. F.	Reilly	Sharp	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Lucas

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

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

On motion of Senator Knudson, Senate File 307, a bill for an act to repeal section two hundred twenty-nine point twenty (229.20), Code 1946, relating to beneficiaries of veterans bureau and inserting a new section in lieu thereof, was taken up and considered.

President Evans took the chair at 11:50 a.m.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 463	S. F. 286	S. F. 8
S. F. 464	H. F. 179	S. F. 72
H. F. 289	S. F. 409	S. F. 76
H. J. R. 3	H. F. 53	S. F. 262
H. F. 485	S. F. 233	S. F. 24
S. F. 445	S. F. 105	S. F. 298
H. F. 328	S. F. 212	S. F. 302
H. F. 431	S. F. 181	S. F. 169
H. F. 188	S. F. 78	S. F. 236
S. F. 452	S. F. 295	H. F. 218
S. F. 359	H. F. 228	S. F. 416
H. F. 178	S. F. 5	S. F. 235
S. F. 370		

IRVING D. LONG, *Chairman.*

ASSIGNMENT OF BILLS TO COMMITTEE

President Evans announced the following assignment of bills to committee:

S. F. 463 Appropriations.
 S. F. 464 Appropriations.
 H. F. 289 Appropriations.
 H.J.R. 3 Appropriations.
 H. F. 188 Appropriations.
 S. F. 24 Appropriations.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 307.

Senator Knudson moved that the bill be read a third 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:

Barkley	Elthon	Leo	Musmaker
Bateson	Faul	Linnevold	Myrland
Bekman	Hart	Long	Newsome
Benson	Henningsen	Lord	Reilly
Berg	Hultman	Lucas	Ritchie
Byers	Jacobson	Lynes	Rockhill
Clem	Jones	Martin	Schluter
Colburn	Keir	Maytag	Sharp
Dewel	Kirketeg	Mercer	Skourup
Doud	Klein	Miller, Ai	Vittetoe
Dykhouse	Knudson	Miller, J. F.	Zastrow

Nays, 3:

Fishbaugh	Hawkins	Watson
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Absent or not voting, 3:

Augustine	Findlay	Foster.
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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 Knudson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Berg, Senate File 266, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue, 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:

1. Amend Senate File 266 by striking from line three (3) of section one (1) the word "of".
2. Further amend Senate File 266 by striking from line eight (8) of section one (1) the word "fund".

The amendment was adopted.

Senator Faul asked and received unanimous consent to withdraw the amendment to Senate File 266 filed by him and found on page 460 of the Senate journal.

Senator Faul offered the following amendment by Senators Lynes, Elthon, Berg and Faul, and moved its adoption:

Amend Senate File 266, section three (3) by striking all of subsection one (1) beginning at line four (4) to line seven (7) inclusive and inserting in lieu thereof the following:

"There is hereby appropriated annually the sum of twelve million dollars (\$12,000,000.00) from the general fund of the state to the board of social welfare to be credited to the old age assistance fund."

Amend subsection two (2) by striking all of said section and enacting in lieu thereof the following:

"There is hereby appropriated annually from the general fund of the state to the state tax commission to be credited to the homestead credit fund, which fund is hereby created, an amount sufficient to carry out the provisions of chapter 425, Code 1946.

The state tax commission shall requisition the state comptroller to issue his warrants on the homestead credit fund payable to the county treasurers of the several counties of the state under the provisions of chapter 425, Code 1946."

Senator Elthon took the chair at 2:05 p.m.

The amendment was adopted.

Senator Faul asked and received unanimous consent that Senate File 266 be referred to the committee on appropriations.

President Evans took the chair at 2:15 p.m.

On motion of Senator Keir, House File 485, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the board of control institutional state roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhous	Klein	Miller, J. F.	Zastrow
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 3:

Barkley	Findlay	Fishbaugh
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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 Hultman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Schluter, Senate File 445, a bill for an act to amend section two hundred eighteen point fifty-eight (218.58), Code 1946, was taken up and considered.

Senator Schluter offered the following amendment and moved its adoption:

Amend Senate File 445 by striking the period at the end of the title and adding the following: “, relating to the state architect securing advice and consulting with other architects.”

The amendment was adopted.

Senator Schluter moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question “Shall the bill pass?” the vote was:

Ayes, 48:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhous	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 2:

Barkley . Findlay

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

Senator Schluter moved that the 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 135, a bill for an act relating to school busses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 511, a bill for an act appropriating funds for institutions under the board of education.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 135, a bill for an act to amend chapter three hundred twenty-one (321), "Motor Vehicles and Law of Road", and relating to school busses.

Read first and second times, and referred to the sifting committee.

House File 511, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the board of education for the support, maintenance, repairs, replacements or alterations of institutions under said board of education.

Read first and second times, and referred to the sifting committee.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 26th the Governor had approved the following bills:

Senate File 89, relating to investment of funds by banks.

Senate File 141, relating to the revocation of liquor permits.

Senate File 245, relating to county boards of education.

Senate File 353, relating to purchase of real property in the city of Des Moines.

Senate File 354, relating to purchase of real property in the city of Des Moines.

Senate File 355, relating to purchase of real property in the city of Des Moines.

Senate File 356, relating to purchase of real property in the city of Des Moines.

Senate File 357, relating to purchase and condemnation of certain property in the city of Des Moines.

REPORTS OF COMMITTEES

Senator Foster submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 5, a bill for an act relating to compensation of municipal court reporters, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 8, a bill for an act to amend section six hundred and two point forty-nine (602.49), Code 1946, relating in part to the salaries of bailiffs of municipal court, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 24, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to compensation to the state examiners and assistant state examiners and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 72, a bill for an act to amend section six hundred and two point forty-nine (602.49), Code 1946, relating to compensation of municipal court employees, begs leave to report it has had the same under consideration and recommends the

same be amended in accordance with the Rockhill amendment filed on January 23, 1947, and when so amended the bill do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 76, a bill for an act relating to the appointment and compensation of probation officers in the juvenile court, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 78, a bill for an act relating to compensation of shorthand reporters of the district court, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend Senate File 78 by adding thereto the following new section:

"Sec. 3. Amend section six hundred five point twelve (605.12), Code 1946, by striking from line two (2) thereof the word "six" and inserting in lieu thereof the word "eight".

Further amend Senate File 78 by renumbering the remaining section accordingly.

Further amend Senate File 78 by striking the period at the end of the title and adding thereto the following:

"and to amend section six hundred five point twelve (605.12), Code 1946, relating to the taxation of costs."

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 105, a bill for an act relating to the raising of annual salary of the Governor of the State of Iowa, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend Senate File 105 by striking from line three (3) in section one (1) the words and figures twelve thousand five hundred (\$12,500.00) and inserting in lieu thereof twelve thousand (\$12,000.00).

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 169, a bill for an act relating to the compensation and expenses of members of county com-

mission of insanity, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 181, a bill for an act relating to the compensation of county officers, their deputies, assistants and clerks and the millage levy to pay such compensation, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 212, a bill for an act relating to the salary of judges of the supreme court, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 235, a bill for an act relating to Beef Cattle Producers' Association, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 236, a bill for an act to amend section four hundred fifty point twenty-five (450.25), Code 1946, relating to compensation of inheritance tax appraisers, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 262, a bill for an act relating to compensation of councilmen and cities of the second class 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

1. Amend Senate File 262 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is hereby amended by striking from line four (4) the words "two hundred fifty" and inserting in lieu thereof the words "four hundred".

"Sec. 2. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is further amended by striking from line fifteen (15) the word "two" and inserting in lieu thereof the word "three".

"Sec. 3. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is further amended by striking all that follows the semicolon in line seventeen (17) and inserting in lieu thereof the following: "in towns they shall receive not to exceed two dollars each for every regular or special meeting, and in the aggregate not exceeding one hundred dollars in any one year; in cities of second class they shall receive not to exceed four dollars each for every regular or special meeting, and in the aggregate not exceeding two hundred dollars in any one year but in such cities and towns the council members shall be paid in addition to the foregoing for services as members of the board of review, an amount not exceeding two dollars for each session of not less than three hours, and the compensation for services as members of the board of review shall be paid out of the county treasury."

2. Amend the title of Senate File 262 by striking the words "of the second class".

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 295, a bill for an act to amend section six hundred three point forty-three (603.43), Code 1946, relating to the salary of a judge of the superior court, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 298, a bill for an act relating to the increase of salary of insurance commissioner, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

1. Amend Senate File 298, section 1, lines three (3) and four (4) by striking the following: "seven thousand, five hundred dollars (\$7,500.00)" and inserting in lieu thereof the words and figures "six thousand dollars (\$6,000.00)".

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 302, a bill for an act to allow sick leave for all public school employees, a definite minimum allowance and to provide for accumulation of unused time within a school district, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 416, a bill for an act relating to the pay of women inspectors at state hospitals for insane, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred House File 218, a bill for an act relating to the fixing of salaries of county superintendent of schools by county board of education, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred House File 228, a bill for an act relating to the fixing of the salary of the county superintendent of schools by the county board of education, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 109 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It is declared to be the policy of the State of Iowa that no person within its boundaries shall be deprived of the right to work at his chosen occupation for any employer willing to so employ him because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join any labor union, organization or society, and any contract which contravenes this policy is void."

R. R. BATESON, RALPH W. ZASTROW, FRED J. RITCHIE.

Move as a substitute for the Bateson, et al., amendment filed on March 27, 1947, to Senate File 109 the following:

1. Amend Senate File 109 by striking sections one (1) and two (2) and inserting in lieu thereof the following:

"Section 1. It is declared to be the policy of the State of Iowa that no person within its boundaries shall be deprived of the right to work at his chosen occupation for any employer willing to so employ him because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join any labor union, organization or society, and any contract which contravenes this policy is void."

2. Renumber the remaining sections.

By JACOBSON, HULTMAN, LEO, SKOURUP, KNUDSON,
COLBURN, SCHLUTER, LONG, DYKHOUSE, and DEWEL.

Amend Senate File 123 by adding after the word "thereof" in Section 2 line 4 the following:

"No vehicle or combination of vehicles shall carry a total gross load in pounds in excess of the amount given in the following table corresponding to distance in feet between the extreme axles of the said vehicle or combination of vehicles measured longitudinally to the nearest foot."

GEORGE FAUL.

Amend House File 113 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section two hundred ninety-eight point one (298.1), Code 1946, by striking all after the eighth line thereof and inserting in lieu thereof the following:

"'1. All school corporations having a school enumeration of twelve hundred (1200) or more, one hundred ten (\$110) dollars.

"'2. All other school corporations, one hundred twenty-five (\$125) dollars.'"

R. R. BATESON, ALDEN L. DOUD, J. KENDALL LYNES,
RALPH W. ZASTROW.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 28, 1947.

The Senate met in regular session, President Evans presiding.
Prayer was offered by Rev. H. Lindquist, pastor of the Presbyterian church, Atlantic, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Miller, J. F., for the day on request of Senator Zastrow.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Knudson, from residents of Fayette county favoring state aid to schools.

By Senator Lucas, from residents of Boone county favoring state aid to schools.

By Senator Zastrow, from residents of Floyd county favoring local option and opposing liquor legislation.

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 281, a bill for an act providing an alternative method and procedure for street and sewer improvements in cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 273, a bill for an act to permit school boards in cities over 20,000 to lease or sell property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 317, a bill for an act relating to double election boards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 326, a bill for an act relating to the appointment of milk inspectors under civil service.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 419, a bill for an act prohibiting the manufacture, sale or possession of any token, slug or false coin or use thereof, and providing a penalty therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 432, a bill for an act relating to flares and other signaling devices on trucks carrying flammable liquids and gases, and all other trucks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 458, a bill for an act relating to motor vehicle fuel, license fee and distribution of proceeds to incorporated cities and towns.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 480, a bill for an act permitting counties to cooperate with Federal government in flood and erosion control projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 491, a bill for an act empowering cities to make levies during 1947 and 1948 of special taxes for sewer purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 502, a bill for an act providing for the crediting of certain receipts to the state general fund and making appropriations therefrom.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 88, a bill for an act relating to investment of funds by banks.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 421, a bill for an act relating to making appropriations to: H. M. Knudson, Mason City, Iowa; Alden L. Doud, Douds, Iowa; John R. Gardner, Lisbon, Iowa, and John S. Heffner, Webster City, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 422, a bill for an act relating to appropriations to: Arch W. McFarlane, Waterloo, Iowa; A. J. Redman, Sac City, Iowa; Harry Cox, Fort Dodge, Iowa; Robert Keir, Spencer, Iowa; Fred Cromwell, Burlington, Iowa, and Frank C. Byers, Cedar Rapids, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 423, a bill for an act relating to making appropriations to persons in settlement of damages sustained in accidents on primary

roads, collisions with state highway equipment, or acts of commission or omission by state highway commission or its employees.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 421

Amend Senate File 421 by adding the following section:

"Sec. 7. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Buffalo Center Tribune, a newspaper published in Buffalo Center, Iowa, and in the Cedar Falls Daily Record, a newspaper published in Cedar Falls, Iowa."

HOUSE AMENDMENT TO SENATE FILE 422

Amend Senate File 422 by adding the following section:

"Sec. 9. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Pierson Progress, a newspaper published in Pierson, Iowa, and in the Ida County Pioneer Record, a newspaper published in Ida Grove, Iowa."

HOUSE MESSAGES CONSIDERED

House File 273, a bill for an act to permit school boards in cities over twenty-five thousand population to lease, or sell certain property on their own motion.

Read first and second times, and referred to the sifting committee.

House File 281, a bill for an act to provide an alternative method and procedure for street and sewer improvements in cities and towns, including those organized and operating under special charter and for the levy of special assessments against benefited property in connection therewith and authorizing the issuance of bonds payable from such special assessments.

Read first and second times, and referred to the sifting committee.

House File 317, a bill for an act to amend section fifty-one point fifteen (51.15), Code 1946, relating to the double election boards.

Read first and second times, and referred to the sifting committee.

House File 326, a bill for an act to amend section three hundred sixty-five point seventeen (365.17), Code 1946, relating to the appointment of milk inspectors under civil service.

Read first and second times, and referred to the sifting committee.

House File 419, a bill for an act to prohibit the manufacture, sale

or possession of any token, slug or false coin or use thereof in the operation of any parking meter, vending machine, coin-box telephone or other lawful receptable or device, and providing a penalty therefor.

Read first and second times, and referred to the sifting committee.

House File 432, a bill for an act to amend section three hundred twenty-one point four hundred forty-seven (321.447), and section three hundred twenty-one point four hundred forty-eight (321.448), Code 1946, relating to carrying and display of flares and other signaling devices on trucks carrying flammable liquids and gases and all other trucks.

Read first and second times, and referred to the sifting committee.

House File 458, a bill for an act to amend section three hundred twenty-four point sixty-three (324.63), Code 1946, relating to motor vehicle fuel license fee and the distribution of proceeds to incorporated cities and towns.

Read first and second times, and referred to the sifting committee.

House File 480, a bill for an act to permit counties to co-operate with the federal government, the state, its subdivisions and instrumentalities in the construction and maintenance of flood and erosion control projects in the state and to levy a tax for maintenance thereof.

Read first and second times, and referred to the sifting committee.

House File 491, a bill for an act empowering cities and towns to make levies during 1947 and 1948 of special taxes for sewer purposes, in addition to those now provided in chapter four hundred four (404), Code 1946.

Read first and second times, and referred to the sifting committee.

House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales, corporation and income tax, liquor control receipts and other sources of revenue; and making certain appropriations therefrom.

Read first and second times, and referred to the sifting committee.

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

HOUSE CONCURRENT RESOLUTION 16

Whereas, The Governor of the state of Iowa did appoint his Centennial Committee for the purpose of outlining a program of recognition of Iowa's first hundred years of statehood and

Whereas, Through the effort of the Committee much interest was promoted in Iowa history that was both educational and informative and

Whereas, Through the efforts of this Committee the Iowa Centennial coin was minted by the United States government and

Whereas, This Committee did by the Governor's direction establish the Iowa Centennial Coin Memorial Fund and

Whereas, The people of Iowa through the members of the House and of the Senate should give recognition of appreciation for the many hours and days of work given unselfishly in this very worthwhile program for the people of Iowa

Now Therefore Be It Resolved by the House, the Senate Concurring: That the House and Senate meet in Joint Convention at eleven thirty a.m. (11:30) March thirty-first (31).

Be It Further Resolved, That the Speaker of the House and the President of the Senate each appoint three (3) members from their respective Chambers to serve as a Committee to arrange the program to receive the report of the Centennial Committee and give proper recognition to them.

The motion prevailed and the resolution was adopted.

President Evans appointed as such committee on the part of the Senate, Senators Hart, Dewel, and Berg.

PRESENTATION OF VISITORS

Senator Lucas asked and received unanimous consent to present to the Senate, twelve members of the Sacred Heart high school of Boone, students of the class in American history who were present in the balcony with their instructors Sister Mary St. Augustine and Sister Mary Andrea, also Mrs. J. A. Doyle and Mrs. C. W. Eppel.

Senator Rockhill asked and received unanimous consent to present to the Senate, his two daughters Dorothy and Romaine who were present in the Senate chamber.

ADDITIONAL COPIES

Senator Bekman asked and received unanimous consent to have 500 copies of House File 270 as passed by the House printed.

UNFINISHED BUSINESS

Senator Bekman called up for further consideration Senate File 123, a bill for an act to promote uniformity with other states in the

matter of limitations on the size, weight and speed of motor vehicles and combinations of vehicles, to repeal section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, relating to the length of motor vehicles and combinations of vehicles, and to enact a substitute therefor, to amend section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, relating to the gross weight of motor vehicles and combinations of motor vehicles, to amend section three hundred twenty-one point two hundred eighty-six (321.286), Code 1946, relating to the speed of trucks, to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer, and to harmonize the laws of the state of Iowa with the policy of the American Association of State Highway officials adopted April 1, 1946, concerning the maximum dimensions, weights and speeds of motor vehicles to be operated over the highways.

Senator Leo offered the following amendment:

Amend Senate File 123 by inserting the figure "0" after the figure "4" in line three (3) of paragraph b of Section one (1).

Further amend by striking the figures "43" in line two (2) of Section two (2) and substituting the figures "32" in lieu thereof.

Senator Leo asked and received unanimous consent to withdraw the amendment.

Senator J. F. Miller offered the following amendment filed by Senators J. F. Miller and Zastrow:

Amend Senate File 123 by adding the following subsection to section 1 thereof, immediately following line 21 thereof:

"(e) No truck or semitrailer shall operate in this state from and after January 1, 1948 unless it shall have a rear bumper securely attached to the frame of said vehicle extending two inches beyond the rear of the body of said vehicle and of such size and construction that said bumper would be contacted by the bumpers of private passenger cars in the event of rear end collision."

Senator Zastrow asked and received unanimous consent to withdraw the amendment.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 123 as follows:

By striking the word and figures "fifty (50)" in line 17 of section 1 and inserting in lieu thereof the words and figures "forty-five (45)".

By striking all of section 2 following line 48.

By striking all of section 4.

Further amend the title by striking the words "to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer" found in lines 13, 14, 15 and 16.

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 123 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend chapter 321, Code 1946, by adding thereto a new section as follows:

"Any vehicle or combination of vehicles, equipped with pneumatic tires and which contains a group of two or more axles in which group the distance between the first and the last axle is less than ten (10) feet, may operate on the highways of this state with a gross weight not greater than thirty-two thousand (32,000) pounds on such group of axles."

2. Further amend Senate File 123 by striking all after the word "Act" in line 1 of the title and inserting in lieu thereof the following: "relating to motor vehicles and the gross weight of motor vehicles and combinations of motor vehicles."

Senator Faul asked and received unanimous consent to withdraw the amendment.

Senator Fishbaugh offered the following amendment:

Amend the Faul amendment to Senate File 123 by striking all of sections one (1) and two (2) thereof and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point four hundred fifty-six (321.456), Code 1946, is amended by striking from line three (3) the following: "six inches".

Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, is amended by striking from line three (3) the word, "thirty-five" and inserting in lieu thereof the word, "thirty-three".

Sec. 3. Section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, is amended by striking from line nine (9) the word, "eighteen" and inserting in lieu thereof the word, "sixteen".

Further amend said section by striking all of the paragraphs numbered "1" and "2" and inserting in lieu thereof the following:

"Twelve tons plus four hundred fifty pounds for each foot, or fraction thereof, of distance between the front and rear axles of the vehicles or first and last axles of a combination of vehicles."

Sec. 4. Provided, that any vehicle, or combination of vehicles equipped with pneumatic tires, which is in operation when this act becomes effective and which complied with the laws of this state as of January

1, 1947, shall, if owned and operated by residents of this state, be permitted to operate over the highways thereof without complying with the changes made by this act as to size and weight, until January 1, 1952; and provided further, that after said January 1, 1952 the operation of any such vehicle failing to comply with the changes made by the provisions of this act shall be unlawful.

Senator Fishbaugh asked and received unanimous consent to withdraw the amendment.

Senator Skourup asked and received unanimous consent to withdraw the amendment filed to the Faul amendment to Senate File 123 filed by Senators J. F. Miller, Zastrow and Skourup and found on page 827 of the Senate journal.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 123 by adding after the word "thereof" in Section 2 line 4 the following:

"No vehicle or combination of vehicles shall carry a total gross load in pounds in excess of the amount given in the following table corresponding to distance in feet between the extreme axles of the said vehicle or combination of vehicles measured longitudinally to the nearest foot."

Senator Faul asked and received unanimous consent to temporarily defer action on Senate File 123 and that the bill retain its place on the calendar.

THIRD READING OF BILLS

Senator Lynes moved that Senate File 109 be deferred and that the bill retain its place on the calendar.

Roll call was demanded.

Senator Jacobson moved as a substitute that Senate File 109 be made a special order of business for 10:30 a.m. Monday, March 31st.

The substitution was made.

On the question "Shall the substitute motion be adopted?" the vote was:

Ayes, 19:

Barkley
Bateson
Berg
Dewel
Doud

Elthon
Fishbaugh
Foster
Hawkins
Hultman

Jacobson
Knudson
Long
Miller, Ai
Musmaker

Newsome
Schluter
Sharp
Vittetoe

Nays, 29:

Augustine	Hart	Linnevold	Myrland
Bekman	Henningsen	Lord	Reilly
Benson	Jones	Lucas	Ritchie
Byers	Keir	Lynes	Rockhill
Clem	Kirketeg	Martin	Skourup
Colburn	Klein	Maytag	Watson
Dykhouse	Leo	Mercer	Zastrow
Faul			

Absent or not voting, 2:

Findlay Miller, J. F.

The motion was lost.

On motion of Senator Jacobson, Senate File 109, a bill for an act to make it unlawful to discriminate in the employment of any person either because of membership or non-membership in a labor organization or to require any person to pay dues or other charges to a labor organization as a condition of employment and to make it unlawful to deduct labor organization dues or other charges from the earnings of an employee unless the employee has authorized such deduction as provided in this Act and to prescribe penalties for violations, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

EXECUTIVE SESSION

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

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

Alfred Dement of Cass county, as a member of the Real Estate Commission for the term beginning January 1, 1948.

Hal H. Lang of Woodbury county, as a member of the Real Estate Commission for the term beginning January 1, 1947.

Arthur C. Gingerich of Washington county, as member of the State Conservation Commission for the term beginning July 1, 1947.

William Darbyshire of Calhoun county, as a member of the State Soil Conservation Commission for the term beginning July 1, 1947.

Percy E. Norris of Appanoose county, as a member of the Commission of Aeronautics for the term beginning July 1, 1947.

Fred B. Gilbert of Marshall county, as a member of the State Highway Commission for the term beginning July 1, 1947.

Sterling Alexander of Hamilton county, as Commissioner of Insurance for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

HOUSE AMENDMENTS CONSIDERED

Senator Rockhill called up for consideration Senate File 421, a bill for an act to make appropriations to H. M. Knudson, Mason City, Iowa, Alden L. Doud, Douds, Iowa, John R. Gardner, Lisbon, Iowa, and John S. Heffner, Webster City, Iowa, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 421 by adding the following section:

"Sec. 7. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Buffalo Center Tribune, a newspaper published in Buffalo Center, Iowa, and in the Cedar Falls Daily Record, a newspaper published in Cedar Falls, Iowa."

The Senate concurred in the House amendments

Senator Rockhill moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Keir	Miller, A.	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Doud	Jones	Lucas	Miller, J. F.
Findlay	Knudson		

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

Senator Rockhill moved that the 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 Rockhill called up for consideration Senate File 422, a bill for an act to make appropriations to Arch W. McFarlane, Waterloo, Iowa; A. J. Redman, Sac City, Iowa; Harry Cox, Fort Dodge, Iowa; Robert Keir, Spencer, Iowa; Fred Cromwell, Burlington, Iowa, and Frank C. Byers, Cedar Rapids, Iowa, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 422 by adding the following section:

"Sec. 9. This act being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Pierson Progress, a newspaper published in Pierson, Iowa, and in the Ida County Pioneer Record, a newspaper published in Ida Grove, Iowa."

The Senate concurred in the House amendments

Senator Rockhill moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Faul	Leo	Newsome
Barkley	Fishbaugh	Linnevold	Reilly
Bateson	Hart	Long	Ritchie
Bekman	Hawkins	Lord	Rockhill
Benson	Henningsen	Lynes	Schluter
Berg	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Kirketeg	Miller, A.	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson	Myrland	

Nays: none.

Absent or not voting, 7:

Byers	Findlay	Keir	Miller, J. F.
Doud	Foster	Lucas	

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

Senator Rockhill moved that the 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 190, a bill for an act relating to hotels, restaurants and food establishments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 212, a bill for an act authorizing township trustees to condemn lands for a community center or juvenile playgrounds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 321, a bill for an act relating to renewal of licenses of cosmetology schools, and providing for due notice and hearing in such cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 374, a bill for an act relating to airport zoning.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 468, a bill for an act relating to petroleum products and to enact a substitute therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 93, a bill for an act relating to registration or transfer of securities to or by fiduciaries or their nominees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 139, a bill for an act relating to the combination and limitation on insurance risks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 195, a bill for an act relating to the Iowa Employment Security Act.

· A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 139

Amend Senate File 139 as follows:

1. By striking the word "insure" in line seven (7) of section three (3) and inserting in lieu thereof the word "reinsure".

2. Further amend section three (3) by striking all of lines ten (10) and eleven (11) and inserting in lieu thereof the following: "providing it maintains a surplus to policy holders of not less than one million dollars."

3. By adding a new section as follows:

"This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Marion Sentinel, a newspaper published at Marion, Iowa, and in the Kossuth County Advance, a newspaper published at Algona, Iowa."

RESIGNATION OF PAGE

Jack Wilde of Polk county tendered his resignation as a page of the Fifty-second General Assembly of Iowa, which resignation was accepted by the president of the Senate.

APPOINTMENT OF PAGE

The president announced the appointment of Howard Weatherly of Polk county as a page of the Senate of the Fifty-second General Assembly of Iowa.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 27th the Governor had approved the following bills:

Senate File 2, relating to soldiers' and orphans' educational aid fund.

Senate File 70, relating to transfer of the supervision of the state sanatorium from the board of control to the board of education.

Senate File 137, relating to self liquidating improvements.

Senate File 138, relating to control of dock boards.

Senate File 166, relating to discharge of patients from the state hospital for the insane.

Senate File 167, relating to the inspection of county and private hospitals for the insane.

Senate File 170, relating to the commitment and discharge of insane persons.

Senate File 217, relating to the parole of feeble-minded inmates from state institutions.

Senate File 219, relating to contributing to own support in the soldiers' home.

Senate File 415, relating to the qualifications of the superintendent of the state sanatorium.

Senate File 419, relating to fire regulations at all institutions under the board of control.

Senate File 420, relating to convict labor.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 192, 294, 411, 413, 425, 438, 440, 442 and 443.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 192, 294, 411, 413, 425, 438, 440, 442 and 443.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 28th day of March, 1947, sent to the Governor for his approval: Senate Files 192, 294, 411, 413, 425, 438, 440, 442 and 443.

ROBERT C. REILLY, *Chairman.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report it has had the following bills under consideration and recommends that they be placed on the calendar:

S.J.R. 10	H. F. 263	H. F. 470
S. F. 35	S. F. 290	S. F. 280
S. F. 345	S. F. 321	S. F. 465
S. F. 148	S. F. 174	S. F. 467
S. F. 244	S. F. 271	H. F. 511
S. F. 378	H. F. 270	S. F. 367

IRVING D. LONG, *Chairman.*

BILLS ASSIGNED TO COMMITTEE

President Evans announced the following assignment of bills to committee:

H. F. 270 Appropriations.

S. F. 367 Appropriations.

H. F. 511 Appropriations.

REPORTS OF COMMITTEES

Senator Foster submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 35, a bill for an act to amend section two point eleven relating to compensation of members of the General Assembly, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend Senate File 35 by striking section three (3).

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 148, a bill for an act relating to compensation of assessors and deputies, and to increase the number of full time deputies, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 244, a bill for an act to amend sections 770.19 and 770.21, Code 1946, with reference to increasing the compensation of grand jury clerks, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 345, a bill for an act to amend chapter eighty-two (82), Code 1946, relating to coal mines and mining by setting compensation of board of examiners, 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 345 section 1 by adding the following sentence: "No Examiner shall receive more than \$400.00 per diem compensation in any one year."

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred Senate File 378, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations, begs leave to report it has had the same under consideration and recommends the same do pass.

HARLAN C. FOSTER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 109 by striking from line seven (7) of section four (4) the words "and acknowledged before a notary public".

GEORGE FAUL.

Amend Senate File 109 by inserting a period (.) after the word "misdemeanor" in line six (6) of section five (5) and by striking the remainder of said section.

GEORGE FAUL and R. R. BATESON.

1. Amend Senate File 123 by inserting between lines four (4) and five (5) of section two (2) the following:

"No vehicle or combination of vehicles shall be operated with a total gross weight in pounds in excess of the amount given in the following table corresponding to the distance in feet between the extreme axles of the said vehicle or combination of vehicles measured longitudinally to the nearest foot."

2. Further amend Senate File 123 by inserting after the word "axles" where the same first appears in line eleven (11) of section two (2) the following: "or the extreme axles of the vehicle or combination".

3. Further amend Senate File 123 by inserting after the word "axles" at the end of line eleven (11) of section two (2) the following: "or of the vehicle or combination".

GEORGE FAUL.

Amend Senate File 123 by adding the following additional section:

"No truck or semi-trailer shall operate in this state from and after January 1, 1948, unless it shall have a rear bumper securely attached to the frame of such vehicle placed within six inches of the rear of the body of said vehicle and of such size and construction that said bumper would not be more than twenty-four inches above the roadway."

J. F. MILLER.

RALPH W. ZASTROW.

W. N. SKOURUP.

Amend Senate File 181, section two (2), by adding as subsection fourteen (14) the following: "14". In addition to the foregoing, each county auditor shall receive the sum of three hundred dollars (\$300.00) per annum for discharging his duties as county assessor, ex-officio.

J. G. LUCAS.

R. R. BATESON.

R. W. ZASTROW.

Amend Senate File 312 by striking the period at the end of the title and adding the following “, relating to the termination of farm tenancy.”

R. B. HAWKINS.

Amend Senate File 235 by adding to section one (1) the following:

“The salary of the Secretary shall be fixed by the committee with approval of the Secretary of Agriculture.”

JAY C. COLBURN.

Amend Senate File 235 by striking from line 3 of section 1 the word “sever” and inserting in lieu thereof the word “seven”.

JAY C. COLBURN.

1. Amend Senate File 262 by striking all after the enacting clause and substituting in lieu thereof the following:

“Section 1. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is hereby amended by striking from line four (4) the words “two hundred fifty” and inserting in lieu thereof the words “four hundred”.

“Sec. 2. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is further amended by striking the comma after the word “duties” in line twelve (12) and inserting a semicolon, and by striking the following beginning in line twelve of said section: “except when acting as members of the board of review, for which service they shall receive not more than two dollars a day for each day when acting as a board of review, to be paid out of the county treasury;”.

“Sec. 3. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is further amended by striking all that follows the semicolon in line seventeen (17) and inserting in lieu thereof the following: “in towns they shall receive not to exceed two dollars each for every regular or special meeting, and in the aggregate not exceeding one hundred dollars in any one year; in cities of second class they shall receive not to exceed four dollars each for every regular or special meeting, and in the aggregate not exceeding two hundred fifty dollars in any one year.”

2. Amend the title of Senate File 262 by striking the words “of the second class”.

By Compensation of Public Officers and Employees.

HARLAN C. FOSTER, *Chairman*.

Amend Senate File 267 by adding the following section:

“Sec. 2. Section three hundred twenty-one point one hundred ninety-one (321.191), Code 1946, is hereby amended by striking from line two (2) thereof the words “fifty cents” and inserting in lieu thereof the words “two dollars”.

By Committee on Motor Vehicles.

LEO ELTHON, *Chairman*.

Amend Senate File 267 by inserting the word “moving” after the word “a” in line 27 of section one (1).

By Committee on Motor Vehicles.

LEO ELTHON, *Chairman*.

Amend Senate File 326 by striking section 3 and inserting in lieu thereof the following:

Sec. 3. If in any year, after payment of the accruing interest on and principal due of any revenue bonds issued hereunder from the revenues derived from the operation of such hospital, there be a balance of such revenues insufficient to pay the expenses of operation and maintenance of the county hospital the board of hospital trustees shall certify that fact as soon as ascertained to the board of supervisors of such county, and thereupon it shall be the duty of such board of supervisors to make the amount of such deficiency for paying the expenses of operation and maintenance of the county hospital available from other county funds or, the board of supervisors of such county shall levy a tax on all the taxable property in said county in an amount sufficient for that purpose, it being conditioned that no general county funds or the proceeds of any taxes shall ever be used or applied to the payment of the interest on or principal of any bonds issued under the provisions of this act, but that such general county funds or proceeds of taxes may only be used and applied to pay such expenses of operation and maintenance of the county hospital as cannot be paid from available revenues derived from such operation.

HERMAN B. LORD.

Amend Senate File 399 by adding the following sections:

"Sec. 5. Amend section three hundred twenty-one and twenty-four hundredths (321.24), Code 1946, by striking from line seven the words "tenth day of the month" and insert in lieu thereof the words "seventh day."

"Sec. 6. Amend section three hundred twenty-one and one hundred thirteen thousandths (321.113), Code 1946, by adding thereto the following: "In computing the number of registrations only one registration per year shall be allowed."

"Sec. 7. Amend section three hundred twenty-one and two hundred sixty-six thousandths (321.266), Code 1946, by striking all of said section, and inserting in lieu thereof the following:

'The driver of a vehicle involved in an accident resulting in injury to or death of any person shall immediately by the quickest means of communication give notice of such accident to the local police department if such accident occurs within a municipality, otherwise to the office of the county sheriff or the nearest office of the Iowa Highway Safety Patrol.

'The driver of a vehicle involved in an accident resulting in injury to or death of any person, or total property damage to an apparent extent of fifty dollars (\$50.00) or more shall also, within twenty-four (24) hours after such accident, forward a written report of such accident to the department.'

'Every law enforcement officer who, in the regular course of duty, investigates a motor vehicle accident of which report must be made as required in this section, either at the time of and at the scene of the accident or thereafter by interviewing participants or witnesses shall, within twenty-four (24) hours after completing such investigation, forward a written report of such accident to the department.'

"Sec. 8. Amend section three hundred twenty-one point one (321.1), Code 1946, by inserting after the word "saddle" in line two (2) of sub-section three (3) the following: "or seat"; and by inserting after the word "ground" in line four (4) of sub-section three (3) the following: "including a motor scooter and a bicycle with motor attached."

"Sec. 9. Section three hundred twenty-one point one (321.1), Code 1946, is amended by striking all of sub-section seven (7) being lines thirty-seven (37) to forty (40) inclusive, and substituting in lieu thereof:

'A farm tractor means every motor vehicle designed as a farm implement for drawing plows, mowing machines and other implements of husbandry, and used exclusively by the owner thereof in the conduct of his agriculture operations but such farm tractor, while being used to draw grain, supplies, machinery or other products to or from farm to market shall be considered a farm road tractor and the annual registration fee for such farm road tractor shall be five dollars (\$5.00)."

"Sec. 10. Amend section three hundred twenty-one point one (321.1), Code 1946, by striking all of sub-section forty-three (43) and inserting in lieu thereof the following:

'Chauffeur means any person who operates a motor vehicle in the transportation of persons or freight, including school busses, and who receives any compensation for such service in wages, commission or otherwise, paid directly or indirectly, or who as owner or employee operates a motor vehicle carrying passengers for hire or freight for hire, commission or resale, including drivers of ambulances, passenger cars, trucks, light delivery, and similar conveyances except when such operation by the owner or operator is occasional and merely incidental to his principal business.'

'Subject to the provisions of section 321.179 a farmer or his hired help shall not be deemed a chauffeur, when operating a truck owned by him, and used exclusively in connection with the transportation of his own products or property.'

"Sec. 11. Amend section three hundred twenty-one point one hundred seventy-seven (321.177), Code 1946, by striking the word fifteen (15) in line four (4) of sub-section two (2) and inserting in lieu thereof the word "sixteen (16)."

"Sec. 12. Amend section three hundred twenty-one point one hundred ninety-four (321.194), Code 1946, by inserting after the word "school" in line four (4) the following: "over the most direct and accessible route" and by striking the comma (,) after the word "driver" in line eight (8) and inserting in lieu thereof a period (.) and by striking all the balance of said section."

"Sec. 13. Section three hundred twenty-one point one hundred seventy-six (321.176) is hereby amended by striking all the contents of sub-section two (2)."

"Sec. 14. Amend section three hundred twenty-one and two hundred ten thousandths (321.210), Code 1946, by striking all of lines nine (9) and ten (10) and inserting in lieu thereof the following:

'2. Has in the operation of a motor vehicle, caused or contributed to

or become involved in an accident, resulting in injury to or death of any person, or in property damage in excess of fifty dollars (\$50.00)."

"Sec. 15. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the _____, a newspaper published at _____ Iowa, and the _____, a newspaper published at _____, Iowa."

By Committee on Motor Vehicles,
LEO ELTHON, *Chairman*.

Amend Senate File 452 by striking section 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 Estherville Enterprise, a newspaper published at Estherville, Iowa, and in the Bancroft Register, a newspaper published at Bancroft, Iowa."

DUANE E. DEWEL.

Amend House File 178 by striking from section 2 all of sub-paragraph 8.

RICHARD V. LEO.

On motion of Senator Elthon, the Senate adjourned until 11:00 a.m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 31, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Lloyd Gustofson, pastor of the First Methodist church, Mason City, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Barkley, from residents of Appanoose county favoring local option and opposing liquor legislation.

By Senator Bateson, from residents of Wright county favoring state aid to schools.

By Senator Byers, from residents of Linn county in opposition to proposed labor legislation.

By Senator Clem, from residents of Woodbury county favoring local option and opposing liquor legislation.

By Senator Colburn, from Arlin M. Halvorsen and other citizens of Shelby county favoring local option and opposing liquor legislation.

By Senator Elthon, from residents of Winnebago county favoring state aid to schools.

By Senator Faul, from residents of Polk county favoring local option and opposing liquor legislation.

By Senator Foster, from residents of Henry county favoring state aid to schools; also favoring local option and opposing liquor legislation.

By Senator Henningsen, from residents of Clinton county in opposition to proposed labor legislation; also favoring state aid to schools.

By Senator Kirketeg, from residents of Adams and Webster counties favoring state aid to schools.

By Senator Leo, from residents of Benton county favoring old age and survivors insurance legislation.

By Senator Linnevold, from residents of Winneshiek county favoring a bonus for veterans of World War II.

By Senator Long, from residents of Delaware county favoring local option and opposing liquor legislation; also from Shelby county favoring proposed legislation.

By Senator Lord, from residents of Louisa county favoring local option and opposing liquor legislation; also from residents of Muscatine county favoring state aid to schools.

By Senator Lucas, from residents of Story county favoring local option and opposing liquor legislation.

By Senator Lynes, from residents of Bremer county favoring local option and opposing liquor legislation.

By Senator Reilly, from members of the bar association of the 19th judicial district favoring an increase in salaries for judges.

By Senator Rockhill, from residents of Marshall county favoring an increase in salary for county officers; also favoring local option and opposing liquor legislation.

INTRODUCTION OF BILLS

Senate File 469, by committee on motor vehicles, a bill for an act to amend chapters one hundred thirty-five (135) and one hundred thirty-seven (137), Code 1946, to provide for the reporting of all cases of epilepsy to the State Department of Public Safety by all physicians, local boards of health, health officers and the State Department of Health.

Read first and second times, and referred to the sifting committee.

Senate File 470, by committee on motor vehicles, a bill for an act to amend chapter eighty (80), Code 1946, relating to the Highway Patrol.

Read first and second times, and referred to the sifting committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 97, a bill for an act relating to the costs of official publications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 174, a bill for an act relating to filing fees for instruments affecting title to or encumbrance of personal property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 203, a bill for an act relating to unlawfully wearing military badges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 237, a bill for an act relating to authorizing payment of special assessments on state lands.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 250, a bill for an act relating to mechanics' liens.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 251, a bill for an act relating to labor and materials on public improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 267, a bill for an act relating to issuance of restricted licenses to minors for operating motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 377, a bill for an act relating to flight of aircraft over lands and waters.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 404, a bill for an act relating to absent voting by members of the armed forces.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 424, a bill for an act relating to taxes for garbage disposal and street cleaning.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 442, a bill for an act relating to confiscation and disposition of firearms of persons convicted of certain felonies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 425, a bill for an act relating to taxes for comfort stations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 488, a bill for an act relating to authorizing political subdivisions of the state of Iowa to acquire property for airport or air navigation facility purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 495, a bill for an act relating to county public hospitals providing care of indigent persons having legal settlement outside of county furnishing such care.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 101, a bill for an act relating to clean-out of an outlet ditch and providing for notice and hearing on said clean-out and assessment of outlet drainage ditch.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 106, a bill for an act granting boards of supervisors the power to appoint a zoning commission with respect to lands located within the county but outside corporate limits of any city or town.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 107, a bill for an act relating to proceedings auxiliary to execution, in order to give jurisdiction to municipal courts to hear these proceedings.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 108, a bill for an act relating to the amount in value that may be attached by the levying officer when the demand is not founded on contract.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 155, a bill for an act relating to standard policy provisions in fire insurance contracts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 254, a bill for an act relating to cost of group insurance from pensions paid retired municipal waterworks employees.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 101

Amend Senate File 101 as follows:

1. By inserting after the word "notify" in line nine (9), section one (1), the words: "by registered mail".
2. By inserting after the word "notify" in line seven (7), section four (4), the words "by registered mail".
3. By inserting after the word "notify" in line six (6), section five (5), the words: "by registered mail".
4. By striking all of the title and inserting in lieu thereof the following:

"A bill for an Act relating to the clean-out of an outlet ditch of an outlet drainage district and providing for the notice and hearing on said clean-out and assessment of said outlet drainage ditch."

HOUSE AMENDMENTS TO SENATE FILE 106

Amend Senate File 106 as follows:

1. By striking the figures "75,000" in line three (3), section (1), and inserting in lieu thereof the figures "60,000".
2. Amend the title by striking from line three thereof the figures "75,000" and inserting in lieu thereof the figures "60,000".

HOUSE AMENDMENTS TO SENATE FILE 108

Amend Senate File 108 as follows:

1. By striking all of section 1 and substituting in lieu thereof the following:

"Section 1. Section six hundred thirty-nine point eight (639.8), Code 1946, is hereby amended by striking from lines four (4) and five (5) of said section the following words: 'district or superior court' and inserting in lieu thereof 'or district court, or the judge of the court from which the issuance of a writ of attachment is sought'."

2. Amend the title by striking from line six (6) the words "a judge of a municipal court" and inserting in lieu thereof the words "a judge of any of certain courts".

HOUSE MESSAGES CONSIDERED

House File 97, a bill for an act to amend section three hundred sixty-six point eleven (366.11), Code 1946, relating to the costs of official publications.

Read first and second times, and referred to the sifting committee.

House File 174, a bill for an act to amend section five hundred fifty-six point twenty (556.20) relating to filing fees for instruments affecting the title to or encumbrance of personal property.

Read first and second times, and referred to the sifting committee.

House File 190, a bill for an act relating to hotels, restaurants and food establishments.

Read first and second times, and referred to the sifting committee.

House File 203, a bill for an act to amend section seven hundred thirteen point twenty-eight (713.28), Code 1946, relating to unlawfully wearing military badges.

Read first and second times, and referred to the sifting committee.

House File 212, a bill for an act authorizing township trustees to condemn lands for a community center or juvenile playgrounds.

Read first and second times, and referred to the sifting committee.

House File 237, a bill for an act to amend chapter one hundred seven (107), Code 1946, to authorize payment of special assessments on state lands.

Read first and second times, and referred to the sifting committee.

House File 250, a bill for an act to amend section five hundred seventy-two point one (572.1), Code 1946, relating to mechanics' liens.

Read first and second times, and referred to the sifting committee.

House File 251, a bill for an act to amend section five hundred seventy-three point one (573.1), Code 1946, relating to labor and materials on public improvements.

Read first and second times, and referred to the sifting committee.

House File 267, a bill for an act to amend section three hundred twenty-one point one hundred ninety-four (321.194), Code 1946, relating to issuance of restricted licenses to minors for operating motor vehicles.

Read first and second times, and referred to the sifting committee.

House File 321, a bill for an act to amend section one hundred fifty-seven point nine (157.9), Code 1946, relating to the renewal of licenses of cosmetology schools and providing for due notice and hearing in such cases.

Read first and second times, and referred to the sifting committee.

House File 374, a bill for an act to amend sections three hundred twenty-nine point four (329.4), three hundred twenty-nine point six (329.6), three hundred twenty-nine point nine (329.9) and three hundred twenty-nine point twelve (329.12), Code 1946, relating to airport zoning, actions for the establishment of airport zoning regulations with respect to extra-territorial airport hazard areas, the courts wherein such actions may be maintained and the parties to such actions, airport zoning commissions, action by counties with respect to airport zoning and airport boards of adjustment.

Read first and second times, and referred to the sifting committee.

House File 377, a bill for an act relating to the flight of aircraft over lands and waters of the state and the prohibiting of operation of aircraft while under the influence of intoxicating liquors or habit-forming drugs, or in a careless or reckless manner.

Read first and second times, and referred to the sifting committee.

House File 404, a bill for an act relating to absent voting by members of the armed forces.

Read first and second times, and referred to the sifting committee.

House File 424, a bill for an act relating to taxes for garbage disposal and street cleaning.

Read first and second times, and referred to the sifting committee.

House File 425, a bill for an act relating to taxes for comfort stations.

Read first and second times, and referred to the sifting committee.

House File 442, a bill for an act providing for the confiscation and disposition of firearms of persons convicted of certain felonies.

Read first and second times, and referred to the sifting committee.

House File 468, a bill for an act to repeal chapter two hundred eight (208), Code 1946, relating to petroleum products and to enact a substitute therefor.

Read first and second times, and referred to the sifting committee.

House File 488, a bill for an act to authorize political subdivisions of the state of Iowa to acquire property for airport or air navigation facility purposes, subject to conditions, and to exercise the powers granted by chapters three hundred twenty-nine (329) and three hundred thirty (330) with respect thereto.

Read first and second times, and referred to the sifting committee.

House File 495, a bill for an act to provide for county public hospitals to provide care of indigent persons having legal settlement outside of the county furnishing such care, and to further provide for the collection of such costs from the county wherein the patient has a legal settlement or persons legally liable for such support.

Read first and second times, and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Henningsen called up for consideration Senate File 108, a bill for an act to amend section six hundred thirty-nine point eight (639.8), Code 1946, with reference to the amount in value that may be attached by the levying officer when the demand is not founded on contract, in order to give a judge of a municipal court the power to make an allowance on a petition presented to him of the amount in value of the property that may be attached, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 108 as follows:

1. By striking all of section 1 and substituting in lieu thereof the following:

"Section 1. Section six hundred thirty-nine point eight (639.8), Code 1946, is hereby amended by striking from lines 4 and 5 of said section the following words: 'district or superior court' and inserting in lieu thereof 'or district court, or the judge of the court from which the issuance of a writ of attachment is sought'."

2. Amend the title by striking from line 6 the words "a judge of a municipal court" and inserting in lieu thereof the words "a judge of any of certain courts".

The Senate concurred in the House amendments.

Senator Henningsen moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Findlay	Hultman	Newsome
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Henningsen moved that the 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 Clem called up for consideration Senate File 101, a bill for an act to amend section four hundred fifty-five point one hundred forty-two (455.142), four hundred fifty-five point one hundred forty-three (455.143), four hundred fifty-five point one hundred forty-four (455.144), and four hundred fifty-five point one hundred forty-five (455.145), Code 1946, relating to the clean-out of an outlet drainage district outletting into said outlet ditch, and providing for notice and hearing of said clean-out and said

assessment, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 101 as follows:

1. By inserting after the word "notify" in line 9, section 1, the words: "by registered mail".

2. By inserting after the word "notify" in line 7, section 4, the words "by registered mail".

3. By inserting after the word "notify" in line 6, section 5, the words: "by registered mail".

4. By striking all of the title and inserting in lieu thereof the following:

"A bill for an act relating to the clean-out of an outlet ditch of an outlet drainage district and providing for the notice and hearing on said clean-out and assessment of said outlet drainage ditch."

The Senate concurred in the House amendments.

Senator Clem moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Findlay	Hawkins	Ritchie
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Clem moved that the 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 Martin called up for consideration Senate File 106, a bill for an act to authorize the board of supervisors of any county, with respect to lands located within the county but lying outside the corporate limits of any city or town, by reso-

lution or ordinance to adopt zoning regulations and regulations to make applicable the housing law, or part of the provisions thereof, and to provide for the enforcement of any such resolution or ordinance (farm lands, buildings and structures being excepted from application of the act), amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 106 as follows:

1. By striking the figures "75,000" in line 3, section 1, and inserting in lieu thereof the figures "60,000".

2. Amend the title by striking from line 2 thereof the figures "75,000" and inserting in lieu thereof the figures "60,000".

The Senate concurred in the House amendments.

Senator Martin moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevoold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Viftetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhousc	Klein	Miller, J. F.	Zastrow
Elthon			

Nays: none.

Absent or not voting, 1:

Findlay

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

Senator Martin moved that the 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 JOINT RESOLUTION 10

Senator Doud asked and received unanimous consent to take up the following resolution:

THIRD READING OF BILLS

On motion of Senator Doud, Senate Joint Resolution 10, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America, relating to the term of office of the President.

Whereas, both Houses of the 80th Congress of the United States of America by constitutional majority of two-thirds thereof, made the following proposition to amend the constitution of the United States of America in the following words, to-wit:

"JOINT RESOLUTION

Proposing an amendment to the constitution of the United States relating to the terms of office of the President.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein), that the following Article is hereby proposed as an amendment to the constitution of the United States which shall be valid to all intents and purposes as part of the constitution when ratified by the Legislatures of three-fourths of the several states:

"ARTICLE—

"Section 1. No person shall be elected to the office of the President more than twice, and no person who has held the office of President, or acted as President, for more than two years of a term, to which some other person was elected President, shall be elected to the office of the President more than once. But this Article shall not apply to any person holding the office of President when this Article was proposed by the Congress, and shall not prevent any person who may be holding the office of President, or acting as President during the term within which this Article becomes operative, from holding the office of President, or acting as President during the remainder of such term.

Sec. 2. This Article shall be inoperative unless it shall have been ratified as an amendment to the constitution by the Legislatures of three-fourths of the several states within 7 years from the date of its submission to the states by the Congress.

Therefore, Be It Resolved and Enacted by the General Assembly of the State of Iowa: Section 1. Ratification. That the said proposed amendment to the constitution of the United States of America as set forth herein be and the same is hereby ratified and consented to by the State of Iowa and by the General Assembly thereof.

Sec. 2. Certification. Be it further resolved and enacted, that certified copies of this enactment and resolution be forwarded by the Governor of this state to the Secretary of State of the United States at Washington, D. C., and to the presiding officers of each house of the Congress of the United States, was taken up and considered.

JOINT CONVENTION

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

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

In accordance with House Concurrent Resolution 16, duly adopted, the Joint Convention was called to order; President Kenneth A. Evans presiding.

Bockwoldt of Ida moved to dispense with the roll call, which motion prevailed.

Schwengel of Scott moved that a committee of three be appointed to notify the Governor that the Joint Convention was ready to receive him.

Motion prevailed and the President appointed Representatives Schwengel, DeGroote and Senator Elthon.

Lawrence of Wapello moved that a committee of three be appointed to notify the Centennial Committee that the Joint Convention was ready to receive them. Motion prevailed and the President appointed as such committee, Representatives Lawrence, Bloom and Senator Hawkins.

The committee to notify the Centennial Committee reported it had performed its duty, and the Centennial Committee was escorted to the front of the House chamber, the chairman to the Speaker's station.

The committee appointed to notify the Governor reported that it had performed its duty and the Honorable Robert D. Blue was escorted to the Speaker's station.

President Evans introduced to the Joint Convention Mr. Lester Milligan of Mason City, chairman of the Iowa Centennial Committee, who briefly addressed the Joint Convention.

Mr. Milligan introduced to the Joint Convention the members of the Centennial Committee and expressed his appreciation for their sincere work and cooperation.

President Evans introduced to the Joint Convention the Honorable Robert D. Blue who expressed his gratitude for the work done by the Centennial Committee.

Schwengel of Scott thanked the Governor and the Centennial Committee for attending the Joint Convention and moved that the secretary of state be authorized to prepare suitable certificates to be presented to the members of the Iowa Centennial Committee.

Motion prevailed.

President Evans called Miss Eleanor Bellis to the front of the House Chamber. Miss Bellis then led the Joint Convention in the singing of the "Iowa Corn Song".

The committee previously appointed came forward and escorted the Governor from the House chamber.

The committee previously appointed came forward and escorted the Centennial Committee from the House Chamber.

On motion by Ingalls of Jackson the Joint Convention was dissolved.

Motion prevailed.

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

On motion of Senator Dewel, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

SENATE FILE 414 RECALLED FROM THE GOVERNOR

Senator Schluter moved that Senate File 414 be recalled from the Governor, which motion prevailed.

The Senate resumed consideration of Senate Joint Resolution 10.

Senator Doud moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 46:

Barkley
Bateson
Bekman
Benson

Berg
Byers
Clem
Colburn

Dewel
Doud
Dykhouse
Elthon

Faul
Fishbaugh
Foster
Hart

Hawkins	Knudson	Maytag	Rockhill
Henningsen	Leo	Miller, Ai	Schluter
Hultman	Linnevold	Miller, J. F.	Sharp
Jacobson	Long	Musmaker	Skourup
Jones	Lord	Myrland	Vittetoe
Keir	Lucas	Newsome	Watson
Kirketeg	Lynes	Ritchie	Zastrow
Klein	Martin		

Nays, 3:

Augustine

Mercer

Reilly

Absent or not voting, 1:

Findlay

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

Senator Doud 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.

PRESENTATION OF VISTORS

Senator Henningsen asked and received unanimous consent to present to the Senate, Senator Fay Wood of Seward, Nebraska, a member of the Nebraska legislature, who was present in the Senate chamber.

Senator Wood addressed the Senate briefly.

Senator Musmaker asked and received unanimous consent to present to the Senate, forty students in the class in Government of the Winterset high school who were present in the balcony with their superintendent, Mr. D. R. Lilliard.

Senator Maytag asked and received unanimous consent to present to the Senate forty students of the township No. 3 school of Jasper county, who were present in the balcony with their teacher, Mrs. Betty Schroyer, and several parents.

HOUSE AMENDMENTS CONSIDERED

Senator Bekman called up for consideration Senate File 139, a bill for an act to amend chapter five hundred fifteen (515), Code 1946, relating to insurance other than life by adding thereto a section authorizing the insurance of risks by companies maintaining the required surplus to policy holders, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 139

Amend Senate File 139 as follows:

1. By striking the word "insure" in line seven (7) of section three (3) and inserting in lieu thereof the word "reinsure".

2. Further amend section three (3) by striking all of lines ten (10) and eleven (11) and inserting in lieu thereof the following: "providing it maintains a surplus to policy holders of not less than one million dollars."

3. By adding a new section as follows:

"This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Marion Sentinel, a newspaper published at Marion, Iowa, and in the Kossuth County Advance, a newspaper published at Algona, Iowa."

The Senate concurred in the House amendments.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevoold	Ritchie
Benson	Hart	Long	Rockhill
Berg	Hawkins	Lord	Schluter
Byers	Henningsen	Lucas	Sharp
Clem	Hultman	Lynes	Skourup
Colburn	Jacobson	Martin	Vittetoe
Dewel	Jones	Maytag	Watson
Doud	Keir	Miller, Ai	Zastrow
Dykhouse	Kirketeg	Miller, J. F.	

Nays: none.

Absent or not voting, 3:

Findlay Mercer Newsome

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

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

UNFINISHED BUSINESS

On motion of Senator Jacobson, Senate File 109, a bill for an act to make it unlawful to discriminate in the employment of any person either because of membership or non-membership in a labor organization or to require any person to pay dues or

other charges to a labor organization as a condition of employment and to make it unlawful to deduct labor organization dues or other charges from the earnings of an employee unless the employee has authorized such deduction as provided in this act and to prescribe penalties for violations, was taken up for further consideration.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 109 by adding thereto a new section as follows:

"Sec. 6. The provisions of this act shall not apply to employers or employees covered by the Federal Railroad Labor Act of 1920."

The amendment was adopted.

Senator Bateson offered the following amendment by Senators Bateson, Zastrow and Ritchie and moved its adoption:

Amend Senate File 109 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It is declared to be the policy of the State of Iowa that no person within its boundaries shall be deprived of the right to work at his chosen occupation for any employer willing to so employ him because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join any labor union, organization or society, and any contract which contravenes this policy is void."

Senator Jacobson offered the following amendment by Senators Jacobson, Hultman, Leo, Skourup, Knudson, Colburn, Schluter, Long, Dykhouse and Dewel, and moved its adoption:

Move as a substitute for the Bateson, et al., amendment filed on March 27, 1947, to Senate File 109 the following:

1. Amend Senate File 109 by striking sections one (1) and two (2) and inserting in lieu thereof the following:

"Section 1. It is declared to be the policy of the State of Iowa that no person within its boundaries shall be deprived of the right to work at his chosen occupation for any employer willing to so employ him because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join any labor union, organization or society, and any contract which contravenes this policy is void."

2. Renumber the remaining sections.

Senator Bateson raised the point of order that the substitute amendment contained the same subject matter as the original amendment and therefore was out of order.

The chair ruled the point not well taken.

Roll call was demanded.

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

Ayes, 27:

Colburn	Hawkins	Lord	Myrland
Doud	Hultman	Lucas	Rockhill
Dykhouse	Jacobson	Lynes	Schluter
Elthon	Keir	Maytag	Sharp
Fishbaugh	Knudson	Mercer	Skourup
Foster	Leo	Miller, J. F.	Vittetoe
Hart	Long	Musmaker	

Nays, 20:

Augustine	Berg	Jones	Newsome
Barkley	Byers	Kirketeg	Reilly
Bateson	Clem	Klein	Ritchie
Bekman	Faul	Linnevold	Watson
Benson	Henningsen	Martin	Zastrow

Absent or not voting, 3:

Dewel	Findlay	Miller, Ai
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The motion prevailed and the substitution was made.

The substitute motion was adopted.

Senator Faul offered the following amendment by Senators Faul and Bateson and moved its adoption:

Amend Senate File 109 by inserting a period (.) after the word "misdemeanor" in line six (6) of section five (5) and by striking the remainder of said section.

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 109 by striking from line seven (7) of section four (4) the words "and acknowledged before a notary public".

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 109 as follows:

By inserting after the word "corporation" in line 2 of section 3 the words "or political subdivision".

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 109 as follows:

By striking the word "labor" wherever it appears in lines 6 and 7 of section 3.

The amendment was lost.

Senator Jacobson offered the following amendment and moved its adoption:

Amend Senate File 109 by adding at the end of line 7 of section 4 the following: "and by his or her spouse if married, in the manner set forth in section five hundred thirty-nine point four (539.4) of the 1946 Code,"

The amendment was adopted.

President pro tempore Leo took the chair at 4:00 p.m.

President Evans took the chair at 4:17 p.m.

Senator Dewel moved that the Senate adjourn until 10:00 a.m. Tuesday.

The motion was lost.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 109 by striking the word "labor" before the word "association" in line 6 of section 3.

The amendment was lost.

Senator Jacobson offered the following amendment and moved its adoption:

Amend the title to Senate File 109 by striking all after the word "Act" and inserting in lieu thereof the following: "to declare that it is the policy of the State of Iowa that no person shall be deprived of the right to work because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join any labor union, organization or society, and to declare void any contract which contravenes this policy; also making it unlawful to require any person to pay dues or other charges to a labor organization as a condition of employment and to make it unlawful to deduct labor organization dues or other charges from the earnings of an employee unless the employee has authorized such deduction as provided in this Act and to prescribe penalties for violations."

The amendment was adopted.

Senator Knudson moved the previous question on the main bill, which motion prevailed.

Senator Jacobson moved that the bill be read a third 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:

Bateson	Hawkins	Long	Myrland
Colburn	Hultman	Lord	Newsome
Dewel	Jacobson	Lucas	Ritchie
Doud	Jones	Lynes	Rockhill
Dykhouse	Keir	Maytag	Schluter
Elthon	Kirketeg	Mercer	Sharp
Fishbaugh	Knudson	Miller, Ai	Skourup
Foster	Leo	Miller, J. F.	Vittetoe
Hart	Lirnevold	Musmaker	Zastrow

Nays, 12:

Augustine	Berg	Faul	Martin
Barkley	Byers	Henningsen	Reilly
Bekman	Clem	Klein	Watson

Absent or not voting, 2:

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

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

RESIGNATION OF EMPLOYEE

Mr. President:

I hereby resign my position as committee clerk for Senator Herman B. Lord.

Martha L. Yoakum

REPORT OF COMMITTEE ON CLERKS

Senator Jones submitted 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 investigation and examinations and finds the following person competent for the position to which she has been appointed:

Senator Lord — Betty McDaniels.

The motion prevailed and the report was adopted.

The foregoing committee clerk appeared and was duly sworn.

ADDITIONAL COPIES

Senator Jacobson asked and received unanimous consent to have 1000 copies of Senate File 109 as passed by the Senate printed.

PROOF OF PUBLICATION

I hereby certify that, as secretary of the Senate, I have received proof of publication of the following:

Senate File 468, a proposed bill for the legalization of proceedings of the city council of Cedar Rapids, Iowa, and for cost of improvements at the site of the temporary homes for veterans of World War II.

W. J. SCARBOROUGH, *Secretary*.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 28th the Governor had approved the following bills:

Senate File 213, relating to the formation of associations to purchase or build and own residential, business and commercial properties upon a co-operative basis, and providing regulations therefor.

Senate File 228, relating to warrants issued by the city of Des Moines.

Senate File 294, relating to an appropriation for repairs to the spillway of Upper Pine Lake, Hardin county, Iowa.

Senate File 413, relating to county and private hospitals for insane.

Also, that on March 29th the Governor had approved the following bills:

Senate File 192, relating to group insurance.

Senate File 411, relating to directors under supervision of the board of control.

Senate File 425, relating to the care and custody of epileptic and feeble-minded persons.

Senate File 438, relating to tenure of office of persons under the board of control.

Senate File 440, relating to hospital bonds of Van Buren county, Iowa.

Senate File 442, relating to Iowa Soldiers' Orphans' Home and the Iowa Juvenile Home.

Senate File 443, relating to rules for all institutions under the board of control.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 46, 88, 93, 195, 421, 422, 423, and House Files 256, 291, 292, 302, 342, 383, and 417.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 46, 88, 93, 195, 421, 422, 423, and House Files 256, 291, 292, 302, 342, 383 and 417.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 31st day of March, 1947, sent to the Governor for his approval: Senate Files 46, 88, 93, 195, 421, 422, and 423.

ROBERT C. REILLY, *Chairman.*

Passed on file.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House requests, for further consideration, the return of Senate File 414, a bill for an act relating to the duties of the superintendents of mental hospitals.

A. C. GUSTAFSON, *Chief Clerk.*

AMENDMENTS FILED

Amend Senate File 76 by adding the following subsections:

"5. The judge of the juvenile court may appoint such secretarial help as may be needed by said court. If the population of the area served by the court is less than 125,000 such secretaries may be paid not to exceed \$2,000 per year. If the population of said area is over 125,000 such secretaries may be paid not to exceed \$2,400 per year.

"6. If more than one county is served by a juvenile court the judges of the judicial district containing such counties may prorate the expense of said juvenile court among the several counties served."

W. N. SKOURUP.

Amend Senate File 123 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point four hundred fifty-six (321.456), Code 1946, is amended by striking from line three (3) the following: " , six inches".

Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, is amended by striking from line three (3) the word "thirty-five" and inserting in lieu thereof the word "thirty-three".

Sec. 3. Section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, is amended by striking from line nine (9) the word "eighteen" and inserting in lieu thereof the word "sixteen".

Further amend said section by striking all of the paragraphs numbered "1" and "2" and inserting in lieu thereof the following:

"Twelve tons plus four hundred fifty pounds for each foot, or fraction thereof, of distance between the front and rear axles of the vehicles or first and last axles of a combination of vehicles."

Sec. 4. Provided, that any vehicle, or combination of vehicles, equipped with pneumatic tires, which is in operation when this act becomes effective and which complied with the laws of this state as of January 1, 1947, shall, if owned and operated by residents of this state, be permitted to operate over the highways thereof without complying with the changes made by this act as to size and weight, until January 1, 1952; and provided further, that after said January 1, 1952, the operation of any such vehicle failing to comply with the changes made by the provisions of this act shall be unlawful.

EARL C. FISHBAUGH, JR.

Amend Senate File 379 by striking all after the enacting clause and inserting in lieu thereof, the following:

"Section 1. Section three hundred twenty-four point one (324.1), Code 1946, is hereby amended by adding to said section the following:

'21. The term 'tax refund motor vehicle fuel' shall mean any motor vehicle fuel the license fee or tax on which may be refunded under this Chapter.

'22. The term 'tax refund motor vehicle fuel dealer' shall mean any person licensed under this chapter to sell, for use and not for resale, tax refund motor vehicle fuel, and to issue to the purchaser as a part of such sale transaction, an invoice on which the purchaser may base a claim for refund of the license fee or tax paid on such motor vehicle fuel.

'23. The term 'tax refund motor vehicle fuel purchaser' shall mean any person who has a permit under this chapter to purchase tax refund motor vehicle fuel, for use and not for resale, and receive as a part of such purchase transaction, a tax refund motor vehicle fuel invoice which he may use to claim a refund of the license fee or tax paid on such fuel.'

"Sec. 2. Section three hundred twenty-four point six (324.6), Code 1946, is hereby amended by adding thereto the following:

'Any distributor licensed under the provisions of this Chapter as a distributor, may engage in business as a tax refund motor vehicle fuel dealer. It shall be unlawful to engage in business as a tax refund motor vehicle fuel dealer without having first procured a license therefor in the manner provided in section three hundred twenty-four point seven (324.7), Code 1946, for procuring a license as a liquefied gas dealer. A separate application shall be made to the treasurer by any distributor for each place of business from which he desires to operate as a tax refund

motor vehicle fuel dealer. The treasurer shall, for each separate place of business, issue a separate license to engage in business as a tax refund motor vehicle fuel dealer. Such license issued hereunder to engage in business as a tax refund motor vehicle fuel dealer shall bear a distinctive license number and shall expire on the first day of January following its date of issue, or on such other date as the treasurer may determine, but not more than one year after date of issue. Any tax refund motor vehicle fuel dealer license issued hereunder shall not be transferable unless such transfer is authorized by the treasurer.'

"Sec. 3. Section three hundred twenty-four point fifty-seven (324.57), Code 1946, is hereby amended and revised to read as follows:

'324.57. Permit to Purchase Tax Refund Motor Vehicle Fuel.

Any person who intends to apply for a refund of the license fee or tax paid on any motor vehicle fuel under the provisions of this chapter, except distributors applying for refund of the tax paid on motor vehicle fuel destroyed by accident before the use or sale thereof, shall, by application under oath to the treasurer, on a form prepared by him, obtain a permit to purchase tax refund motor vehicle fuel. Such application shall state among other things, the name, address and occupation of the applicant, the nature of the business, and a sufficient description for identification of machines and equipment in which the tax refund motor vehicle fuel is to be used, and for which refund may be claimed under such permit.

If the treasurer finds that the statements contained in the application are true, he shall issue to the applicant a permit to purchase tax refund motor vehicle fuel. Such permit shall bear a distinctive permit number and shall expire on the first day of January following its date of issue, or on such other date as the treasurer may determine, but not more than one year after the date of issue. A fee of one dollar shall be collected by the treasurer for each permit issued to purchase tax refund motor vehicle fuel. The treasurer shall keep a permanent record of all permits issued to purchase tax refund motor vehicle fuel. He shall also keep a cumulative record of the amount of refund claimed and paid under each permit.

Such permit shall be obtained before purchasing any tax refund motor vehicle fuel on which the purchaser intends to apply for a refund of the motor vehicle fuel license fee or tax.

It shall be unlawful to purchase, without a permit, therefor, any tax refund motor vehicle fuel on which the purchaser intends to apply for a refund, or to request or receive a tax refund motor vehicle fuel invoice on which the purchaser may later base a claim for refund.'

"Sec. 4. Section three hundred twenty-four point thirty-one (324.31), Code 1946, is hereby amended by adding to said section the following:

'In like manner the treasurer may revoke and cancel any permit to purchase or license to sell, tax refund motor vehicle fuel, issued under this chapter, if the permit holder, or licensee, as the case may be, has made any false statements in connection with his application for such permit or license or in connection with the purchase or sale of any tax refund motor vehicle fuel, or in connection with any claim for refund

of the tax paid on such fuel, or has in any manner changed, altered or tampered with any tax refund motor vehicle fuel invoice, or has fraudulently issued any such invoice, or has used any tax refund motor vehicle fuel in any manner contrary to the provisions of this Chapter, or has issued any tax refund motor vehicle fuel invoice to any person who at the time of the issuance of such invoice did not have a valid permit to purchase tax refund motor vehicle fuel, or has issued such invoice at any time other than at the time of the sale and delivery of such tax refund motor vehicle fuel or has failed to make proper accounting for all tax refund motor vehicle fuel purchase invoice blank forms furnished to him by the treasurer, or has violated any other provisions of this Chapter. No other permit or license, as the case may be, shall be issued to such person for a period of one year after the date of such cancellations. Upon the revocation and cancellation of any permit to purchase tax refund motor vehicle fuel, the treasurer shall notify all tax refund motor vehicle fuel dealers licensed by him of such revocation and cancellation.'

"Sec. 5. Section three hundred twenty-four point fifty (324.50), Code 1946, is hereby amended and revised to read as follows:

'324.50. Refund authorized. Application for Refund. The license fee or tax paid on any motor vehicle fuel used for any purpose except (a) to propel motor vehicles operated on the public highways of the state, and (b) in or on account of any construction or maintenance work which is paid for from public funds, shall be refunded to the person who purchased and used, or intends to use, such fuel, and thus directly or indirectly paid said license fee or tax. Such refund shall be payable to such person upon his filing with the treasurer within ninety (90) days after the fuel was purchased, a claim in the manner and form required, and subject to the conditions imposed by this chapter, and upon the approval of such claim by the treasurer.

Any person who intends to claim a refund for the license fee or tax paid on any motor vehicle fuel purchased and used or intended to be used by him, shall, as a condition precedent to filing such refund claim, (a) Procure from the treasurer, before purchasing such fuel, a permit to purchase tax refund motor vehicle fuel, (b) purchase such fuel from a dealer who is licensed by the treasurer to sell tax refund motor vehicle fuel, and (c) procure from such dealer at the time of delivery of the tax refund motor vehicle fuel so purchased, a tax refund motor vehicle fuel invoice. Any claims presented to the treasurer claiming a refund of the license fee or tax paid on any tax refund motor vehicle fuel shall (a) be on a form prescribed by the treasurer, (b) be verified by the oath of the claimant, (c) state the permit number of the claimant, (d) state the name and license number of the dealer from whom the motor vehicle fuel was purchased, (e) state the date of the purchase, (f) have attached thereto the original refund motor vehicle fuel invoice or invoices issued by the licensed dealer when the fuel was delivered showing the tax refund motor vehicle fuel on which refund is claimed, (g) state the total amount of such tax refund motor vehicle fuel on which such refund is claimed, (h) state that the purchase price of such fuel has been paid and that said purchase price included the motor vehicle

fuel license fee or tax payable to the state under the provisions of this chapter, (i) state that such fuel was used or intended to be used by the claimant otherwise than to propel motor vehicles operated or intended to be operated on the public highways of the state, and otherwise than in or on account of any construction or maintenance work which is paid for from public funds, (j) state the manner in which such motor vehicle fuel was used, (k) state the location of the industry or business, if any, in which, or the land, if any, on which the motor vehicle fuel was used, together with the number of cultivated acres of land, if any, and the acreage of each kind of crops grown or produced on such land, if any, (l) include such information as the treasurer may require.'

"Sec. 6. Section three hundred twenty-four point fifty-one (324.51), Code 1946, is hereby amended by adding the following to said section:

'No refund shall be made on claims filed with the treasurer, (a) If the claimant did not at the time any such fuel was purchased, have a valid permit to purchase tax refund vehicle fuel;

(b) If the dealer who sold any such fuel did not, at the time of such sale, have a valid license to sell tax refund motor vehicle fuel;

(c) On account of motor vehicle fuel purchased more than ninety (90) days prior to the filing of the claim;

(d) Unless the claim includes a statement that the machinery owned by the claimant in which the tax refund motor vehicle fuel was used, was included in the claimant's personal tax list for the preceding year, or that he owned no machinery on which personal taxes might have been levied during such year;

(e) Unless the claim for refund is accompanied by the original invoice on tax refund motor vehicle fuel invoice forms furnished to the dealer by the treasurer, showing for each separate purchase the license number of the tax refund motor vehicle fuel dealer from which the tax refund motor vehicle fuel was purchased, and the permit number of the claimant;

(f) On account of any motor vehicle fuel used in or on account of any construction or maintenance work which is paid for from public funds.'

"Sec. 7. Section three hundred twenty-four point fifty-three (324.53), Code 1946, is hereby amended and revised to read as follows:

The treasurer shall issue, free of charge, to each licensed tax refund '324.53. Tax Refund Motor Vehicle Fuel Invoices. motor vehicle fuel dealer, a book or books of tax refund motor vehicle fuel blank invoice forms. The treasurer shall keep accurate records of such books of blank invoice forms, and the serial number of the blank invoice forms in each book, issued to each such licensed dealer. Such licensed dealer shall at all times account for all books of such blank invoice forms issued to him by the treasurer, and shall also account for all such blank invoice forms in each such book.

Any tax refund motor vehicle fuel blank invoice forms which are mutilated or otherwise unusable, shall be returned to the treasurer by the dealer. Any such blank invoice forms which are lost or destroyed shall be reported to the treasurer by such dealer immediately upon the discovery of such loss or destruction, with full explanation of the circumstances which caused the loss or destruction of such invoice

blank forms. The treasurer shall issue no additional books of tax refund motor vehicle fuel blank invoice forms to any such licensed dealer until such dealer has made proper accounting for such blank invoice form theretofore issued to such dealer. Tax refund motor vehicle fuel blank invoice forms shall not be transferred or assigned unless such transfer or assignment is approved by the treasurer.

Upon any delivery of tax refund motor vehicle fuel to a person who holds a permit to purchase tax refund motor vehicle fuel, the dealer shall make out an invoice for such fuel and deliver the same to the purchaser of such fuel.

Any invoice for tax refund motor vehicle fuel issued by any licensed dealer in such fuel, to a purchaser who has a permit from the treasurer to purchase tax refund motor vehicle fuel, shall be made out only on tax refund motor vehicle fuel blank invoice forms furnished by the treasurer. Said invoice shall be identified by a distinctive serial number which shall not be repeated in that calendar year. Such invoice shall show (a) the name and the license number of the dealer who sold such tax refund motor vehicle fuel, (b) the name and permit number of the person who purchased such fuel, (c) the number of gallons stated in both words and figures, of tax refund motor vehicle fuel thus sold and delivered, (d) the date on which such delivery of fuel was made, (e) the purpose, as stated by the purchaser, for which such fuel is intended to be used, (f) the price paid, or to be paid, for such motor vehicle fuel, (g) whether the price includes the tax on such fuel, (h) the place of delivery of such fuel, (i) the signature of the purchaser or of the agent of the purchaser actually making the purchase, (j) the signature of the dealer or the agent of the dealer actually making the delivery, and (k) such other pertinent information as the treasurer may require.

Such invoice of tax refund motor vehicle fuel purchased shall be and constitute the fundamental basis on which the purchaser of such fuel may claim a refund for the tax paid on such fuel. Such invoice shall be made out by the dealer or his agent at the time when the fuel is delivered and not thereafter. The dealer who sells such fuel shall make out and deliver such invoice only to the purchaser who holds a valid permit from the treasurer to buy tax refund motor vehicle fuel or to the agent of such purchaser.

Invoices for the sale of tax refund motor vehicle fuel shall be made out in triplicate by the dealer or his agent who sold such fuel. Double-faced carbon shall be used in making out such invoices. The first duplicate copy of such invoice shall be carboned on both sides. The dealer shall give the original copy of such invoice to the purchaser of the tax refund motor vehicle fuel. The second duplicate copy of the invoice shall be retained by the dealer at his place of business for a period of three years, in the same manner and subject to the same examination as required by this chapter for other records of motor vehicle fuels.

The first duplicate copy of all invoices on sales of tax refund motor fuel issued by any such dealer, shall be forwarded by the dealer to the treasurer at the same time and in the same manner as required by this chapter for filing with the treasurer of other records and reports

relating to motor vehicle fuel tax transactions, or at such other time and in such manner as the treasurer may require.'

"Sec. 8. Section three hundred twenty-four point fifty-four (324.54), Code 1946, is hereby amended and revised to read as follows:

'It shall be unlawful for any person to use tax refund motor vehicle fuel in any motor vehicle operated or intended to be operated upon any public highway of the state, except in farm tractors or other implements of husbandry while passing from one field or farm to another to cultivate or harvest farm crops, or to use tax refund motor vehicle fuel in or on account of any construction or maintenance work which is paid for from public funds.'

E. K. BEKMAN.

Amend House File 151 by adding a new section as follows:

"Sec. 4. Section two hundred eighty-six point five (286.5), Code 1946, is further amended by striking from lines one (1) and two (2) the following: 'shall be on the basis of per school census child and'."

ROBERT KEIR.

1. Amend House File 234 by striking from line four (4) of section one (1) the word "Any" and inserting in lieu thereof the following: "In lieu of the tax levy authorized by subsection sixteen (16) of section four hundred four point five (404.5), Code 1946, any".

2. Further amend House File 234 by striking from line eleven (11) of section one (1) the word "they".

3. Further amend House File 234 by striking all of section two (2).

4. Further amend House File 234 by striking from line one (1) of the title the following: "Chapter three hundred sixty-eight (368)" and inserting in lieu thereof the following: "section three hundred sixty-eight point nine (368.9)".

GEORGE FAUL.

Amend House File 328 by adding after section 1 thereof the following:

"Sec. 2. Amend section one hundred ninety-two point six (192.6), Code 1946, by striking from lines 7, 8, 9 and 10 the following: 'except that pasteurization shall not be required when ice cream, skimmed milk, or buttermilk is made from cream or milk' and inserting in lieu thereof the following: 'and in addition cream or milk used shall be'."

Further amend by renumbering the remaining sections.

R. R. BATESON.

RALPH W. ZASTROW.

J. G. LUCAS.

Amend House File 328 as amended by striking the period (.) after the word, "chapter", in line ten, (10), and inserting in lieu thereof the following: ", except that Grade A raw milk need not be pasteurized."

Further amend House File three hundred twenty-eight (328) as amended by adding thereto the following new sections: 1. "Grade A raw milk is milk the bacterial count of which does not exceed 50,000 bacteria per milliliter, standard plate count, as determined by the logarithmic

averages of four consecutive tests of milk samples taken on separate days." 2. "Grade A pasteurized milk is milk which has been pasteurized, cooled and bottled in a plant approved by the Secretary of Agriculture, the bacterial count of which at no time after pasteurization and until delivery exceeds 30,000 bacteria per milliliter, standard plate count, as determined by the logarithmic averages of four consecutive tests of milk samples taken on separate days." 3. "The Secretary of Agriculture may by regulation promulgate production standards for pasteurized milk and Grade A raw milk, which shall conform to federal standards." 4. "Nothing in this section shall be construed to mean compulsory grading of milk; such grades shall apply only to pasteurized and raw milk on which the grade is declared on the label."

J. KENDALL LYNES.

Amend the title of House File 488, line 5, by adding after the figure (330) the following: ", Code 1946,".

FRED MAYTAG.

On motion of Senator Elthon the Senate adjourned until 10:00 a.m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 1, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. A. F. Frankhauser, pastor of the Evangelical United Brethren Church, Dysart, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Barkley for the day on request of Senator Sharp.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Findlay, from residents of Webster county in opposition to proposed labor legislation.

By Senator Knudson, from residents of Linn county favoring state aid to schools.

By Senator Long, from residents of Benton, Boone, Buena Vista, Des Moines, Dubuque, Hancock, Hardin, Harrison, Henry, Humboldt, Iowa, Jefferson, Johnson, Keokuk, Lee, Lyons, Madison, Montgomery, Muscatine, Page, Palo Alto, Pochantas, Polk, Shelby, Warren, Webster, Winnebago, and Woodbury counties favoring local option and opposing liquor legislation.

"BRAVE, CHIEF, HOW HOW"

Senator Faul on behalf of "The Bard from Union", former Senator S. Ray Emerson, rose to a point of personal privilege and proclaimed to the members of the Senate the anniversary of the birth of the Senator from Pottawattamie, affectionately known as the "Chief", thus:

There's a member of this Senate who's just fifty-four today,

So, Mr. President and Members of the Senate, may I say?
I feel sure you all will join me in wishing many more

For this truly able fellow, who's so active on the floor.

He's been here for four tough sessions and an extra one besides,

He's done a bang-up job and it cannot be denied.

Has the courage of his convictions, and for what he thinks is right
He'll go all out; and boy, I mean this Senator will fight.

He can lose, still come up smiling and he never holds a grudge
But he fights with everything he's got and he's mighty hard to budge,
Yes, his vote is independent, and I've often heard them say
He's the undisputed champion when it comes to voting—"Nay".

I know that you all agree that this boy has the stuff,
May I present the Indian Chief from out at Council Bluffs?
So if old "DeVere" will please stand up and take a bow
We'll all of us in Indian style say "Brave, Chief, How How".
The Bard from Union.

HOUSE FILE 107 RECALLED FROM HOUSE

Senator Bekman asked and received unanimous consent that the Secretary of the Senate be instructed to recall from the House for further consideration House File 107.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 10, relating to the term of office of the President of the United States.

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

House Concurrent Resolution 19, memorializing Congress to continue its allocation of funds for support of the school lunch program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 93, a bill for an act relating to state aid for school districts and making an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 500, a bill for an act relating to the agricultural land credit fund.

Also: That the House has indefinitely postponed the following bill in which the concurrence of the House was asked:

Senate File 18, a bill for an act relating to motor vehicles and law of road.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 19

Whereas, The school lunch program provided by the federal government has been of very great benefit to the children of the United States and the state of Iowa, and

Whereas, These hot lunches add greatly to the health, energy and scholastic accomplishments of school children, and

Whereas, The state of Iowa has appropriated funds to administer the lunch program and desires that the program be continued, and

Whereas, The state of Iowa has considered that the use of federal funds for this program is proper and promotes the general welfare of the United States and the state of Iowa, now **therefore**

Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring:

That the Congress of the United States is memorialized to continue its allocation of funds for the support of the school lunch program.

Be It Further Resolved: That the Chief Clerk be instructed to send a copy of this resolution to the United States Senators from Iowa, and to all of the Representatives in Congress from Iowa.

HOUSE MESSAGES CONSIDERED

House File 93, a bill for an act to provide for the use of state funds to supplement funds of school districts in support of education; to make an appropriation for state aid provided for in this act; and to repeal sections two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, relating to state aid to schools.

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

House File 500, a bill for an act relating to the agricultural land credit fund.

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

THIRD READING OF BILLS

On motion of Senator Lynes, House File 328, a bill for an act to amend chapter one hundred ninety-two (192), Code 1946, relating to the sale of milk or cream was taken up and considered.

Senator Bateson offered the following amendment by Senators Bateson, Zastrow and Lucas and moved its adoption:

Amend House File 328 by adding after section 1 the following:

"Sec. 2. Amend section one hundred ninety-two point six (192.6), Code 1946, by striking from lines 7, 8, 9 and 10 the following: 'except

that pasteurization shall not be required when ice cream, skimmed milk, or buttermilk is made from cream or milk' and inserting in lieu thereof the following: 'and in addition cream or milk used shall be'."

Further amend by renumbering the remaining sections.

The amendment was adopted.

Senator Lynes offered the following amendment and moved its adoption:

Amend House File 328 as amended by striking the period (.) after the word, "chapter", in line ten, (10), and inserting in lieu thereof the following: ", except that Grade A raw milk need not be pasteurized."

Further amend House File three hundred twenty-eight (328) as amended by adding thereto the following new sections: 1. "Grade A raw milk is milk the bacterial count of which does not exceed 50,000 bacteria per milliliter, standard plate count, as determined by the logarithmic averages of four consecutive tests of milk samples taken on separate days." 2. "Grade A pasteurized milk is milk which has been pasteurized, cooled and bottled in a plant approved by the Secretary of Agriculture, the bacterial count of which at no time after pasteurization and until delivery exceeds 30,000 bacteria per milliliter, standard plate count, as determined by the logarithmic averages of four consecutive tests of milk samples taken on separate days." 3. "The Secretary of Agriculture may by regulation promulgate production standards for pasteurized milk and Grade A raw milk, which shall conform to federal standards." 4. "Nothing in this section shall be construed to mean compulsory grading of milk; such grades shall apply only to pasteurized and raw milk on which the grade is declared on the label."

Roll call was demanded

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

Ayes, 35:

Augustine	Fishbaugh	Linnevoold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lynes	Rockhill
Clem	Hawkins	Martin	Schluter
Colburn	Henningsen	Mercer	Sharp
Dewel	Jacobson	Miller, A. I.	Vittetoc
Doud	Jones	Miller, J. F.	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul	Leo	Newsome	

Nays, 12:

Bateson	Hultman	Klein	Maytag
Berg	Keir	Lord	Myrland
Dykhousc	Kirketeg	Lucas	Skourup

Absent or not voting, 3:

Barkley	Byers	Findlay
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The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend House File 328 as follows:

Strike from line 2 of section 2 the words "January 1" and insert in lieu thereof the words "April 15".

The amendment was adopted.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Fishbaugh	LinnevoId	Newsome
Bekman	Foster	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Miller, J. F.	Zastrow
Faul	Leo	Musmaker	

Nays, 1:

Myrland

Absent or not voting, 6:

Barkley	Doud	Hart	Jones
Bateson	Findlay		

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

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

UNFINISHED BUSINESS

On motion of Senator Bekman Senate File 123, a bill for an act to promote uniformity with other states in the matter of limitations on the size, weight and speed of motor vehicles and combinations of vehicles, to repeal section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, relating to the length of motor vehicles and combinations of vehicles, and to enact a substitute therefor, to amend section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, relating to the gross weight of motor vehicles and combinations

of motor vehicles, to amend section three hundred twenty-one point two hundred eighty-six (321.286), Code 1946, relating to the speed of trucks, to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer, and to harmonize the laws of the state of Iowa with the policy of the American Association of State Highway officials adopted April 1, 1946, concerning the maximum dimensions, weights and speeds of motor vehicles to be operated over the highways, was taken up for further consideration.

Senator Faul asked and received unanimous consent to withdraw the amendment to Senate File 123 filed by him and found on page 849 of the Senate journal.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 123 by inserting between lines four (4) and five (5) of section two (2) the following:

"No vehicle or combination of vehicles shall be operated with a total gross weight in pounds in excess of the amount given in the following table corresponding to the distance in feet between the extreme axles of the said vehicle or combination of vehicles measured longitudinally to the nearest foot."

2. Further amend Senate File 123 by inserting after the word "axles" where the same first appears in line eleven (11) of section two (2) the following: "or the extreme axles of the vehicle or combination".

3. Further amend Senate File 123 by inserting after the word "axles" at the end of line eleven (11) of section two (2) the following: "or of the vehicle or combination".

The amendment was adopted.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 123 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point four hundred fifty-six (321.456), Code 1946, is amended by striking from line three (3) the following: ", six inches".

Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, is amended by striking from line three (3) the word "thirty-five" and inserting in lieu thereof the word "thirty-three".

Sec. 3. Section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, is amended by striking from line nine (9) the word "eighteen" and inserting in lieu thereof the word "sixteen".

Further amend said section by striking all of the paragraphs numbered "1" and "2" and inserting in lieu thereof the following:

"Twelve tons plus four hundred fifty pounds for each foot, or fraction thereof, of distance between the front and rear axles of the vehicles or first and last axles of a combination of vehicles."

Sec. 4. Provided, that any vehicle, or combination of vehicles, equipped with pneumatic tires, which is in operation when this act becomes effective and which complied with the laws of this state as of January 1, 1947, shall, if owned and operated by residents of this state, be permitted to operate over the highways thereof without complying with the changes made by this act as to size and weight, until January 1, 1952; and provided further, that after said January 1, 1952, the operation of any such vehicle failing to comply with the changes made by the provisions of this act shall be unlawful.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of Senate File 123, and the amendment filed by Senator Fishbaugh.

Roll call was demanded.

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

Ayes, 12:

Fishbaugh
Foster
Hawkins

Kirketeg
Linnevold
Long

Newsome
Ritchie
Schluter

Vittetoe
Watson
Zastrow

Nays, 34:

Augustine
Bateson
Bekman
Benson
Berg
Clem
Colburn
Dewel
Doud

Dykhouse
Elthon
Faul
Hart
Henningsen
Hultman
Jacobson
Jones
Keir

Klein
Krudson
Leo
Lord
Lucas
Lynes
Martin
Maytag

Mercer
Miller, Ai
Musmaker
Myrland
Reilly
Rockhill
Sharp
Skourup

Absent or not voting, 4:

Barkley

Byers

Findlay

Miller, J. F.

The amendment was lost.

Senator J. F. Miller offered the following amendment by Senators Miller, Zastrow and Skourup and moved its adoption:

Amend Senate File 123 by adding the following additional section:

"No truck or semi-trailer shall operate in this state from and after

January 1, 1948, unless it shall have a rear bumper securely attached to the frame of such vehicle placed within six inches of the rear of the body of said vehicle and of such size and construction that said bumper would not be more than twenty-four inches above the roadway."

Senator Knudson moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 17:

Benson	Kirketeg	Lord	Schluter
Berg	Klein	Miller, J. F.	Skourup
Doud	Knudson	Musmaker	Vittetoe
Fishbaugh	Linnevold	Newsome	Zastrow
Hawkins			

Nays, 22:

Bateson	Elthon	Leo	Myrland
Bekman	Faul	Lynes	Reilly
Clem	Henningsen	Martin	Rockhill
Colburn	Hultman	Mercer	Sharp
Dewel	Jacobson	Miller, Ai	Watson
Dykhouse	Jones		

Absent or not voting, 11:

Augustine	Findlay	Keir	Maytag
Barkley	Foster	Long	Ritchie
Byers	Hart	Lucas	

The amendment was lost.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 123 by striking all of subsection "b" of section 1.

The amendment was lost.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 123, line 3 of subsection b of section 1, by striking the figure "4" and inserting in lieu thereof the figure "40".

The amendment was adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Doud	Keir	Musmaker
Bateson	Dykhouse	Knudson	Myrland
Bekman	Elthon	Leo	Newsome
Benson	Faul	Lord	Reilly
Berg	Hart	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Mercer	Skourup
Dewel	Jones	Miller, Ai	

Nays, 12:

Fishbaugh	Kirketeg	Long	Vittetoe
Foster	Klein	Miller, J. F.	Watson
Hawkins	Lirnevold	Ritchie	Zastrow

Absent or not voting, 3:

Barkley	Findlay	Maytag
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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 Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF VISITORS

Senator Knudson asked and received unanimous consent to present to the Senate, twenty-six students in the class in Government of the Ventura high school who were present in the balcony with their superintendent, Mr. Leo. Esbeek.

SENATE CONCURRENT RESOLUTION 22

By Colburn.

Whereas, The Internal Revenue Code of the United States, as construed and administered by the Internal Revenue Bureau, permits married residents of eight states to split their income for income tax purposes because of the existence of the community property concept in such states, and

Whereas, Married residents in all other states are not so permitted to split their income, and

Whereas, The use of this legal fiction or rule of law, known as the community property law, results in discrimination against the married residents of Iowa and all other similar non-community property States, and requires such residents to bear an unjust proportion of the Federal Tax burden, and

Whereas, In connection with the adoption of the Revenue Act of 1947, the Congress of the United States is now considering various proposals to eliminate this unjust and unfair discrimination, and

Whereas, It is the consensus of opinion of this General Assembly and

of the people of Iowa that the Internal Revenue Code of the United States should be amended so as to permit a husband and wife residing in non-community property States, including Iowa, to split their income for income tax purposes upon the same basis as is employed in community property States, irrespective of the sources of the income, now, therefore,

Be It Resolved by the Senate, the House Concurring:

That the Fifty-second General Assembly of the State of Iowa respectfully represents to the Congress of the United States that it is the opinion of the people of Iowa, as well as the opinion of this Assembly, that the Internal Revenue Code of the United States should be revised and amended so as to permit a husband and wife, residents of Iowa or of any of the other non-community property States, to split their income, and thereby eliminate the unfair and unjust discrimination now existing in favor of the married residents of States having the community property concept;

That our Senators and Representatives in Congress are requested to exert their efforts to secure such a revision of the Internal Revenue Code;

That the Congress of the United States is respectfully requested to so revise the Internal Revenue Code of the United States;

That copies of this Concurrent Resolution be forwarded by the Secretary of State to the President of the United States, to the President Pro Tempore of the United States Senate, to the Speaker of the House of Representatives of Congress, and to the Iowa members of the United States Senate and the Iowa members of the House of Representatives of Congress.

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 497, a bill for an act relating to payment of reasonable funeral expenses for blind persons and dependent children so as to increase maximum payments and allowances.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 503, a bill for an act relating to legalizing proceedings of board of supervisors of Worth county, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 517, a bill for an act relating to authorizing expenditures by state highway commission from the primary road fund.

Also: I have been directed by the House to return herewith, as re-

quested by the Senate, House File 107, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 497, a bill for an act to amend section two hundred thirty-nine point nine (239.9) and section two hundred forty-one point seventeen (241.17), Code 1946, relating to the payment of reasonable funeral expenses for blind persons and dependent children so as to increase maximum payments and allowances.

Read first and second times, and referred to the sifting committee.

House File 503, a bill for an act to legalize proceedings of the board of supervisors of Worth county, Iowa, with respect to payment of a claim of the Northwood Fire Co. in the sum of \$165.52 arising from damage to fire truck on July 20, 1946.

Read first and second times, and referred to the sifting committee.

House File 517, a bill for an act authorizing expenditures by the state highway commission from the primary road fund for the biennium beginning July 1, 1947, and ending June 30, 1949.

Read first and second times, and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 101, 106, 107, 108, 139, 155 and 254.

ROBERT C. REILLY, *Chairman Senate Committee.*

IVAN R. MILLS, *Ranking Member House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 101, 106, 107, 108, 139, 155 and 254.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 1st day of April, 1947, sent to the Governor for his approval: Senate Files 101, 106, 107, 108, 139, 155 and 254.

ROBERT C. REILLY, *Chairman*.

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 31st the Governor had approved the following bills:

Senate File 88, relating to investment of funds by banks.

Senate File 421, relating to expenses of members of the mental hospital survey committee.

Senate File 422, relating to expenses of members of the Iowa postwar taxation study committee.

Senate File 423, relating to state highway commission claims.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. 269	H. F. 97	S. F. 145
H. F. 502	H. F. 404	S. F. 293
S. F. 221	H. F. 192	H. F. 429
S. F. 111	H. F. 468	S. F. 39
S. F. 113	H. F. 458	

IRVING D. LONG, *Chairman*.

BILLS ASSIGNED TO COMMITTEE

President Evans announced the following assignment of bills to committee:

H. F. 502 Appropriations.

AMENDMENTS FILED

Amend Senate File 44 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-nine point two (429.2), Code 1946, is amended by striking from line seventeen (17) the word "five" and inserting in lieu thereof the words, "two and one-half".

Sec. 2. Section four hundred twenty-nine point four (429.4), Code 1946, is amended by adding thereto the following:

"In addition such person shall be exempted from listing the amount of corporation shares of stock, moneys, and credits to the value of five thousand dollars."

Sec. 3. Section four hundred twenty-eight point eight (428.8), Code 1946, is amended by adding thereto the following:

"If the owner refuses to render the list, or wilfully or fraudulently misstates the amount thereof, or refuses to swear to the same, the amount of such money, property, notes, or credits may be listed and valued according to the best knowledge and judgement of the assessor, and in addition to the regular tax thus found due, a sum equal to twenty-five per cent of such tax may be assessed and collected as a penalty."

Sec. 4. Section four hundred thirty point seven (430.7), Code 1946, is amended by striking from line three (3) paragraph two (2) thereof the following "as moneys and credits". and inserting in lieu thereof the following "at the rate of five mills on the dollar.", and by striking from lines four (4) and five (5) of paragraph three (3) thereof the following "as moneys and credits" and inserting in lieu thereof the following "at the rate of five mills on the dollar".

Sec. 5. Chapter four hundred forty-four (444), Code 1946, is amended by adding a new section as follows:

"Should any assessment of omitted corporation shares of stock, moneys, or credits be made by the county auditor, county treasurer, or board of review, a sum equal to twenty-five per cent of the regular tax thus found due may be added as a penalty, to be collected as a part of the tax. Provided further that any such assessment shall be made within two years after the tax list shall have been delivered to the treasurer for collection, and not afterwards."

Sec. 6. Section four hundred twenty-nine point four (429.4), Code 1946, is amended by striking the words "moneys and credits" from line two (2) thereof, and inserting in lieu thereof the following: "corporation shares of stock, moneys, and credits."

Sec. 7. This act shall apply to cities under special charter also.

Sec. 8. The rates provided for in section one (1) of this act shall be applicable to all assessments made after December 31, 1947.

ROBERT KEIR.

FRANK C. BYERS.

1. Amend Senate File 463 by adding after the comma at the end of line 2 of section 15 the following: "administratrix of the estate of Charles R. Sexton, deceased,"

Further amend said section by adding after the word she in line 4 the following: "as administratrix of said estate".

2. Further amend Senate File 463 by adding after the comma at the end of line 2 of section 16 the following: "administratrix of the estate of Paul Willcoxson, deceased,".

Further amend said section by adding after the word she in line 4 the following: "as administratrix of said estate".

R. A. ROCKHILL.

Amend House File 76 by striking after the word "shall" in line 8 of section 4 the following: "enter such credit upon each property eligible for military service tax credit in each county and payable during the ensuing year, designating on the tax lists such credits as being from the military service tax credit fund, and".

Also strike from line 12 of section 4 the words "shall then be given".

R. R. BATESON.

Amend section 4 of House File 107 as follows:

By striking from line 3 the word "person" and substituting in lieu thereof the following: "legal resident of Iowa".

Further amend by inserting after the word "sanatorium" in line 9 the following: "as no longer having tuberculosis in a communicable stage".

Further amend by striking all of lines 21 to 35 inclusive and substituting in lieu thereof the following: "of such certificates. Any applicant who is denied a certificate by the county director of social welfare, overseer of the poor or the board of hospital trustees, may apply to a judge of the district court of his county of residence, either in term or on vacation, for a review thereof and hearing thereon which shall be de novo. The district judge shall promptly hear such application and shall render final decision thereon and enter an order accordingly. The director, overseer and board of hospital trustees shall file a copy of such certificates issued by them and the clerk of the court shall file a copy of any order entered by the district judge with the county auditor of the county of legal settlement of the applicant."

Further amend House File 107 by striking section 5 and substituting in lieu thereof the following:

"Sec. 5. That chapter two hundred fifty-four (254), Code 1946, is amended by adding thereto a new section as follows:

"Any person receiving free treatment under the provisions of this chapter who shall fail or refuse to continue the same until the disease is no longer in a communicable stage, may be ordered rehospitalized, by the district court of any county in which such person is found, in the same or any other sanatorium until such person no longer has tuberculosis in a communicable stage. Said order shall be issued only after complaint by any local or state health officer to such court and after hearing pursuant to notice to said person as prescribed by said court. Process shall issue to any peace officer for the enforcement of any such order of court."

E. K. BEKMAN.

Amend House File 125 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Amend section six hundred point one (600.1), Code 1946, by striking from the second and third lines thereof, the words 'any Court of record' and inserting in lieu thereof 'the District Court'.

Further amend section six hundred point one (600.1), Code 1946, by striking all after the period (.) in line nine (9) thereof and substituting

therefor the following: 'If the petitioner be married, the spouse shall join in the petition unless such spouse is a natural parent of the child. An adult may be adopted, and only such provisions of this Chapter shall apply thereto as the Court may order. The Judges of the District Court may designate a Municipal Court Judge to act as Judge in adoption matters with jurisdiction in cases arising in the County in which such Municipal Court is organized.

The petition for adoption shall be verified and filed in triplicate and shall state the name, age, race, residence and religious faith as nearly as may be of the petitioner or petitioners and of the child; the marital status of the petitioner or petitioners; the property rights of the child; the name to be given the child after adoption; if the child be an orphan the name and place of residence of its guardian, if any, and if none, of its next of kin; the name of any licensed child placing agency as defined in Chapter two hundred thirty-eight (238), Code 1946, to which such child has been permanently committed or released; the relationship of the child to the petitioner or petitioners; and the facts disclosing consent as required in this Act and in section six hundred point three (600.3), Code 1946. The Clerk of the Court shall forthwith transmit two copies of said petition to the State Department of Social Welfare, except in cases of children under the jurisdiction of the Board of Control of State Institutions.'

Sec. 2. Amend section six hundred point two (600.2), Code 1946, by striking from lines one (1) and two (2) thereof the following: 'Upon the filing of a petition for the adoption of a minor child the Court' and substituting therefor 'The State Department of Social Welfare'.

Further amend section six hundred point two (600.2), Code 1946, by striking the second sentence thereof and by adding the following to said section: 'The investigation shall be completed and a report with recommendations made to the Court within sixty days from the date of the filing of the petition. No petition shall be granted until the investigation is completed. Nothing herein contained shall prevent the Court from conducting any other investigation which it may deem necessary or proper. No petition shall be granted until the child shall have lived for twelve months in the proposed home. Such period of residence may be shortened by the Court upon good cause shown when satisfied that the proposed home and the child are suited to each other. The State Department of Social Welfare may, and upon order of the Court shall, make a further investigation during the period of residence and a final report with recommendations to the Court. The investigation and period of residence may be waived by the Court where the petitioner or one of the petitioners is related to the child within the third degree of consanguinity or where the petitioner is married to a natural parent of the child.'

Sec. 3. Amend section six hundred point three (600.3) by adding at the end thereof the following: 'The consent shall be in writing and verified and a copy shall be attached to the petition. The consent shall refer to and be applicable only to the specific adoption proposed by

Absent or not voting, 9:

Findlay	Knudson	Miller, Ai	Newsome
Foster	Lord	Miller, J. F.	Sharp
Hawkins			

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

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

On motion of Senator Clem, Senate File 72, a bill for an act to amend section six hundred two point forty-nine (602.49), Code 1946, relating to salaries of municipal court employees with report of committee recommending amendment in accordance with the following amendment by Senator Rockhill, and passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption.

1. Amend Senate File 72 by striking from line four (4) the word "twenty-eight" and inserting in lieu thereof the word "twenty-two".
2. Further amend by striking from line six (6) the word "thirty-two" and inserting in lieu thereof the word "twenty-seven".
3. Further amend by striking from line eight (8) the word "thirty-six" and inserting in lieu thereof the word "thirty-two".
4. Further amend by striking from line ten (10) the word "twenty-five" and inserting in lieu thereof the words "two thousand".
5. Further amend by inserting in line ten (10) following the word "fifteen" the word "hundred".
6. Further amend by striking from line twelve (12) the word "twenty-seven" and inserting in lieu thereof the word "twenty-two".
7. Further amend by inserting in line fourteen (14) following the word "two" the word "thousand".
8. Further amend by striking from line fourteen (14) the word "three" and inserting in lieu thereof the words "twenty-five hundred".

Senator Sharp took the chair at 11:20 a.m.

Roll call was demanded.

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

Ayes, 20:

Bateson	Hawkins	Linnevoold	Myrland
Colburn	Jones	Long	Ritchie
Doud	Keir	Maytag	Rockhill
Elthon	Kirketeg	Miller, Ai	Schluter
Fishbaugh	Klein	Musmaker	Vittetoe

Nays, 18:

Augustine	Faul	Lord	Mercer
Barkley	Hart	Lucas	Reilly
Bekman	Henningsen	Lynes	Sharp
Byers	Jacobson	Martin	Skourup
Clem	Leo		

Absent or not voting, 12:

Benson	Dykhousc	Hultman	Newsome
Berg	Findlay	Knudson	Watson
Dewel	Foster	Miller, J. F.	Zastrow

The amendment was adopted.

Senator Henningsen offered the following amendment and moved its adoption:

Amend Senate File 72 by striking all of lines 3, 4, 5, and 6 of section 2 and inserting in lieu thereof the following: "publication in the Clinton Herald, a newspaper published at Clinton, Iowa, and the Sioux City Journal-Tribune, a newspaper published at Sioux City, Iowa."

The amendment was adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Faul	Leo	Musmaker
Bateson	Hart	Linnevold	Myrland
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Doud	Kirketeg	Mercer	Vittetoe
Dykhousc	Klein	Miller, Ai	Watson

Nays: none.

Absent or not voting, 10:

Barkley	Findlay	Knudson	Newsome
Berg	Fishbaugh	Miller, J. F.	Zastrow
Elthon	Foster		

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

Senator Clem moved that the 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 Faul asked and received unanimous consent that Senate File 8 be rereferred to the sifting committee.

On motion of Senator Clem, Senate File 76, a bill for an act to repeal section two hundred thirty-one point eight (231.8), Code 1946, providing for the appointment and compensation of probation officers in the Juvenile Court and to enact a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Skourup asked and received unanimous consent to withdraw the amendment to Senate File 76 filed by him and found on page 263 of the Senate journal.

On motion of Senator Skourup, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate thirty-three students, members of the American government class of the Adel high school, who were present in the balcony with their instructor, Mr. Bly.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 76.

Senator Clem offered the following amendment and moved its adoption:

Amend Senate File 76 by striking from line thirteen (13) the words "one probation officer" and inserting in lieu thereof the words "one or more probation officers".

Further amend Senate File 76 by striking from line fourteen (14) the word "appointee" and inserting in lieu thereof the word appointees".

The amendment was adopted.

Senator Skourup offered the following amendment and moved its adoption:

Amend Senate File 76 by adding the following subsections:

"5. The judge of the juvenile court may appoint such secretarial help as may be needed by said court. If the population of the area served by the court is less than 125,000 such secretaries may be paid not to exceed \$2,000 per year. If the population of said area is over 125,000 such secretaries may be paid not to exceed \$2,400 per year.

"6. If more than one county is served by a juvenile court the judges

of the judicial district containing such counties may prorate the expense of said juvenile court among the several counties served."

The amendment was adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Bateson	Faul	Leo	Newsome
Bekman	Hart	Linnevold	Reilly
Benson	Hawkins	Long	Schluter
Berg	Henningsen	Lynes	Sharp
Byers	Hultman	Martin	Skourup
Clem	Jacobson	Maytag	Vittetoe
Colburn	Jones	Mercer	Watson
Dewel	Keir	Miller, A	Zastrow
Dykhous	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 11:

Barkley	Fishbaugh	Lord	Ritchie
Doud	Foster	Lucas	Rockhill
Findlay	Knudson	Miller, J. F.	

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

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

On motion of Senator Long, Senate File 262, a bill for an act relating to compensation of councilmen in cities of the second class and towns, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill asked and received unanimous consent to withdraw the committee amendment to Senate File 262 found on pages 847 of the Senate journal.

The following committee amendment was considered:

1. Amend Senate File 262 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is hereby amended by striking from line four (4) the words "two hundred fifty" and inserting in lieu thereof the words "four hundred".

"Sec. 2. Section three hundred sixty-three point thirty-eight (363.38), Code 1946, is further amended by striking the comma after the word "duties" in line twelve (12) and inserting a semicolon, and by striking the following beginning in line twelve of said section: "except when acting as members of the board of review, for which service they shall receive not more than two dollars a day for each day when acting as a board of review, to be paid out of the county treasury;"

"Sec. 3. Section three hundred sixty-three point thirty-eight (363.38). Code 1946, is further amended by striking all that follows the semicolon in line seventeen (17) and inserting in lieu thereof the following: "in towns they shall receive not to exceed two dollars each for every regular or special meeting, and in the aggregate not exceeding one hundred dollars in any one year; in cities of second class they shall receive not to exceed four dollars each for every regular or special meeting, and in the aggregate not exceeding two hundred fifty dollars in any one year."

2. Amend the title of Senate File 262 by striking the words "of the second class".

The amendment was adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevoold	Ritchie
Bekman	Hart	Long	Rockhill
Benson	Hawkins	Lynes	Schluter
Berg	Henningsen	Martin	Sharp
Byers	Hultman	Maytag	Skourup
Clem	Jacobson	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Keir	Musmaker	Zastrow
Dykhouse	Kirketeg		

Nays: none.

Absent or not voting, 8:

Doud	Foster	Lord	Miller, J. F.
Findlay	Knudson	Lucas	Newsome

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

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

On motion of Senator Faul, Senate File 298, a bill for an act to establish the salary of the insurance commissioner, 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:

1. Amend Senate File 298, section 1, lines three (3) and four (4) by striking the following: "seven thousand, five hundred dollars (\$7,500.00)" an inserting in lieu thereof the words and figures "six thousand dollars (\$6,000.00)".

The amendment was adopted.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Findlay	Knudson	Miller, J. F.	Newsome
Foster			

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

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

On motion of Senator Doud, Senate File 169, a bill for an act to amend section two hundred twenty-eight point nine (228.9), Code 1946, relating to the compensation and expenses of members of county commission of insanity, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud moved that the bill be read a third 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:

Augustine	Dykhouse	Klein	Myrland
Barkley	Elthon	Leo	Newsome
Bateson	Faul	Linnevold	Reilly
Bekman	Fishbaugh	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Findlay	Hawkins	Lucas	Miller, J. F.
Foster	Knudson		

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

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

On motion of Senator Rockhill, Senate File 236, a bill for an act to amend section four hundred fifty point twenty-five (450.25), Code 1946, relating to compensation of inheritance tax appraisers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 236 by adding thereto 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 Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and The Madrid Register-News, a newspaper published at Madrid, Iowa.

The amendment was adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Benson	Colburn	Elthon
Barkley	Berg	Dewel	Faul
Bateson	Byers	Doud	Fishbaugh
Bekman	Clem	Dykhouse	Hart

Hawkins	Klein	Maytag	Rockhill
Henningsen	Leo	Mercer	Schluter
Hultman	Linnevold	Miller, Ai	Sharp
Jacobson	Long	Musmaker	Skourup
Jones	Lord	Myrland	Vittetoe
Keir	Lynes	Reilly	Watson
Kirketeg	Martin	Ritchie	Zastrow

Nays: none.

Absent or not voting, 6:

Findlay	Knudson	Miller, J. F.	Newsome
Foster	Lucas		

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

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

On motion of Senator Schluter, Senate File 416, a bill for an act relating to the pay of women inspectors at state hospital for insane, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schluter moved that the bill be read a third 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:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 6:

Doud	Foster	Miller, J. F.	Newsome
Findlay	Knudson		

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

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

On motion of Senator Schluter, House File 218, a bill for an act relating to salaries of officials and employees of institutions under the supervision of the board of control, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schluter moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, A	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Findlay	Knudson	Miller, J. F.	Newsome
Foster			

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

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

On motion of Senator Colburn, Senate File 235, a bill for an act to amend Chapter one hundred eighty-one (181), Code 1946, relating to the Beef Cattle Producer's Association, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Colburn offered the following amendment and moved its adoption:

Amend Senate File 235 by striking from line 3 of section 1 the word "sever" and inserting in lieu thereof the word "seven".

The amendment was adopted.

Senator Colburn offered the following amendment and moved its adoption:

Amend Senate File 235 by adding to section one (1) the following:

"The salary of the Secretary shall be fixed by the committee with approval of the Secretary of Agriculture."

The amendment was adopted.

Senator Colburn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Findlay	Knudson	Miller, J. F.	Newsome
Foster			

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

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

On motion of Senator Jacobson, House File 431, a bill for an act relating to the licensing and regulation of private detectives and private detective agencies, was taken up and considered.

Senator Jacobson offered the following amendment and moved its adoption:

Amend House File 431 by inserting following the word "is" and before the word "the" in line 11 of section 2 the words "solely the making of investigations and adjustments for insurance companies or"

Further amend House File 431 by changing the period (.) at the end of line 18 of section 2 to a comma (,) and inserting after said comma the following "nor to any person or persons, firm or corporation while engaged in the collection, editing or dissemination of news for or on behalf of any newspaper, magazine, radio broadcasting station or press or wire news services."

Further amend House File 431 by changing the colon (:) in line 12 of section 5 to a comma (,) and inserting after said comma the following "except as hereinafter provided:"

Further amend House File 431 by striking all of sub-paragraph 3 of paragraph (d) of section 5 thereof following the word "America" in line 18 and inserting in lieu thereof the following "for a period of not less than eighteen months."

The amendment was adopted.

Senator Jacobson offered the following amendment and moved its adoption:

Amend House File 431 by changing the period (.) at the end of line 22 of section 5 to a semicolon (;) and by inserting following said semicolon the word "or" and by inserting following sub-paragraph 5 of paragraph (d) of section 5 the following "(6) Has been lawfully engaged in the private detective business or profession prior to January 1, 1947."

The amendment was adopted.

Senator Jacobson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 23:

Bekman	Elthon	Long	Reilly
Benson	Faul	Lord	Ritchie
Byers	Fishbaugh	Martin	Rockhill
Clem	Henningsen	Maytag	Schluter
Colburn	Kirketeg	Miller, Ai	Skourup
Dewel	Leo	Musmaker	

Nays, 20:

Augustine	Hawkins	Klein	Myrland
Barkley	Hultman	Linnevoold	Sharp
Bateson	Jacobson	Lucas	Vittetoe
Doud	Jones	Lynes	Watson
Hart	Keir	Mercer	Zastrow

Absent or not voting, 7:

Berg	Findlay	Knudson	Newsome
Dykhous	Foster	Miller, J. F.	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Clem, Senate File 345, a bill for an act to amend chapter eighty-two (82), Code 1946, relating to coal mines and mining by setting compensation of board of examiners, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 345 section 1 by adding the following sentence: "No examiner shall receive more than \$400.00 per diem compensation in any one year."

The amendment was adopted.

Senator Clem offered the following amendments and moved their adoption:

Amend Senate File 345 by striking from line 1 of the title the words and figures "chapter eighty-one (82)" and inserting in lieu thereof the words and figures "section eighty-two point one (82.1)."

Further amend Senate File 345 by striking from line 1 of section 1 the words and figures "chapter eighty-two (82)" and inserting in lieu thereof the words and figures "section eighty-two point one (82.1)."

The amendments were adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Hart	Linnevoold	Myrland
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Doud	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, Ai	Watson
Faul	Leo	Musmaker	Zastrow
Fishbaugh			

Nays: none.

Absent or not voting, 9:

Barkley	Dykhouse	Foster	Miller, J. F.
Bateson	Findlay	Knudson	Newsome
Byers			

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

Senator Clem moved that the 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 23

By Faul, Berg (Burkman)

Whereas, There is now pending before Congress a plan calling for the unification of the armed forces of the United States, and

Whereas, The said plan in one form does not make adequate specific provision for the recognition of the United States Marine Corps as a distinct unit of the armed forces of the United States, and

Whereas, The Marine Corps has established itself over a period of more than a century as one of the greatest fighting organizations in the world and should be continued in its traditional status, and

Whereas, The security of the United States requires the continuation of a unit versed through experience and training in the art of amphibious warfare, and

Whereas, The United States Marine Corps has, since its organization in 1775, distinguished itself as the greatest and best versed amphibious force in the world, therefore,

Be It Resolved by the Senate of the State of Iowa, the House of Representatives Concurring:

1. That the Congress of the United States be memorialized and urged to take immediate favorable action toward specifically establishing the United States Marine Corps and making adequate provision for its continuation in any plan for unification of the armed forces of the United States.

2. That a copy of this resolution be forwarded to the President of the United States, the President pro tem of the United States Senate, the Speaker of the House of Representatives, and to each Iowa Senator and member of the House of Representatives in the Congress of the United States.

SENATE RESOLUTION 4

By Governmental Affairs Committee.

A Resolution to designate the governmental affairs committee of the Senate, as a committee to investigate the activities of individuals, or groups of individuals, exercising or attempting to exercise influence upon members of this Senate directly or indirectly to obtain the passage or the defeat of the bills filed or offered to this session of the General Assembly and charging said committee with the powers and duties necessary to obtain such information, all as provided in section two point twenty-nine (2.29), Code 1946.

Whereas, Members of the Senate and the Fifty-second General Assembly have been subjected to unreasonable and unjust pressure to pass or defeat certain legislation now before the Fifty-second General Assembly; and

Whereas, It appears that special interests are exercising unwarranted and undue pressure, not sound nor for the best interests of the general public; and

Whereas, It is desirable to determine just what interests are backing, financing, resisting or attempting to exercise influence on legislative action in the Senate, and for what purpose; and

Whereas, Section two point twenty-nine (2.29), Code of Iowa, 1946, grants any committee of the legislature, which is charged with the duty of conducting an investigation, certain powers.

Now, Therefore, in conformance with said section, in furtherance of the objects and procedure therein contemplated;

Be It Resolved by the Senate of the Fifty-second General Assembly of the State of Iowa:

Section 1. That the Governmental Affairs Committee of the Senate of the Fifty-second General Assembly, is hereby designated as a committee which shall immediately proceed to investigate matters herein referred, and to exercise the powers herein granted.

Sec. 2. The committee is hereby charged with the duty and shall have the power and authority to investigate the activities of any and all individuals or groups of individuals attempting to exercise influence upon legislation now pending, directly or indirectly, before the Fifty-second General Assembly of Iowa.

Sec. 3. The committee shall have the power, authority and the duty to investigate the source of funds that are financing any and all such activities and to investigate any and all other matters pertaining to the influencing or attempting to influence legislation which was or is now pending before the Senate in the State of Iowa.

Sec. 4. The committee shall have the power and the duty and it is hereby charged with the responsibility of obtaining all information desired and relevant to the influencing or exercise of influence upon the Senate, or any of its members, by any organization, individual or group of individuals, and shall have all necessary powers, including the power of subpoena as provided in section two point twenty-nine (2.29), Code of Iowa, 1946.

Sec. 5. The committee shall also be prepared to report its findings to any regular session of the Fifty-second General Assembly when required to do so by the President of the Senate.

COMMUNICATIONS

The following communication was received from the Governor:

STATE OF IOWA
OFFICE OF THE GOVERNOR
Des Moines
April 3, 1947

Robert D. Blue
Governor

Hon. Kenneth A. Evans
Lt. Governor
STATE HOUSE

Dear Lt. Governor Evans:

I am returning herewith, Senate File 93 which I have disapproved. The reasons for my disapproval of the Act are as follows:

From time immemorial, it has been the historic function of the courts and the state to protect the widow, the minor, and the incompetent. This obligation is shared by legislative bodies, executive officers and members of the Judiciary. The bill submitted seems to me to have the effect of weakening or removing some of the historic safeguards which have grown up through centuries of experience of mankind.

The inherent weakness of human nature is such that it has spurred courts and legislative bodies to surround trust funds with many safeguards. It has resulted in the common expression, "of dealing at arms length" in connection with fiduciary funds.

The bill submitted contains the following language: "Such corporation or company or other association or any of the managers of the trust, or its or their transfer agent is not bound to inquire whether the fiduciary or nominee is committing a breach of his obligation as fiduciary or nominee in making such registration or transfer." This language, it seems to me, clearly removes the present obligation of the transferee to inquire into the authority of the fiduciary of nominee to make a transfer, and in so doing, reduces the safeguards placed around trust funds. It appears to me, quite clear that the principal group benefited by this statute would be investment or commercial institutions handling the transfer of stocks, bonds, etc. It is urged that this is a uniform act which has been passed by several states and that it will save time in transferring stocks and bonds and save the expense of getting certified copies of court orders authorizing such transfer and does not in any way relieve the fiduciary of his responsibility to secure the order of the court authorizing the sale and transfer of the security. Many fiduciaries under the terms of the trust instrument, are exempted from the giving of bond. Some of these fiduciaries are not financially able to make good any loss suffered by the beneficiaries of the trust.

The encompassing effect of this bill is disclosed by the provision that the trustees in bankruptcy are included in the definition of the term "fiduciary" as used in the Act. It seems to me, apparent that trustees in bankruptcy are under exclusive jurisdiction of the federal courts and federal Congress and that their rights and duties are determined by the federal government.

The reasons for not in any way weakening the protection of the widow, the minor, and the incompetent under our present laws, are of greater importance to my mind than any advantage gained by shortening the time required for the transfer of stocks and bonds or the saving of a comparatively small amount of copy fees for each estate.

I have, therefore, disapproved Senate File 93, and I am returning the same herewith.

Respectfully submitted,

ROBERT D. BLUE, *Governor*.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 1st the Governor had approved the following bills:

Senate File 101, relating to drainage districts.

Senate File 106, relating to zoning regulations.

Senate File 195, relating to the Iowa Employment Security Act.

Also that on April 2nd the Governor had approved the following bills:

Senate File 46, relating to county assessors.

Senate File 107, relating to proceedings auxiliary to execution, in order to give jurisdiction to municipal courts to hear these proceedings.

Senate File 108, relating to allowance made by municipal court judges.

Senate File 139, relating to insurance other than life.

Senate File 155, relating to standard policy provisions in fire insurance contracts.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Joint Resolution 10 and Senate Files 118, 164, 171, 176, 214, 238, 247, 315, 338, 409, and 428, and House Files 178, 179, 228, 234, 328, 419, 485, and 488.

ROBERT C. REILLY,

Chairman Senate Committee.

IVAN R. MILLS,

Ranking Member House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Joint Resolution 10 and Senate Files 118, 164, 171, 176, 214, 238, 247, 315, 338, 409 and 428; and House Files 178, 179, 228, 234, 328, 419, 485 and 488.

BILLS SENT TO THE GOVERNOR

Senator Robert C. Reilly, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of April, 1947, sent to the Governor for his approval: Senate Joint Resolution 10 and Senate Files 118, 164, 171, 176, 214, 238, 247, 315, 338, 409, and 428.

ROBERT C. REILLY, *Chairman.*

Passed on file.

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 431 failed to pass the Senate.

ARTHUR H. JACOBSON.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 229	S. F. 466	H. F. 22
S. F. 136	H. F. 517	S. F. 329
S. F. 24	H. F. 484	H. F. 324
S. F. 471	H. F. 21	S. F. 392
S. F. 472	H. F. 250	H. F. 314
S. F. 252	H. F. 251	H. F. 465

LEGALIZING ACT CALENDAR

S. F. 437	S. F. 424	H. F. 204
H. F. 492	S. F. 444	H. F. 275
H. F. 196	H. F. 515	H. F. 512
S. F. 427	S. F. 360	S. F. 322
S. F. 239		

IRVING D. LONG, *Chairman*.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 24 Appropriations

H. F. 517 Appropriations

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 463, a bill for an act to make appropriations to L. E. Ellis & Co., Des Moines, Iowa, et al., begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 464, a bill for an act to make an appropriation to certain named recipients of funds appropriated from the old age assistance fund, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 49, a bill for an act to appropriate funds, from the general fund of the state, to build a bridge over Squaw Creek on the Thirteenth Street Road between the City of Ames and Iowa State College, on land owned by the State of Iowa, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 484, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the office of the board of control, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 484 by striking all after the enacting clause and inserting in lieu thereof: "Section 1. There is hereby appropriated from the general fund of the state of Iowa to the office of the Board of Control the sum of two hundred eight thousand six hundred dollars (\$208,600.00) for each year of the biennium beginning July 1, 1947, and ending June 30, 1949 or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, including salaries for three (3) board members at \$5,000.00 each

\$208,600.00

Grand total of all appropriations for all purposes for each year of the biennium for the Board of Control

\$208,600.00

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 174 as follows:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section ninety-seven point forty-five (97.45), Code 1946, is amended by striking the semi-colon (;) and the word "or" in line fourteen (14) of sub-section six (6), paragraph (a) of said section and adding the following: 'Unless that employee has had ten years of employment in public service in Iowa prior to July 1, 1947, and in that event he shall be a fully insured individual when he has been covered by six calendar quarters immediately preceding the quarter in which he retired after reaching the age of sixty-five years, or died, whichever event first occurred, and pays by himself, his representative, or beneficiary, as the case may be, to the commission, the tax upon the wages he was being paid in the last quarter of 1946 for four additional calendar quarters, which sum shall also be matched by the employing political division or sub-division and paid to the commission at the time of the employee's retirement or death; or'".

ALDEN L. DOUD.

Amend Senate File 378, by striking all of section three (3) thereof and inserting in lieu thereof the following: "Section 3. This being deemed of immediate importance shall be in full force and effect from and after its publication in the Page County News, a newspaper published at Clarinda, Iowa, and in The Evening Sentinel, a newspaper published at Shenandoah, Iowa."

EARL C. FISHBAUGH, JR.

1. Amend Senate File 464 by adding the following as section 16:

"There is hereby appropriated out of the Old Age Assistance Fund of the State of Iowa, to Mrs. Alice Tracey, Des Moines, Iowa, the sum of thirty-six and 80/100 dollars (\$36.80) in full settlement of all claims which she may have against the State of Iowa on account of cancelled assistance warrant issued to Dora A. Watts, deceased, recipient of Old Age Assistance.

2. Renumber the remaining sections.

3. Amend the title to Senate File 464 by striking the period

following the word service in line 7 and inserting a comma in lieu thereof and by adding the following: "Mrs. Alice Tracy."

R. A. ROCKHILL, *Chairman*
Claims Committee.

Amend House File 281 by striking from line 21 of Section 10 the words "of the type and in the location as follows" and substituting in lieu thereof a comma, followed by the words "the type and location of which, and the description of the various adjacent properties which will be assessed therefor, being as follows:"

H. M. KNUDSON.

(1) Amend House File 465 by striking the words "and consent" in section five (5), line eleven (11).

(2) Further amend House File 465 by striking the words "and consent" in section six (6), line thirty-four (34).

(3) Further amend House File 465 by striking the words "and consent" in section seven (7), line two (2).

(4) Further amend House File 465 by inserting after the word "Act" and the period (.) in section seven (7), line seven (7), the following: "Rules, regulations and standards may be adopted imposing requirements in excess of those provided in chapter 413 of the Code, but no rule, regulations or standard shall be adopted imposing requirements less than those provided by said 'chapter.'"

(5) Further amend House File 465 by striking the words "and consent" from section nine (9), line four (4).

(6) Further amend House File 465 by striking all of section ten (10) and substituting in lieu thereof the following:

"Sec. 10. Hospital licensing board. The five individuals appointed by the governor to the Hospital Advisory Council as individuals of recognized ability in the field of hospital administration, shall function as and be the Hospital Licensing Board."

(7) Further amend House File 465 by striking lines fourteen (14), fifteen (15) and sixteen (16) of section eleven (11) and substituting in lieu thereof the following:

"The members of the board shall receive no compensation or expenses for their services as members thereof."

(8) Further amend House File 465 by inserting following section sixteen (16), a new section:

"Sec. 17. Amend section two hundred thirty-six point twelve (236.12), Code 1946, by substituting a comma (,) for the period (.) in line four (4), and adding the following: "or any institution which holds a hospital license under any other general hospital licensure law."

(9) Further amend House File 465 by renumbering the sections following.

(10) Further amend House File 465 by substituting a semicolon (;), for the period (.) appearing at the end of line two (2) of the last section thereof and adding the following: "provided however that this Act shall not be construed as affecting, modifying or repealing any provision of chapter four hundred thirteen (413) of the Code except as

provided in section seven (7) hereof, and provided further that said act shall be construed as being in addition to and not in conflict with chapter two hundred thirty-five (235) and chapter two hundred thirty-six (236) of the Code."

LUKE VITTETOE.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 4, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Gordon F. McLean, pastor of the Presbyterian church, Bedford, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator J. F. Miller indefinitely on account of illness on request of Senator-Zastrow; Senator Knudson for the day on request of Senator Schluter; Senator Keir for the day on request of Senator Colburn; Senator Lord for the day on request of Senator Skourup; Senator Jacobson for the day on request of Senator Henningsen; Senator Newsome for the day on request of Senator Myrland.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Linn county favoring local option and opposing liquor legislation.

By Senator Leo, from members of the auxiliary of Amvets, Lincoln Unit 273, favoring a bonus for World War II veterans.

By Senator Long, from residents of Bremer, Cherokee, Chickasaw, Clayton, Hardin, Howard, Monroe, Ringgold, Shelby and Story counties favoring local option and opposing liquor legislation.

PRESENTATION OF VISITORS

Senator Skourup asked and received unanimous consent to present to the Senate David Skerik of the St. Paul high school of Burlington who was present in the Senate chamber.

Senator Klein asked and received unanimous consent to present to the Senate twenty students of the Avery schools of Monroe county who were present in the balcony with their instructors, Mrs. Winifred Liggett and Mrs. Robert Johnston.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

House File 196, a proposed bill to legalize the action of the city council of the city of Independence, Iowa, in respect to the purchase of a tract of land near the city for the construction of a municipal airport.

Also, House File 492, a proposed bill for the legislation of the proceedings of the board of directors of the independent school district of Bettendorf, Scott county, Iowa, and school building bonds.

Also, House File 515, a proposed bill for the legislation of proceedings of the city council of the city of Cedar Rapids, Iowa, and for cost of improvements at the site of the temporary homes for veterans of World War II.

W. J. SCARBOROUGH, *Secretary*.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3rd the Governor had approved the following bills:

Senate File 118, relating to the reorganization of school districts.

Senate File 214, relating to penalties for violation of the barbering statutes.

Senate File 254, relating to group insurance for municipal waterworks employees.

THIRD READING OF BILLS

On motion of Senator Watson, Senate File 437, a bill for an act to legalize and validate the proceedings of the Board of Supervisors of Marshall County, Iowa and the election thereunder, relating to the submission to the electors of the proposition for the levying of a tax for the completion of buildings on the fair grounds in Marshalltown, Marshall County, Iowa, was taken up and considered.

Senator Reilly took the chair at 10:05 a.m.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine
Barkley
Bateson

Bekman
Berg
Byers

Clem
Colburn
Dewel

Elthon
Faul
Foster

Hart	Klein	Mercer	Rockhill
Hawkins	Leo	Miller, Ai	Schluter
Henningsen	Linnevold	Musmaker	Skourup
Hultman	Long	Myrland	Vittetoe
Jones	Lord	Reilly	Watson
Keir	Martin	Ritchie	Zastrow
Kirketeg	Maytag		

Nays: none.

Absent or not voting: 12.

Benson	Findlay	Knudson	Miller, J. F.
Doud	Fishbaugh	Lucas	Newsome
Dykhouse	Jacobson	Lynes	Sharp

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

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

On motion of Senator Martin, House File 492, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of school building bonds by the independent school district of Bettendorf, in the county of Scott, state of Iowa, and the provisions made for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said school district, was taken up and considered.

Senator Martin offered the following amendment and moved its adoption:

Amend House File 492 by striking from section 2 lines 3, 4, 5, 6, and seven (7) and inserting in lieu thereof the following: "cation in the Farm Bureau News, a newspaper published in the city of Bettendorf, Iowa, and in the Devenport Daily Times, a newspaper published in the city of Davenport, Iowa, all without expense to the state."

The amendment was adopted.

Senator Martin moved that the bill be read a third 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.

Augustine	Byers	Fishbaugh	Jones
Barkley	Clem	Foster	Kirketeg
Bateson	Colburn	Hart	Klein
Bekman	Dewel	Hawkins	Leo
Benson	Elthon	Henningsen	Linnevold
Berg	Faul	Hultman	Long

Lucas	Miller, Ai	Ritchie	Skourup
Martin	Musmaker	Rockhill	Vittetoe
Maytag	Myrland	Schluter	Watson
Mercer	Reilly	Sharp	Zastrow

Nays: none.

Absent or not voting: 10:

Doud	Jacobson	Lord	Miller, J. F.
Dykhouse	Keir	Lynes	Newsome
Findlay	Knudson		

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

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

On motion of Senator Long, House File 196, a bill for an act to legalize the action of the city council of the city of Independence, Iowa, in respect to the purchase of a tract of land near the city of Independence, Iowa, for the construction of a municipal airport, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Evans took the chair at 10:20 a.m.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes: 40.

Augustine	Doud	Klein	Myrland
Barkley	Elthon	Leo	Reilly
Bateson	Faul	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting: 10.

Dykhouse	Jacobson	Lord	Miller, J. F.
Findlay	Keir	Lynes	Newsome
Fishbaugh	Knudson		

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

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

On motion of Senator Faul, Senate File 427, a bill for an act to legalize any expenditures heretofore made by boards of supervisors and cities or town for the establishment and maintenance of information centers for returned veterans, was taken up and considered.

Senator Faul moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhous	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Reilly, Senate File 239, a bill for an act legalizing the renewal of the Articles of Incorporation of the Dubuque Boat and Boiler Company, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Reilly 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: 41.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Myrland, Senate File 444, a bill for an act to legalize and validate the election and all proceedings of the town council and town officials of the town of Manilla, Iowa, in calling and holding a special election in the town of Manilla, Iowa, on the 18th day of March, 1946, on the proposition of erecting and equipping a community memorial building under the provisions of chapter 33, Code of Iowa, 1939, and the issuance and sale of bonds in the amount of twenty thousand (\$20,000.00) dollars, and the levying of an annual tax for the payment of said bonds, was taken up and considered.

Senator Myrland moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse
Findlay
Jacobson

Keir
Knudson

Lord
Lynes

Miller, J. F.
Newsome

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

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

On motion of Senator Byers, House File 515, a bill for an act to legalize and validate the proceedings authorizing and providing for the payment of certain expenditures made by the city of Cedar Rapids, Iowa, for improvements at the site of temporary homes for veterans of World War II and declaring said proceedings to be enforceable obligations of said city, was taken up and considered.

Senator Byers offered the following amendment and moved its adoption:

Amend House File 515 by inserting after the word "in" in the last line of section 2 the following: "the city of Marion,".

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes: 41.

Augustine
Barkley
Bateson
Bekman
Benson
Berg
Byers
Clem
Colburn
Dewel
Doud

Elthon
Faul
Fishbaugh
Foster
Hart
Hawkins
Henningsen
Hultman
Jones
Kirketeg

Klein
Leo
Linnevold
Long
Lucas
Martin
Maytag
Mercer
Miller, Ai
Musmaker

Myrland
Reilly
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting: 9.

Dykhouse
Findlay
Jacobson

Keir
Knudson

Lord
Lynes

Miller, J. F.
Newsome

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

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

On motion of Senator Kirketeg, Senate File 360, a bill for an act to legalize payments made by counties to institutions and contracts between counties and institutions for the care and support of neglected, dependent, and delinquent children where such payments exceed eighteen dollars (\$18) per month for each such child, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kirketeg asked and received unanimous consent to withdraw the amendment to Senate File 360 filed by her and found on page 941 of the Senate Journal.

Senator Faul moved that the bill be read a third 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.

Augustine	Doud	Klein	Myrland
Barkley	Elthon	Leo	Reilly
Bateson	Faul	Linnevold	Ritchie
Bekman	Fishbaugh	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting: 10.

Dykhouse	Jacobson	Lord	Miller, J. F.
Findlay	Keir	Lynes	Newsome
Foster	Knudson		

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

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

On motion of Senator Ai Miller, House File 275, a bill for an

act to authorize the state executive council to sell abandoned mining camp schools, which were paid for out of state funds, when no longer needed; also to provide for appraisement and manner of sale of same and disposition of funds derived therefrom, was taken up and considered.

Senator Ai Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes: 41.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Barkley, Senate File 322, a bill for an act to authorize the Treasurer of the State of Iowa to disburse National Forest funds now in his hands and belonging to certain counties in the state of Iowa, was taken up and considered.

Senator Barkley moved that the bill be read a third 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.

Augustine	Berg	Doud	Hart
Barkley	Byers	Elthon	Hawkins
Bateson	Clem	Faul	Henningsen
Bekman	Colburn	Fishbaugh	Hultman
Benson	Dewel	Foster	Jones

Kirketeg	Martin	Myrland	Sharp
Klein	Maytag	Reilly	Skourup
Leo	Mercer	Ritchie	Vittetoe
Linnevold	Miller, Ai	Rockhill	Watson
Long	Musmaker	Schluter	Zastrow
Lucas			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Hultman, House File 470, a bill for an act to amend section three hundred thirteen point thirty-four (313.34), Code 1946, relating to acceptance of bridges by state highway commission, was taken up and considered.

Senator Hultman moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

Senator Hultman moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Musmaker, House File 404, a bill for an act relating to absent voting by members of the armed forces, was taken up and considered.

Senator Musmaker moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Miller, Ai	Vittetoe
Colburn	Jones	Mercer	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Faul, House File 250, a bill for an act to amend section five hundred seventy-two point one (572.1), Code 1946, relating to mechanics' liens, was taken up and considered.

Senator Faul moved that the bill be read a third 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.

Augustine	Benson	Colburn	Faul
Barkley	Berg	Dewel	Fishbaugh
Bateson	Byers	Doud	Foster
Bekman	Clem	Elthon	Hart

Hawkins	Linnevold	Miller, Ai	Schluter
Henningsen	Long	Musmaker	Sharp
Hultman	Lucas	Myrland	Skourup
Jones	Martin	Reilly	Vittetoe
Kirketeg	Maytag	Ritchie	Watson
Klein	Mercer	Rockhill	Zastrow
Leo			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Faul, House File 251, a bill for an act to amend section five hundred seventy-three point one (573.1), Code 1946, relating to labor and materials on public improvements, was taken up and considered.

Senator Faul moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

Senator Faul moved that the vote by which the bill passed the

Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, Senate File 221, a bill for an act to amend section three hundred twenty-one point one hundred ninety-one (321.191), Code 1946, relating to fee for operator's licenses, was taken up and considered.

Senator Augustine took the chair at 11:18 a.m.

Senator Elthon moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes: 38.

Augustine	Doud	Klein	Musmaker
Barkley	Elthon	Leo	Reilly
Bateson	Faul	Linnevold	Ritchie
Bekman	Fishbaugh	Long	Rockhill
Benson	Foster	Lucas	Schluter
Berg	Hart	Martin	Sharp
Byers	Hawkins	Maytag	Skourup
Clem	Henningsen	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Zastrow
Dewel	Kirketeg		

Nays: 2.

Myrland Watson

Absent or not voting: 10.

Dykhous	Jacobson	Lord	Miller, J. F.
Findlay	Keir	Lynes	Newsome
Hultman	Knudson		

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

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

On motion of Senator Doud, House File 22, a bill for an act relating to the exclusion of clerical workers from being a "workman" or "employee" under the workman's compensation law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doud moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhous	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

On motion of Senator Faul, House File 21, a bill for an act to amend sections five hundred fifty-six point twenty-four (556.24), five hundred fifty-six point twenty-five (556.25), and five hundred fifty-six point twenty-six (556.26), Code 1946, relating to conditional sale contracts or lease of utility equipment, the filing thereof and the release and satisfaction thereof, was taken up and considered.

Senator Watson offered the following amendment:

Amend House File 21, Section 2, by striking from line two (2) the word and figure "one (1)" and inserting in lieu thereof the word and figure "two (2)".

Also by striking from line three (3) of Section 2 the word "contracts" and inserting in lieu thereof the word "authorized".

Senator Watson asked and received unanimous consent to withdraw division one of the amendment.

On motion of Senator Watson, the balance of the amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 21 by striking from line 6 of Section 3 the word "true" and inserting in lieu thereof the word "photostatic".

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 21 by striking from line 4 of Section 1 the word "true" and inserting in lieu thereof the word "photostatic".

Further amend House File 21 by striking from line 3 of Section 2 the word "true" and inserting in lieu thereof the word "photostatic".

The amendment was adopted.

Senator Faul moved that the bill be read a third 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.

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Reilly
Bateson	Fishbaugh	Linnevold	Ritchie
Bekman	Foster	Long	Rockhill
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Martin	Sharp
Byers	Henningsen	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Doud			

Nays: none.

Absent or not voting: 9.

Dykhouse	Keir	Lord	Miller, J. F.
Findlay	Knudson	Lynes	Newsome
Jacobson			

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

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

On motion of Senator Skourup, House File 97, a bill for an act to amend section three hundred sixty-six point eleven (366.11), Code 1946, relating to the costs of official publications, was taken up and considered.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes: 40.

Augustine	Berg	Doud	Hart
Barkley	Byers	Elthon	Henningsen
Bateson	Clem	Faul	Hultman
Bekman	Colburn	Fishbaugh	Jones
Benson	Dewel	Foster	Kirketeg

Klein	Martin	Myrland	Sharp
Leo	Maytag	Reilly	Skourup
Linnevold	Mercer	Ritchie	Vittetoe
Long	Miller, Ai	Rockhill	Watson
Lucas	Musmaker	Schluter	Zastrow

Nays: none.

Absent or not voting: 10.

Dykhouse	Jacobson	Lord	Miller, J. F.
Findlay	Keir	Lynes	Newsome
Hawkins	Knudson		

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

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

BILL WITHDRAWN FROM FURTHER CONSIDERATION

Senator Clem asked and received unanimous consent that Senate File 148 be withdrawn from further consideration of the Senate.

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 24, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation of state examiners and assistant state examiners and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House Joint Resolution 3, a bill for an act providing for the acquisition of a home for the Governor of the State of Iowa, the appointment of a committee in relation thereto, and prescribing its powers and providing for an appropriation for that purpose, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 76, a bill for an act to establish a military service

tax credit fund, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 517, a bill for an act authorizing expenditures by the state highway commission from the primary road fund for the biennium beginning July 1, 1947, and ending June 30, 1949, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 24 by filling in the publication clause as follows: "Correctionville News at Correctionville and the Sioux City Journal Tribune at Sioux City."

A. D. CLEM.

Amend House File 263, section 1, line 4, by striking the word "thirty-five" and inserting in lieu thereof the word "thirty-two".

R. R. BATESON.

On motion of Senator Elthon and in accordance with Senate Concurrent Resolution 11, duly adopted and in respect to the reverence expressed therein, the Senate adjourned until 11:00 a.m. Monday, April 7, 1947.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 7, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. E. A. Elliott, retired minister, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Bateson, from residents of Hamilton county favoring local option and opposing liquor legislation.

By Senator Long, from residents of Adair, Appanoose, Carroll, Delaware, Dickinson, Hamilton, Harrison, Page, Polk, Story, Warren, and Winneshiek counties favoring local option and opposing liquor legislation.

By Senator J. F. Miller, from residents of Buena Vista county favoring local option and opposing liquor legislation.

By Senator Zastrow, from residents of Floyd county in opposition to labor legislation.

INTRODUCTION OF BILLS

Senate File 476, by committee on cities and towns, a bill for an act to amend section three hundred fifty-eight point one (358.1), Code 1946, relating to the incorporation of sanitary districts.

Read first and second times, and referred to sifting committee.

Senate File 477, by committee on insurance, a bill for an act to amend section five hundred seven point four (507.4), Code 1946, relating to compensation of insurance examiners and assistant insurance examiners.

Read first and second times, and referred to sifting committee.

Senate File 478, by committee on judiciary 2, a bill for an act to legalize and validate proceedings authorizing acceptance of conveyance of lands known as the "Prisoner of War Camp", Algona, Iowa, with certain buildings and facilities thereon, from

the United States of America by the city of Algona, Iowa, subject to provisions for reversion of title to the United States in the event of breach of conditions stipulated in said deed.

Read first and second times, and referred to sifting committee.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, two scouts and six cub scouts, members of Pack No. 33, from Saylor school who were present in the balcony with their den mother, Mrs. Earl Cowdon.

Senator Lucas asked and received unanimous consent to present to the Senate, twelve camp fire girls from Ames who were present in the balcony with their leaders, Mrs. Dan McCarthy, Mrs. Virgil McPherson and Mrs. Vern McNeal.

Senator Lucas asked and received unanimous consent to present to the Senate, twenty-six pupils from the Madrid high school, students of the class in American government who were present in the balcony with their principal, Mr. C. E. Glancy.

Senator Klein asked and received unanimous consent to present to the Senate, sixteen students of the eighth grade class of the Pella Christian school who were present in the balcony with their superintendent, Mr. H. L. Verhulst and several parents.

BILLS ASSIGNED TO COMMITTEE

President Evans announced the following assignment of bills to committee:

S. F. 392 Appropriations.

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

SENATE CONCURRENT RESOLUTION 23

Whereas, There is now pending before Congress a plan calling for the unification of the armed forces of the United States, and

Whereas, The said plan in one form does not make adequate specific provision for the recognition of the United States Marine Corps as a distinct unit of the armed forces of the United States, and

Whereas, The Marine Corps has established itself over a period of more than a century as one of the greatest fighting organizations in the world and should be continued in its traditional status, and

Whereas, The security of the United States requires the continuation

of a unit versed through experience and training in the art of amphibious warfare, and

Whereas, The United States Marine Corps has, since its organization in 1775, distinguished itself as the greatest and best versed amphibious force in the world, therefore,

Be It Resolved by the Senate of the State of Iowa, the House of Representatives Concurring:

1. That the Congress of the United States be memorialized and urged to take immediate favorable action toward specifically establishing the United States Marine Corps and making adequate provision for its continuation in any plan for unification of the armed forces of the United States.

2. That a copy of this resolution be forwarded to the President of the United States, the President pro tem of the United States Senate, the Speaker of the House of Representatives, and to each Iowa Senator and member of the House of Representatives in the Congress of the United States.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

On motion of Senator Byers, House File 281, a bill for an act to provide an alternative method and procedure for street and sewer improvements in cities and towns, including those organized and operating under special charter and for the levy of special assessments against benefited property in connection therewith and authorizing the issuance of bonds payable from such special assessments, was taken up for further consideration.

Senator Rockhill offered the following amendment and moved its adoption:

Amend House File 281 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Any city or town under any form of municipal government shall have the power and authority to adopt all the provisions of chapter four hundred seventeen (417), Code 1946, by the passage of an ordinance so adopting the same, and thereafter all such cities and towns shall have power and authority to operate under the provisions of said chapter four hundred seventeen (417), Code 1946.

"Sec. 2. All laws or parts of laws in conflict herewith to the extent of said conflict are hereby repealed."

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

SPECIAL ORDER

The hour of 1:30 p.m. having arrived, President Evans announced the special order for the consideration of Senate File 181.

THIRD READING OF BILLS

On motion of Senator Bekman, Senate File 181, a bill for an act to amend sections three hundred thirty-one point twenty-two (331.22), three hundred forty point one (340.1), three hundred forty point three (340.3), three hundred forty point five (340.5), three hundred forty point seven (340.7) to three hundred forty point eleven (340.11), inclusive, three hundred forty point eighteen (340.18) and four hundred forty-four point nine (444.9), Code 1946; to repeal sections three hundred forty point two (340.2), three hundred forty point four (340.4), three hundred forty point six (340.6) and three hundred forty point twelve (340.12), Code 1946, and to enact substitutes therefor—all relating to the compensation of county officers, their deputies, assistants and clerks and the millage levy to pay such compensation, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

1. Amend Senate File 181 by striking therefrom lines fifteen (15) to twenty (20), inclusive, of section seven (7) by inserting in lieu thereof the following:

"3. Fifty thousand and under one hundred thousand, seventy-five per cent of the amount of the salary of his or her principal but not to exceed three thousand dollars."

2. Further amend Senate File 181 by renumbering the quoted subsections which follow the quoted subsection three (3).

3. Further amend Senate File 181 by striking from lines twenty-six (26) and twenty-seven (27) of section seven (7) the words "one-half the amount of the salary of his or her principal." and inserting in lieu thereof the following: "fifty-five to sixty per cent of the amount of the salary of his or her principal as fixed by the board of supervisors."

4. Further amend Senate File 181 by striking all of section eight (8) and inserting in lieu thereof the following:

"Sec. 8. Section three hundred forty point eighteen (340.18), Code 1946, is hereby amended by striking from lines six (6) and seven (7) the words 'shall receive sixty-five per cent of the amount of the salary of his principal.' and by inserting in lieu thereof the following: 'shall

receive seventy-five per cent of the amount of the salary of his principal but not to exceed three thousand dollars.' "

The amendment was adopted.

Senator Lucas offered the following amendment by Senators Lucas, Bateson and Zastrow and moved its adoption:

Amend Senate File 181, section two (2), by adding as subsection fourteen (14) the following: "14". In addition to the foregoing, each county auditor shall receive the sum of three hundred dollars (\$300.00) per annum for discharging his duties as county assessor, ex-officio.

The amendment was adopted.

Senator Faul offered the following amendment by Senators Bekman, Faul, Dewel and Long:

Amend Senate File 181 by adding thereto the following:

"Sec. 11. The board of supervisors shall fix the annual salary of the first deputy assessor appointed pursuant to the provisions of section 2 of Senate File 46, Acts of the Fifty-second General Assembly, and who is in charge of the assessment of property directly under the county auditor, at the same salary paid the county auditor in his respective county. The board of supervisors shall fix the salary of each additional deputy county assessor at the same salary paid the first deputy county auditor in his respective county.

"Sec. 12. Until such time as a city assessor is qualified under the provisions of Senate File 46, Acts of the Fifty-second General Assembly, the compensation of city assessors and deputies shall be as follows:

"1. In cities of the first class having a population of more than twenty-five thousand and less than forty thousand the compensation of the assessor shall be twenty-four hundred dollars per annum, in cities of the first class having a population of more than forty thousand and less than forty-five thousand the compensation of the assessor shall be thirty-two hundred dollars per annum, and in those of less population not more than twenty-four hundred dollars per annum, or not less than seven dollars per day for the time actually employed, to be fixed by the board of supervisors; and that of the deputies not more than seven dollars nor less than five dollars per calendar day, Sunday excepted, for the time actually employed, to be fixed by the board of supervisors.

"2. In cities of the commission form of government having a population of more than twenty-five thousand and less than forty-five thousand the compensation of the head deputy assessor shall be two thousand dollars.

"3. In cities of the first class having a population of more than forty-five thousand and less than sixty thousand the compensation of the assessor shall be thirty-eight hundred dollars per year.

"4. In cities under the commission form of government having a population of more than forty-five thousand and less than sixty thousand, and in cities acting under special charter having a population of more than forty-five thousand and less than sixty thousand the board of

supervisors shall fix the compensation of the assessor at thirty-two hundred dollars per annum, and the compensation of not more than two head deputy assessors at twenty-four hundred dollars per annum.

"5. In cities under the commission form of government having a population of more than sixty thousand and less than one hundred twenty-five thousand the board of supervisors shall fix the compensation of the assessor at forty-eight hundred dollars per annum and the compensation of the two head deputy assessors at thirty-two hundred dollars per annum and the compensation of one additional full time deputy at twenty-four hundred dollars per annum."

Senator Faul offered the following amendment to the amendment and moved its adoption:

Amend the Bekman, Faul, Dewel and Long amendment to Senate File 181 by striking from the first paragraph thereof the following sentence: "The board of supervisors shall fix the salary of each additional deputy county assessor at the same salary paid the first deputy county auditor in his respective county."

The amendment to the amendment was adopted.

On motion of Senator Faul, the amendment as amended was adopted.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 181 by inserting after the word "Dollars" in line ten (10) of section one (1) the following:

"except in those counties now having or which may hereafter have a population in excess of sixty thousand (60,000), with boards not exceeding three (3) members in number, these county supervisors shall each receive an annual salary of thirty-five hundred (\$3,500) dollars."

The amendment was adopted.

Senator Kirketeg offered the following amendment and moved its adoption:

Amend Senate File 181 by adding at the end of the last section thereof the following: "and expiring June 30, 1949."

Roll call was demanded.

Rule 8 was invoked.

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

Ayes, 17:

Augustine
Colburn
Doud
Foster
Hawkins

Jacobson
Jones
Kirketeg
Leo

Linnevold
Long
Lucas
Lynes

Newsome
Ritchie
Rockhill
Zastrow

Nays, 28:

Barkley	Dewel	Hultman	Mercer
Bateson	Dykhouse	Keir	Musmaker
Bekman	Elthon	Klein	Myrland
Benson	Faul	Knudson	Schluter
Berg	Fishbaugh	Lord	Sharp
Byers	Hart	Martin	Skourup
Clem	Henningsen	Maytag	Vittetoe

Absent or not voting, 5:

Findlay	Miller, J. F.	Reilly	Watson
Miller, Ai			

The amendment was lost.

Senator Bekman moved that the bill be read a third 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:

Augustine	Dykhouse	Kirketeg	Mercer
Barkley	Elthon	Klein	Musmaker
Bateson	Faul	Knudson	Myrland
Bekman	Fishbaugh	Leo	Newsome
Benson	Foster	Linnevold	Ritchie
Berg	Hart	Long	Rockhill
Byers	Henningsen	Lord	Schluter
Clem	Hultman	Lucas	Sharp
Colburn	Jacobson	Lynes	Skourup
Dewel	Jones	Martin	Vittetoe
Doud	Keir	Maytag	Zastrow

Nays, 1:

Hawkins

Absent or not voting, 5:

Findlay	Miller, J. F.	Reilly	Watson
Miller, Ai			

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

Senator Bekman moved that the 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 Newsome asked and received unanimous consent that Senate File 35 be rereferred to the sifting committee.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has receded from its amendment to and passed Senate File 144, a bill for an act relating to veterans' preference in public employment under Civil Service.

Also: That the House has concurred in Senate amendments to and passed House File 107, a bill for an act providing for the care of tuberculosis patients in public tuberculosis sanatoria.

Also: That the House has concurred in Senate amendments to House File 53, a bill for an act relating to weeds.

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

House Concurrent Resolution 21, requesting the return of House File 419, a bill for an act to prohibit manufacture, sale or possession of any token, slug or false coin or use thereof in operation of any lawful receptacle or device.

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

Senate Concurrent Resolution 22, memorializing the Congress of the United States to revise and amend the Internal Revenue Code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 160, a bill for an act relating to insecticides and other economic poisons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 521, a bill for an act appropriating funds for various departments and divisions thereof, of the state of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 524, a bill for an act appropriating from the general fund of the state of Iowa to state tax commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 105, a bill for an act relating to annual salary of the Governor of the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 212, a bill for an act providing for the salary to be paid to judges of the supreme court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 448, a bill for an act appropriating from the liquor control fund to industrial commissioner.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 449, a bill for an act appropriating from liquor control act fund to the department of public safety.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 460, a bill for an act relating to the Iowa School Lunch Program.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 21

Whereas, House File 419, a bill for an act to prohibit the manufacture, sale or possession of any token, slug or false coin or use thereof in operation of any lawful receptacle or device and providing penalty therefor, has been passed by both Houses of the Fifty-second General Assembly and is now in the office of the Governor for his approval or disapproval; and,

Whereas, It has been found that certain corrections should be made to said bill; now, therefore

Be It Resolved by the House, the Senate Concurring:

That House File 419 be recalled from the Governor for further consideration.

HOUSE AMENDMENT TO SENATE FILE 460

Amend Senate File 460 as follows:

1. By striking from lines three (3) and four (4), section one (1), the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof the following: "eight thousand dollars (\$8,000.00)".

2. By striking from line seven (7) the figures "\$4,000.00" and inserting in lieu thereof the figures "\$8,000.00".

HOUSE MESSAGES CONSIDERED

House File 160, a bill for an act relating to the distribution, sale or transportation of adulterated or misbranded insecticides, fungicides, rodenticides, and other economic poisons and devices; regulating traffic therein; providing for registration and examination of such materials, imposing penalties, and for other purposes.

Read first and second times, and referred to sifting committee.

House File 521, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for various departments and various divisions thereof, of the state of Iowa, for the purposes provided by law.

Read first and second times, and referred to the sifting committee.

House File 524, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the state tax commission for salaries, support and maintenance of the personal and corporation income, sales and use tax divisions.

Read first and second times, and referred to sifting committee.

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

HOUSE CONCURRENT RESOLUTION 21

Whereas, House File 419, a bill for an act to prohibit the manufacture, sale or possession of any token, slug or false coin or use thereof in operation of any lawful receptacle or device and providing penalty therefor, has been passed by both Houses of the Fifty-second General Assembly and is now in the office of the Governor for his approval or disapproval; and,

Whereas, It has been found that certain corrections should be made to said bill; now, therefore

Be It Resolved by the House, the Senate Concurring:

That House File 419 be recalled from the Governor for further consideration.

The resolution was adopted.

COMMUNICATIONS

The following communication was received:

Eagle Grove, Iowa
April 5, 1947

LIEUTENANT GOVERNOR KENNETH A. EVANS
State House
Des Moines, Iowa
Dear Mr. Evans:

Mother has asked me to write you to express our appreciation for the honor done my father through the adjournment of the Senate on the day of his funeral and the sending of an official delegation.

It was a source of great consolation to us that the Senate of the State of Iowa should wish to pay tribute to Dad's memory in this way.

Sincerely yours,

(Signed) ARTHUR M. BARNES.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3rd the Governor had approved the following bills:

Senate File 171, relating to the commitment and discharge of insane persons.

Senate File 247, relating to restoration of Goose Lake, Greene county.

Senate File 409, relating to cities and towns to jointly acquire buildings.

Also on April 4th he had approved the following bill:

Senate File 315, relating to capital stocks of Iowa corporations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Skourup, 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 53 and 218.

W. N. SKOURUP, *Ranking Member Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 53 and 218.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue, begs leave to report it has had the same under consideration and recommends the same be amended as follows, and when so amended the bill do pass:

Amend House File 502 by striking from lines 4 and 5, section 3, the words and figures "ten million dollars (\$10,000,000.00)", and substituting lieu thereof the words and figures "twelve million dollars (\$12,000,000.00)".

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 35 by adding the following additional section:

"Notwithstanding the provisions of this act, the compensation of members of the general assembly during the terms existing at the time of

the passage of this act, shall be at the rate provided by law at the time of the passage of this act and continue at such rate until the end of said existing terms."

Further amend Senate File 35 by adding the following additional section:

"Section two point thirteen (2.13), Code 1946, is repealed and the following enacted in lieu thereof:

The compensation of the Lieutenant Governor while acting as President of the Senate shall be double the compensation of a member of the general assembly as fixed by sections one (1) and two (2) of this act."

Further amend Senate File 35 by adding the following additional section:

"Section two point fourteen (2.14), Code 1946, is repealed and the following enacted in lieu thereof:

"The Speaker of the House of Representatives shall receive as compensation for his services as Speaker and as a member of the general assembly a sum equal to twice the compensation of a member of the general assembly as fixed by sections one (1) and two (2) of this act."

GEORGE FAUL.

Amend Senate File 290 by adding the following additional sections:

Sec. 4. Amend section one hundred nine point eighty-seven (109.87) by striking the words "Continuous closed season" following the words "Beaver and otter" in lines twenty-eight (28) and twenty-nine (29) and substituting therefor the words "November 10 to January 10."

Sec. 5. Further amend section one hundred nine point eighty-seven (109.87) by adding after line thirty-two (32) the following "Taking or attempting to take beaver on private lands or waters without permission of the owner or tenant shall constitute a misdemeanor punishable as provided in section one hundred nine point thirty-two (109.32)."

J. T. DYKHOUSE.

Amend Senate File 317 by striking all of said bill after the enacting clause and substituting the following in lieu thereof:

"Section 1. Section Three Hundred Ten point Five (310.5), Code 1946, is hereby amended by inserting after the period (.) following the word "state" in line nine (9) of said section the following: 'Provided that any amount, if any, over and above four million dollars (\$4,000,000.00) transferred from the primary road fund to the farm-to-market road fund in any year, under the provisions of Section Three Hundred Ten point Thirty-one (310.31), Code 1946, shall be allotted by the state highway commission among the counties in such manner as to equalize, insofar as practicable, the improvement of the farm-to-market roads in all sections of the state.'"

"Sec. 2. Section Three Hundred Ten point Nine (310.9), Code 1946, is hereby amended by striking all of said section after the word 'required' in line eleven (11) and placing a period (.) after the word 'required'."

"Sec. 3. Section Three Hundred Ten point Ten (310.10), Code 1946, is hereby amended and revised to read as follows:

"The secondary roads of the state are, for the purposes of this chapter, divided into two systems, to-wit: a farm-to-market road system of not more than 35,000 miles, and a local secondary road system. The farm-to-market road system shall embrace those main market secondary roads (not including roads in cities and towns) which connect the rural areas with cities, towns, villages, main market centers, primary roads, and other rural areas, and which have already been designated by the county boards of supervisors, recommended by the state highway commission, and approved by the U. S. Public Roads Administration for inclusion in the Federal Aid Secondary Road System under the Federal Highway Act of 1944. The state highway commission shall file with the county auditor of each county a map showing the farm-to-market road system so approved in that county.

The farm-to-market road mileage of the state shall be equitably divided among all the counties of the state. For that purpose and in order to meet unforeseen or better understood conditions, the said farm-to-market road system in any county shall be subject to revision by the state highway commission but the total mileage of said system shall not be increased above thirty-five thousand (35,000) miles. Any portion of said farm-to-market road system eliminated by any change shall revert to and become a part of the local secondary road system."

"Sec. 4. Section Three Hundred Ten point Thirty-three (310.33), Code 1946, is hereby repealed."

"Sec. 5. There is hereby transferred from any funds in the general fund of the State of Iowa, not otherwise appropriated, to the farm-to-market road fund, the sum of ten million dollars (\$10,000,000.00). One-half of the funds herein transferred to the farm-to-market road fund shall be allotted among all of the counties of the state on the area basis, as provided in Section Three Hundred Ten point Five (310.5), Code 1946. The state highway commission shall allot the remaining one-half of the funds herein transferred to the farm-to-market road fund among the counties in such manner as to equalize, insofar as practicable, the improvement of the farm-to-market roads in all sections of the state. The farm-to-market road funds allotted to any county under the provisions of this section shall be expended in that county as provided in Chapter Three Hundred Ten (310), Code 1946, in the construction, reconstruction, and improvement of the farm-to-market roads."

Sec. 6. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Villisca Review, a newspaper published at Villisca, Iowa, and the Malvern Leader, a newspaper published at Malvern, Iowa.

I further move to amend the title of said bill to read as follows:

A bill for An Act to amend Chapter Three Hundred Ten (310), Code 1946, relating to farm-to-market roads, to enlarge the farm-to-market road system to coincide with the Federal Aid Secondary Road System, to transfer funds from the general fund of the State of Iowa to the farm-to-market road fund, and to provide for the allocation of said funds among the counties of the state.

Committee on Highways,
O. N. HULTMAN, *Chairman*.

Amend Senate File 472 by striking from section 1, line 2, the word four and insert in lieu thereof the words "four thousand five hundred".

Further amend by striking the period in line 3 and adding the word "thousand".

HARLAN C. FOSTER.

On motion of Senator Dewel, the Senate adjourned until 10:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 8, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. M. Edgar Nesse, pastor of the Lutheran church, Jewell, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from members of the Cedar Rapids Building and Construction Trades Council in opposition to proposed labor legislation.

By Senator Sharp, from residents of Clayton county favoring state aid to schools, also relief from land tax.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Doud for the day on request of Senator Henningsen; Senator Benson for the day on request of Senator Leo.

INTRODUCTION OF BILLS

Senate File 479, by committee on highways, a bill for an act to amend section three hundred thirteen and thirty-four hundredths (313.34), Code 1946, relating to interstate bridges.

Read first and second times, and referred to sifting committee.

Senate File 480, by committee on compensation of public officers and employees, a bill for an act to amend the law as it appears in section ninety-six point ten (96.10) in chapter ninety-six (96), Code 1946, relating to the Iowa Employment Security Commission and the compensation of the commissioners.

Read first and second times, and referred to sifting committee.

Senate File 481, by committee on compensation of public officers and employees, a bill for an act relating to the compensation of the members of the board of social welfare.

Read first and second times, and referred to sifting committee.

Senate File 482, by committee on judiciary 2, a bill for an act to legalize and validate the proceedings of the board of directors of the independent school district of Garner in the county of Hancock, state of Iowa, in calling and holding an election on March 10, 1947, on the proposition of issuing bonds of said school district in the amount of eighty thousand dollars for the purpose of constructing, reconstructing, and equipping additional school facilities.

Read first and second times, and referred to sifting committee.

Senate File 483, by committee on judiciary 2, a bill for an act to legalize and validate proceedings authorizing acceptance of conveyance of lands known as "Clarinda Prisoner of War Camp", Clarinda, Iowa, with certain buildings and facilities thereon, from the United States of America by the city of Clarinda, Iowa, subject to provisions for reversion of title to the United States in the event of breach of conditions stipulated in said deed.

Read first and second times, and referred to sifting committee.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate fourteen students of the class in American Government from the Mitchellville high school, who were present in the balcony with their superintendent, Mr. Wm. C. Robinson.

Senator Kirketeg asked and received unanimous consent to present to the Senate nine students, members of the senior class in American Government from the Nodaway consolidated school of Adams county, who were present in the balcony with their superintendent, Mr. W. G. Bennett, and their instructor, Mr. L. L. Watt.

Senator Lucas asked and received unanimous consent to present to the Senate fourteen students from the Vocational Guidance class of the Maxwell high school, who were present in the balcony with their instructor, Mr. Alfred McClintic.

Senator Lord asked and received unanimous consent to present to the Senate the honorable Bert Metcalf, a former member of the legislature from Muscatine county, also the honorable Elmo Ferguson, mayor of Muscatine, who were present in the Senate chamber.

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

HOUSE CONCURRENT RESOLUTION 14

Whereas, the use of alcoholic beverages is rapidly increasing in Iowa; and

Whereas, the habit-forming practice of the use of alcoholic beverages in many cases results in lowered physical and mental efficiency, broken homes, juvenile delinquency, increased crime, and general disregard for law and order, all detrimental to the general Public Welfare; and

Whereas, the General Assembly of Iowa does recognize the inherent right and duty of government to protect and safeguard the general public welfare of its people by all proper means; and

Whereas, the above habit-forming practice is constantly being stimulated and encouraged by the use of advertising and propaganda, much of which comes from out of the state and which has for its purpose financial profit rather than the general public interest and welfare; and

Whereas, there has been introduced in Congress a bill by Senator Arthur Capper known as "S. 265, 'to prohibit the transportation in interstate commerce of advertisements of alcoholic beverages'" which bill is now in the hands of the Senate Committee on Interstate and Foreign Commerce, of which Senator Wallace H. White, Jr., of Maine is the Chairman

Be It Resolved by the House, the Senate Concurring: That the General Assembly of Iowa hereby urges its Senators and Representatives in Congress to use their influence and support in behalf of S. 265 to the end that the general welfare of the people, and especially the youth of Iowa, and of the United States, be safeguarded and protected.

Furthermore, that a copy of said Resolution be sent to the United States Senators from Iowa and the United States Representatives from Iowa, to the Hon. Wallace H. White, Jr., Senator from Maine and to the Hon. Arthur Capper, Senator from Kansas.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Long called up for consideration Senate File 460, a bill for an act to provide for an emergency appropriation for the State Superintendent of Public Instruction, Iowa School Lunch Division, to permit the Iowa School Lunch Program to function during the remainder of the biennium, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENT TO SENATE FILE 460

Amend Senate File 460 as follows:

1. By striking from lines three (3) and four (4), section one (1), the words and figures "four thousand dollars (\$4,000.00)" and inserting in lieu thereof the following: "eight thousand dollars (\$8,000.00)".

2. By striking from line seven (7) the figures "\$4,000.00" and inserting in lieu thereof the figures "\$8,000.00".

The Senate concurred in the House amendments.

Senator Long moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Faul	Leo	Myrland
Barkley	Hart	Linnevold	Newsome
Bateson	Hawkins	Long	Reilly
Bekman	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Clem	Jones	Martin	Skourup
Colburn	Keir	Maytag	Vittetoe
Dewel	Kirketeg	Mercer	Watson
Dykhouse	Knudson	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 9:

Benson	Fishbaugh	Klein	Miller, J. F.
Doud	Foster	Miller, Ai	Rockhill
Findlay			

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

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 23, memorializing the Congress of the United States to specifically establish the United States Marine Corps.

Also: That the House has concurred in Senate amendments to and passed House File 492, a bill for an act legalizing proceedings authorizing and providing for issuance, sale and delivery of school building bonds by independent school district of Bettendorf, Iowa.

Also: That the House has concurred in Senate amendments to and passed House File 515, a bill for an act legalizing the proceedings to

authorize payment of certain expenditures made by the city of Cedar Rapids, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 54, a bill for an act relating to compensation and expenses of state examiners and assistant state examiners and providing an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 82, a bill for an act relating to compensation of clerk of the grand jury.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 142, a bill for an act relating to the salary of the special assistant attorney general assigned to supervising work of highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 231, a bill for an act relating to the salaries of Secretary of State, auditor of state, treasurer of state, attorney general, secretary of agriculture and superintendent of public instruction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 364, a bill for an act relating to building and loan, and incorporated associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 410, a bill for an act relating to salaries of members of the state tax commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 461, a bill for an act relating to compensation of members of board of water works trustees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 525, a bill for an act appropriating from the general fund of the state to the cosmetology examiners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 526, a bill for an act relating to transfer of funds in the state sinking fund for public deposit.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 78, a bill for an act relating to compensation of shorthand reporters.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946.

Read first and second times, and referred to the sifting committee.

House File 82, a bill for an act to amend section seven hundred seventy point twenty-one (770.21), Code 1946, relating to compensation of clerk of the grand jury.

Read first and second times, and referred to the sifting committee.

House File 142, a bill for an act to amend section three hundred seven point nine (307.9), Code 1946, relating to the salary of the special assistant attorney general assigned to look after the work of the highway commission.

Read first and second times, and referred to the sifting committee.

House File 231, a bill for an act relating to the salaries of the Secretary of State, Auditor of State, Treasurer of State, Attorney General, Secretary of Agriculture, and Superintendent of Public Instruction.

Read first and second times, and referred to the sifting committee.

House File 364, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations.

Read first and second times, and referred to the sifting committee.

House File 410, a bill for an act to amend section four hundred twenty-one point eight (421.8), Code 1946, relating to salaries of the members of the state tax commission.

Read first and second times, and referred to the sifting committee.

House File 461, a bill for an act relating to compensation of members of board of water works trustees and to amend section three hundred ninety-eight point eight (398.8), Code 1946.

Read first and second times, and referred to the sifting committee.

House File 525, a bill for an act to appropriate from the general fund of the state to the cosmetology examiners for operating deficiency to June 30, 1947.

Read first and second times, and referred to the sifting committee.

House File 526, a bill for an act to provide for the transfer of funds in the state sinking fund for public deposit, created in chapter four hundred fifty-four (454), Code 1946, and the transfer of such funds therefrom creates a general contingent fund for the ensuing biennium and providing for the administration of said fund.

Read first and second times, and referred to the sifting committee.

UNFINISHED BUSINESS

On motion of Byers the Senate resumed consideration of House File 281, a bill for an act to provide an alternative method and procedure for street and sewer improvements in cities and towns, including those organized and operating under special charter and for the levy of special assessments against benefited property in connection therewith and authorizing the issuance of bonds payable from such special assessments.

Senator Rockhill called up the following amendment and moved its adoption:

Amend House File 281 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Any city or town under any form of municipal government shall have the power and authority to adopt all the provisions of chapter four hundred seventeen (417), Code 1946, by the passage of an ordinance so adopting the same, and thereafter all such cities and towns shall have power and authority to operate under the provisions of said chapter four hundred seventeen (417), Code 1946.

"Sec. 2. All laws or parts of laws in conflict herewith to the extent of said conflict are hereby repealed."

Senator Vittetoe moved that House File 281 be rereferred to the sifting committee.

The motion was lost.

The amendment was adopted.

Senator Elthon moved that action on House File 281 be deferred and that the bill retain its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Jacobson, Senate File 424, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of water revenue bonds by the town of Lansing, Iowa and the provisions made for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of said town, was taken up, and considered.

Senator Jacobson offered the following amendment and moved its adoption:

Amend Senate File 424 by striking all of lines 3, 4, 5 and 6 of section 2 and substituting in lieu thereof the following: "Allamakee Journal, a newspaper published in Lansing, Iowa, and in the Waukon Republican and Standard, a newspaper published in Waukon, Iowa, all without expense to the state."

The amendment was adopted.

Senator Jacobson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Musmaker
Barkley	Foster	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Berg	Henningsen	Lord	Ritchie
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, Ai	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Benson	Findlay	Miller, J. F.	Rockhill
Doud			

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

On motion of Senator Berg, House File 512, a bill for an act to enable the City of Waterloo, Iowa to increase the salaries of all non-elective city employees Ten (\$10.00) Dollars per month for the period commencing April 1, 1947, and ending March 31, 1948, by transfer of money from the City Sewage Disposal fund to various city funds; and by authorizing the City of Waterloo, Iowa, to raise its total estimated budget expenditure and appropriations for said period in the sum of Twenty-six Thousand Four Hundred Forty (\$26,440.00) Dollars, was taken up, and considered.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Foster	Leo	Myrland
Barkley	Hart	Linnevold	Newsome
Bateson	Hawkins	Long	Reilly
Bekman	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Benson	Findlay	Fishbaugh	Miller, J. F.
Doud			

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

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

On motion of Senator Kirketeg, Senate File 302, a bill for an act to allow sick leave for all public school employees, to specify a definite minimum allowance and to provide for an accumulation

of unused time within a school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend Senate File 302 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Public school employees are granted leave of absence for personal illness or injury with full pay in the following minimum amounts:

1. The first year of employment 5 days.
2. The second year of employment 6 days.
3. The third year of employment 7 days.
4. The fourth year of employment 8 days.
5. The fifth and subsequent years of employment 9 days.

The above amounts shall apply only to consecutive years of employment in the same school district and unused portions shall be cumulative to a maximum of thirty-five days. The school board may, in each instance, require such reasonable evidence as it may desire confirming the necessity for such leave of absence."

Senator Bekman took the chair at 11:20 a.m.

The amendment was adopted.

Senator Kirketeg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Musmaker
Barkley	Foster	Leo	Myrland
Bateson	Hart	Linnevold	Reilly
Bekman	Hawkins	Long	Ritchie
Berg	Henningsen	Lord	Rockhill
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, Ai	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Benson	Findlay	Miller, J. F.	Newsome
Doud			

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

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

On motion of Senator Bateson Senate File 244, a bill for an act to amend sections seven hundred seventy point nineteen (770.19) and seven hundred seventy point twenty-one (770.21), Code 1946, with reference to increasing the compensation of grand jury clerks, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bateson moved that the bill be read a third 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:

Augustine	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul	Leo	Myrland	

Nays, 1:

Kirketeg

Absent or not voting, 6:

Barkley	Doud	Hawkins	Miller, J. F.
Benson	Findlay		

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

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

On motion of Senator Lynes, Senate File 229, a bill for an act to amend chapter one hundred seventy-eight (178), Code 1946, relating to the "State Dairy Association", with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

Amend Senate File 229 by striking all after the enacting clause as follows: Section one (1), Amend section one hundred seventy-eight point four (178.4), Code 1946, as follows:

Insert a period after the word "committee" in line seven (7) and strike the remainder of the section and further amend by inserting in lieu thereof the following:

"Executive Committee may establish the salary of the Secretary of the Dairy Association subject to the approval of the Secretary of Agriculture."

The amendments were adopted.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Fishbaugh	Leo	Myrland
Bateson	Foster	LinnevoId	Newsome
Bekman	Hart	Long	Reilly
Berg	Henningsen	Lord	Ritchie
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
DykhousE	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, Ai	Watson
Faul	Knudson	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Doud	Hawkins	Miller, J. F.
Benson	Findlay		

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

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

On motion of Senator Foster, Senate File 471, a bill for an act to amend chapter eighty (80), Code 1946, relating to the salary of the commissioner of the department of public safety, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 471 by striking the words and figures "five thousand dollars (\$5,000)" in lines four (4) and five (5) and inserting in

lieu thereof the words and figures "five thousand five hundred dollars (\$5,500)".

The amendment was lost.

Senator Foster moved that the bill be read a third 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:

Augustine	Fishbaugh	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Berg	Henningsen	Lord	Ritchie
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Dykhouse	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, Ai	Watson
Faul	Knudson	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Doud	Hawkins	Miller, J. F.
Benson	Findlay		

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

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

On motion of Senator Clem, Senate File 24, a bill for an act to amend section eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation of state examiners and assistant state examiners and to repeal section eleven point twenty (11.20) and eleven point twenty-one (11.21) Code 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Clem asked and received unanimous consent that House File 54 be substituted for Senate File 24.

On motion of Senator Clem, House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty

(11.20) and eleven point twenty-one (11.21), Code 1946, was taken up and considered.

Senator Faul asked and received unanimous consent that action on House File 54 be deferred and that the bill retain its place on the calendar.

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

AFTERNOON SESSION

The Senate reconvened, President Evans 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 149, a bill for an act relating to fees of jurors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 419, a bill for an act prohibiting manufacture, sale or possession of any token, slug or false coin or use thereof in operation of any lawful receptacle or device.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 5, a bill for an act relating to compensation of municipal court reporters.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 72, a bill for an act relating to salaries of municipal court employees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 76, a bill for an act providing for appointment and compensation of probation officers in the juvenile court.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 262, a bill for an act relating to compensation of councilmen in cities and towns.

Also: That the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File 295, a bill for an act relating to the salary of a judge of the superior court.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 298, a bill for an act establishing the salary of the insurance commissioner.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 444, a bill for an act legalizing and validating the election and all proceedings of the town council and town officials of the town of Manilla, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 445, a bill for an act relating to the state architect securing advice and consulting with other architects.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 76

Amend Senate File 76, section 1, subsection 6, lines 1, 2 and 3 by striking the words "juvenile court" and inserting in lieu thereof the words "probation office".

HOUSE AMENDMENT TO SENATE FILE 298

Amend Senate File 298 as follows:

1. By striking the words and figures "six thousand dollars (\$6,000.00)" from the last line of section 1 and inserting in lieu thereof the following: "five thousand six hundred dollars (\$5,600.00)".

HOUSE AMENDMENT TO SENATE FILE 445

Amend Senate File 445 by striking all after the enacting clause and inserting in lieu thereof the following: Amend section two hundred eighteen point fifty-eight (218.58), Code 1946, by striking the period following the word "year" in line 11 and adding in lieu thereof a comma (,) and the words "unless a larger amount is approved by the committee on retrenchment and reform."

HOUSE MESSAGE CONSIDERED

House File 149, a bill for an act to amend section six hundred seven point five (607.5), Code 1946, relating to fees of jurors.

Read first and second times and referred to sifting committee.

THIRD READING OF BILLS

On motion of Senator Foster, Senate File 472, a bill for an act to amend section one hundred twenty-three point ten, (123.10), Code 1946, relating to salaries of the members of the Iowa liquor control commission, was taken up, and considered.

Senator Foster offered the following amendment and moved its adoption:

Amend Senate File 472 by striking from section 1, line 2, the word four and insert in lieu thereof the words "four thousand five hundred".

Further amend by striking the period in line 3 and adding the word "thousand".

The amendment was adopted.

Senator Foster asked and received unanimous consent to insert "Code 1946" following "(123.10)" in line 2 of section 1.

Senator Foster moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Foster	Knudson	Myrland
Barkley	Hart	Leo	Newsome
Bateson	Hawkins	Long	Reilly
Bekman	Fishbaugh	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Benson	Findlay	Linnevold	Miller, J. F.
Doud			

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

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

On motion of Senator Bateson, Senate File 252, a bill for an act to amend chapter one hundred seven (107), Code 1946, relating to the state conservation commission and its officers and employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend Senate File 252, section 1, line 4, by striking the words "four hundred"

Further amend by striking section 3.

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 252 by striking from lines 4 and 5 of section 2 thereof the words: "two thousand one hundred" and inserting in lieu thereof the words "two thousand two hundred".

The amendment was adopted.

Senator Foster moved that the bill be read a third 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:

Augustine	Fishbaugh	Leo	Myrland
Barkley	Foster	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhousé	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Musmaker	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 4:

Benson	Doud	Findlay	Miller, J. F.
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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 Bateson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Fishbaugh, Senate File 378, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Klein took the chair at 2:45 p.m.

Senator Fishbaugh asked and received unanimous consent that action on Senate File 378 be deferred and that the bill retain its place on the calendar.

On motion of Senator Dykhous, Senate File 290, a bill for an act to amend chapter one hundred nine (109), Code 1946, relating to fish and game conservation, was taken up and considered.

Senator Dykhous offered the following amendment and moved its adoption:

Amend Senate File 290 as follows:

Strike all of lines 10, 11, 12, and 13, and substitute in lieu thereof the following:

"Said impost shall be ten (10) per cent of the average purchase price paid by Iowa fur dealers on furs listed in section one hundred nine point forty (109.40), Code 1946, for the five (5) year period next preceding the current fur season of each year.

"For the purpose of this act said five (5) year average price shall be that compiled by the state conservation commission and shall be final."

Senator Lucas offered the following amendment by Senators Lucas and Ritchie to the amendment and moved its adoption:

Amend the amendment by striking the word, "ten (10)" and figures in line four (4) and inserting in lieu thereof the word and figure "five (5)".

President Evans took the chair at 3:00 p.m.

The amendment to the amendment was adopted.

Senator Dykhous offered the following amendment to his amendment and moved its adoption:

Amend the amendment by striking after the word "the" in line seven (7) the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)".

Further amend Senate File 290 by adding thereto the following as an additional section:

"Section one hundred ten point one (110.1), Code 1946, is amended as follows:

1. Strike the words "using not more than fifteen traps" in lines fifty-two (52) and fifty-three (53).
2. Strike all of line fifty-four (54), fifty-five (55) and fifty-six (56).

The amendment to the amendment was adopted.

On motion of Senator Dykhous the amendment as amended was adopted.

Senator Dykhous offered the following amendment and moved its adoption:

Amend by striking after the word "said" in line nine (9) the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)".

The amendment was adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend Senate File 290 by adding the following additional sections:

Sec. 4. Amend section one hundred nine point eighty-seven (109.87), Code 1946, by striking the words "Continuous closed season" following the words "Beaver and otter" in lines twenty-eight (28) and twenty-nine (29) and substituting therefor the words "November 10 to January 10."

Sec. 5. Further amend section one hundred nine point eighty-seven (109.87), Code 1946, by adding after line thirty-two (32) the following: "Taking or attempting to take beaver on private lands or waters without permission of the owner or tenant shall constitute a misdemeanor punishable as provided in section one hundred nine point thirty-two (109.32), Code 1946."

The amendment was adopted:

Senator Dykhouse asked and received unanimous consent to correct the title.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 28:

Bateson	Dykhouse	Knudson	Miller, Ai
Bekman	Foster	Long	Musmaker
Berg	Hart	Lord	Myrland
Byers	Henningsen	Lucas	Reilly
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson

Nays, 16:

Augustine	Hultman	Linnevold	Rockhill
Barkley	Kirketeg	Lynes	Schluter
Faul	Klein	Newsome	Sharp
Fishbaugh	Leo	Ritchie	Zastrow

Absent or not voting, 6:

Benson	Elthon	Hawkins	Miller, J. F.
Doud	Findlay		

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

Senator Dykhouse moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Clem called up for consideration Senate File 76, a bill for an act to repeal section two hundred thirty-one point eight (231.8), Code 1946, providing for the appointment and compensation of probate officers in the juvenile court and to enact a substitute therefor, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 76, section 1, subsection 6, lines 1, 2 and 3 by striking the words "juvenile court" and inserting in lieu thereof the words "probation office".

The Senate concurred in the House amendment.

Senator Clem moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Fishbaugh	Leo	Myrland
Barkley	Foster	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, A	Watson
Elthon	Klein	Musmaker	Zastrow
Faul	Knudson		

Nays: none.

Absent or not voting, 4:

Benson	Doud	Findlay	Miller, J. F.
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The bill having received a consitutional majority was declared to have passed the Senate and the title was agreed to.

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

COMMUNICATIONS

The following communication was received:

STATE OF IOWA
OFFICE OF THE GOVERNOR
DES MOINES

Robert D. Blue, Governor

April 7, 1947

Hon. Kenneth A. Evans
Lt. Governor
State House
Dear Sir:

I am returning herewith Senate File 238 which I have disapproved for the following reasons.

The bill contains this provision: "The council may also convey as above provided, a headquarters site in the city of McGregor".

The bill does not contain any appropriation for securing such a site, nor designate any existing site which the state might own.

If the bill contemplates a purchase of a site it fails to not only make the appropriation, but to indicate what funds are to be used in making the purchase if a site is to be purchased and places no limitation upon the sum of money to be spent therefor.

b/h

Respectfully submitted,
ROBERT D. BLUE, Governor.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

LEGALIZING ACT CALENDAR

S. F. 478

H. F. 389

SIFTING COMMITTEE CALENDAR

S. F. 267

H. F. 82

S. F. 375

S. F. 268

H. F. 499

H. F. 136

S. F. 399

H. F. 502

H. F. 176

H. F. 518

H. F. 420

H. F. 120

H. F. 521

S. F. 231

H. F. 125

H. F. 524

H. F. 212

H. F. 495

H. F. 76

H. F. 466

H. F. 321

S. F. 477

H. F. 52

H. F. 272

IRVING D. LONG, Chairman.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 518 Appropriations.

H. F. 521 Appropriations.

H. F. 524 Appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 105, 144, 212, 448 and 449; and House Files 22, 97, 107, 196, 250, 251, 275, 404, 470, 492, 512 and 515.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 105, 144, 212, 448 and 449; and House Files 22, 97, 107, 196, 250, 251, 275, 404, 470, 492, 512 and 515.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 8th day of April, 1947, sent to the Governor for his approval: Senate Files 105, 144, 212, 448 and 449.

ROBERT C. REILLY, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 511, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the board of education for the support, maintenance, repairs, replacements or alterations of institutions under said 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 House File 511 as follows:

Section 1. Substitute for the words and figures in lines six and seven (6 and 7), eleven million nine hundred eighty-six thousand, five hundred dollars (\$11,986,500), the words and figures twelve million twelve thousand, five hundred dollars (\$12,012,500).

Sec. 7. Substitute for the words and figures in lines four (4) and five (5), one million two hundred seven thousand dollars (\$1,207,000), the words and figures one million two hundred thirty-three thousand dollars (\$1,233,000).

Further amend section 7 by substituting for the figures in line ten (10), fifty thousand dollars (\$50,000) the figures seventy-six thousand dollars (\$76,000).

Further amend section 7 by striking the figures one million two hundred seven thousand dollars (\$1,207,000) in line twelve (12) and substitute in lieu thereof the figures one million two hundred thirty-three thousand dollars (\$1,233,000).

Sec. 9. Amend section 9, line sixteen (16) by striking the figures eleven million nine hundred eighty-six thousand five hundred dollars (\$11,986,500) and insert in lieu thereof the figures twelve million twelve thousand five hundred dollars (\$12,012,500).

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate Joint Resolution 9, creating a special committee to investigate the primary and secondary road problems of Iowa and to recommend program of improvement and maintenance of both primary and secondary roads and means of financing such program, defining the powers and duties of said committee, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 478 by striking the following: "WHEREAS, doubt has arisen concerning the validity and the legal sufficiency of the action of the City Council of the City of Algona, Iowa, in accepting said conveyance and obligating itself and the citizens thereof under the provisions and conditions contained in said conveyance, including the development of an airport upon the lands demised and the expenditure of municipal funds thereof; NOW THEREFORE," and inserting in lieu thereof the following "WHEREAS, doubt has arisen concerning the validity and legal sufficiency of the action of the City Council of the City of Algona, Iowa, in accepting said conveyance and obligating itself and the citizens thereof under the express provisions of code section 565.6, Code 1946, and under the provisions and conditions contained in said conveyance, including the development of the airport upon the lands demised and the expenditures of municipal funds therefor, in order to put all such doubts forever at rest, NOW THEREFORE,"

Further amend Senate File 478 by striking the period in line 15 of section 1, and add the following: " , regardless of any limitations upon the right, power or authority of said City of Algona, Iowa, to acquire such property pursuant to the provisions of Code Section 565.6, Code 1946, or any other statute relating to the right, power and authority of the city council of Algona, Iowa, to acquire in any manner lands for airport purposes."

Further amend by striking all of section 2.

DUANE E. DEWEL.

Amend House File 54 by striking therefrom section 4 and section 5.

JOHN BERG.

IRVING D. LONG.

Amend House File 263 by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section 337.11, sub-division 11, Code 1946, is amended by striking the word 'twenty' in line 2, and inserting in lieu thereof the word 'thirty', and by inserting after the word 'meal' in line 2 the following: 'in counties having a population of over 40,000 and thirty-two cents for each meal in counties having a population of 40,000 or less'."

R. R. BATESON.

1. Amend House File 364 by inserting immediately after section 5 as section 6 the following:

"Sec. 6. Section six hundred eighty-two point forty-five (682.45), Code 1946, is amended by striking the period at the end of said section and adding thereto the following: 'and in real estate loans which are guaranteed or insured by the Administrator of Veterans' Affairs under the provisions of Title III of the Servicemen's Readjustment Act of 1944, as amended, otherwise known as the "G. I. Bill of Rights".' "

2. Further amend House File 364 by renumbering the succeeding sections.

3. Further amend House File 364 by striking all of lines 2 and 3 of the title and inserting in lieu thereof the following: "four (534) and section six hundred eighty-two point forty-five (682.45), Code 1946, relating to building and loan and incorporated association and federal insured loans."

GEORGE FAUL.

Amend House File 431 as follows:

1. By striking therefrom paragraph (d) of section 5 thereof.

2. By striking the comma (,) after the word "applications" in line 43 of section 5 and by inserting in lieu thereof the following: "and the passing by the applicant of an examination prescribed and conducted by the Department of Public Safety to ascertain the qualifications, fitness and competency of the applicant to engage in the private detective business or profession,"

ARTHUR H. JACOBSON.

Amend House File 521, section 29 line 18 by striking the figures "\$3600" and insert in lieu thereof the figures "3160".

Further amend section 29 line 20 by striking the figures "44,400" and insert in lieu thereof the figures "44,840".

E. K. BEKMAN.

On motion of Senator Keir, the Senate adjourned until 10:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 9, 1947.

The Senate met in regular session, President pro tempore Leo presiding.

Prayer was offered by Rev. W. F. Baker, pastor of the Baptist church, Malvern, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Benson for the day on request of Senator Rockhill.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county favoring local option and opposing liquor legislation.

By Senator Dewel, from state highway employees of Kossuth county favoring old age and survivors insurance.

By Senator Long, from residents of Boone and Poweshiek counties favoring local option and opposing liquor legislation.

By Senator Newsome, from residents of Wayne county favoring proposed conservation legislation, also, favoring state aid to schools.

By Senator Sharp, from residents of Clayton county favoring state aid to schools.

By Senator Zastrow, from residents of Floyd county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate Joint Resolution 11, by committee on appropriations, a resolution to authorize the State Board of Education to co-operate with the city of Ames in the construction, operation and maintenance of a sewage disposal plant and system to serve both the Iowa State College and the city of Ames and to pay to said city certain sums therefor.

Read first and second times, and referred to the sifting committee.

COURTESY "TULIP TIME FESTIVAL" COMMITTEE

Senator Tunis H. Klein extends an invitation to members of both the House and the Senate, together with officers, clerks and employees, to attend a program given by a committee representing the "Tulip Time Festival". The program will be in the House Chamber, April 10th at 3:00 p.m. After the program refreshments will be served in Committee Room No. 22 of the Senate.

PRESENTATION OF VISITORS

Senator Lord asked and received unanimous consent to present to the Senate, Mr. William Schmidt, postmaster of Nichols, Iowa, who was present in the Senate chamber.

Senator Lucas asked and received unanimous consent to present to the Senate, fifty-one students of the Slater high school who were present in the balcony with their superintendent, Mr. W. S. Butt, and several parents.

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

HOUSE CONCURRENT RESOLUTION 19

Whereas, The school lunch program provided by the federal government has been of very great benefit to the children of the United States and the state of Iowa, and

Whereas, These hot lunches add greatly to the health, energy and scholastic accomplishments of school children, and

Whereas, The state of Iowa has appropriated funds to administer the lunch program and desires that the program be continued, and

Whereas, The state of Iowa has considered that the use of federal funds for this program is proper and promotes the general welfare of the United States and the state of Iowa, now therefore

Be It Resolved by the House of Representatives of the State of Iowa, the Senate Concurring:

That the Congress of the United States is memorialized to continue its allocation of funds for the support of the school lunch program.

Be It Further Resolved: That the Chief Clerk be instructed to send a copy of this resolution to the United States Senators from Iowa, and to all of the Representatives in Congress from Iowa.

The motion was lost, and the resolution failed to be adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in amendment one (1), refused to concur in amendments two (2) and three (3), and amended and concurred in amendment four (4) to House File 21, a bill for an act relating to conditional sale contracts or lease of utility equipment.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 262, a bill for an act relating to local boards of health.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 316, a bill for an act relating to the compensation of members of the highway patrol.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 506, a bill for an act relating to the penalty for contributing to the delinquency of a minor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 507, a bill for an act relating to wanton neglect on the part of a parent.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 508, a bill for an act granting jurisdiction to juvenile courts in prosecutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 509, a bill for an act providing power in the juvenile court to recall a juvenile committed under mandatory provisions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 510, a bill for an act providing for release or discharge of a child from certain commitments by a juvenile court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 520, a bill for an act relating to salaries of the members of the Iowa Liquor Control Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 523, a bill for an act relating to the compensation of members of board of social welfare.

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

House Concurrent Resolution 18, fixing the date of the sine die adjournment of the Fifty-second General Assembly.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 235, a bill for an act relating to the beef cattle producer's association.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 345, a bill for an act relating to coal mines and mining by setting compensation of board of examiners.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 416, a bill for an act relating to the pay of women inspectors at state hospitals for insane.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 18

Be It Resolved by the House, the Senate Concurring: That the Fifty-second (52nd) General Assembly adjourn sine die at 5:00 o'clock p.m., on Friday, April 18, 1947.

HOUSE AMENDMENT TO SENATE FILE 235

Amend Senate File 235 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section one hundred eighty-one point four (181.4) by striking all after the word "chapter" in line five (5) and inserting in lieu thereof the following: 'The salary of such persons so employed shall be set by the executive committee subject to the approval of the Secretary of Agriculture, and such persons shall hold office at the pleasure of the executive committee'."

HOUSE MESSAGES CONSIDERED

House File 262, a bill for an act to amend sections one hundred thirty-seven point one (137.1), one hundred thirty-seven point two (137.2), one hundred thirty-seven point three (137.3), one hundred thirty-seven point eight (137.8), one hundred thirty-nine point twenty (139.20), one hundred forty point thirty-four (140.34), and three hundred fifty-nine point seventeen (359.17), Code 1946, relating to local boards of health.

Read first and second times, and referred to the sifting committee.

House File 316, a bill for an act to amend section eighty point

eight (80.8), Code 1946, relating to the compensation of members of the highway patrol.

Read first and second times, and referred to the sifting committee.

House File 506, a bill for an act to amend section two hundred thirty-three point two (233.2), Code 1946, relating to the penalty for contributing to the delinquency of a minor.

Read first and second times, and referred to the sifting committee.

House File 507, a bill for an act relating to wanton neglect on the part of a parent, making it unlawful and providing penalty therefor.

Read first and second times, and referred to the sifting committee.

House File 508, a bill for an act granting jurisdiction to juvenile courts in prosecutions arising under and by virtue of the provisions of section two hundred thirty-three point one (233.1), Code 1946.

Read first and second times, and referred to the sifting committee.

House File 509, a bill for an act to amend section two hundred thirty-two point twenty-seven (232.27), Code 1946, by adding thereto a paragraph providing power in the juvenile court to recall a juvenile committed under mandatory provisions of said section and to deal with said juvenile further thereafter.

Read first and second times, and referred to the sifting committee.

House File 510, a bill for an act to amend section two hundred thirty-two point thirty (232.30), Code 1946, by adding thereto a paragraph providing for release or discharge of a child from certain commitments by a juvenile court.

Read first and second times, and referred to the sifting committee.

House File 520, a bill for an act to amend section one hundred twenty-three point ten (123.10), Code 1946, relating to salaries of the members of the Iowa Liquor Control Commission.

Read first and second times, and referred to the sifting committee.

House File 523, a bill for an act relating to the compensation of the members of the board of social welfare.

Read first and second times, and referred to the sifting committee.

RECONSIDERATION OF HOUSE FILE 419

On motion of Senator Berg, House File 419, a bill for an act to prohibit the manufacture, sale or possession of any token, slug or false coin or use thereof in the operation of any parking meter, vending machine, coin-box telephone or other lawful receptable or device, and providing a penalty therefor, was taken up for further consideration.

Senator Berg moved that the signature of the President of the Senate on House File 419 be expunged from the record, which motion prevailed.

Senator Berg moved that the record whereby the report of the committee on enrolled bills on House File 419 was adopted be expunged from the record, which motion prevailed.

Senator Berg moved to reconsider the vote by which House File 419 was reconsidered and the motion to reconsider was laid on the table, which motion prevailed.

Senator Berg moved that the Senate reconsider the vote by which House File 419 passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 419 passed the Senate?" the vote was:

Ayes, 46:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, A	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Benson	Findlay	Knudson	Miller, J. F.
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The motion to reconsider prevailed.

Senator Berg moved to reconsider the vote by which House File 419 went to its third reading, which motion prevailed.

Senator Berg moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lynes	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, A.	Watson
Dykhouse	Keir	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Kirketeg	Lucas	Miller, J. F.
Findlay	Knudson		

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

Senator Berg moved that the 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 Colburn called up for consideration Senate File 235, a bill for an act to amend Chapter one hundred eighty-one (181), Code 1946, relating to the Beef Cattle Producer's Association, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 235 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section one hundred eighty-one point four (181.4) by striking all after the word "chapter" in line five (5) and inserting in lieu thereof the following: 'The salary of such persons so employed shall be set by the executive committee subject to the

approval of the Secretary of Agriculture, and such persons shall hold office at the pleasure of the executive committee'."

The Senate concurred in the House amendment.

Senator Colburn moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, A	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Benson	Findlay	Hawkins	Miller, J. F.
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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 Colburn moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MOTION TO RECONSIDER

Senator Jacobson called up the motion to reconsider the vote by which House File 431 failed to pass the Senate, filed by him and found on page 967 of the Senate journal and moved its adoption.

The motion prevailed and the motion to reconsider was adopted.

Senator Jacobson asked and received unanimous consent that further action on House File 431 be deferred and that the bill retain its place on the calendar.

MOTION TO RECONSIDER

I move that the vote by which the Rockhill amendment to House File 281 filed April 2, 1947, was adopted be reconsidered.

FRANK D. MARTIN.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 478, a proposed bill for the legalization of the proceedings of the council of the city of Algona, Iowa, authorizing acceptance of conveyance of lands known as the Prisoner of War Camp from the United States of America by the council of the city of Algona, Iowa.

W. J. SCARBOROUGH, *Secretary*.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Lucas asked and received unanimous consent to present to the Senate twenty-six students from the junior high school of Huxley, who were present in the balcony with their instructor, Marion Chance.

Senator Faul asked and received unanimous consent to present to the Senate two hundred students of the Washington Irving junior high school, who were present in the balcony with their principal, Victor E. Marston, and instructors, Blanche Wiley and Carrie Woodford.

HOUSE AMENDMENT CONSIDERED

Senator Faul called up for consideration Senate File 298, a bill for an act to establish the salary of the insurance commissioner, amended by the House, and moved that the Senate refuse to concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 298

Amend Senate File 298 as follows:

1. By striking the words and figures "six thousand dollars (\$6,000.00)" from the last line of section 1 and inserting in lieu thereof the following: "five thousand six hundred dollars (\$5,600.00)".

The Senate refused to concur in the House amendment.

Senator Schluter called up for consideration Senate File 445, a bill for an act to amend section two hundred eighteen point fifty-eight (218.58), Code 1946, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 445

Amend Senate File 445 by striking all after the enacting clause and inserting in lieu thereof the following: Amend section two hundred eighteen point fifty-eight (218.58), Code 1946, by striking the period following the word "year" in line 11 and adding in lieu thereof a comma (,) and the words "unless a larger amount is approved by the committee on retrenchment and reform."

The Senate concurred in the House amendment.

Senator Schluter moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Musmaker
Bateson	Foster	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Berg	Hawkins	Long	Reilly
Byers	Henningsen	Lord	Ritchie
Clem	Hultman	Lucas	Rockhill
Colburn	Jacobson	Lynes	Schluter
Dewel	Jones	Martin	Sharp
Doud	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, A.	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Miller, J. F.	Skourup
Benson			

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

Senator Schluter moved that the 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 Dewel, Senate File 478, a bill for an act to legalize and validate proceedings authorizing acceptance of conveyance of lands known as the "Prisoner of War Camp", Algona, Iowa, with certain buildings and facilities thereon, from the United States of America by the city of Algona, Iowa, subject to provisions for reversion of title to the United States in the event of breach of conditions stipulated in said deed, was taken up and considered.

Senator Dewel offered the following amendment and moved its adoption:

Amend Senate File 478 by striking the following: "WHEREAS, doubt has arisen concerning the validity and the legal sufficiency of the action of the city council of the city of Algona, Iowa, in accepting said conveyance and obligating itself and the citizens thereof under the provisions and conditions contained in said conveyance, including the development of an airport upon the lands demised and the expenditure of municipal funds thereof; NOW THEREFORE," and inserting in lieu thereof the following: "WHEREAS, doubt has arisen concerning the validity and legal sufficiency of the action of the city council of the city of Algona, Iowa, in accepting said conveyance and obligating itself and the citizens thereof under the express provisions of code section 565.6, Code 1946, and under the provisions and conditions contained in said conveyance, including the development of the airport upon the lands demised and the expenditures of municipal funds therefor, in order to put all such doubts forever at rest, NOW THEREFORE,"

Further amend Senate File 478 by striking the period in line 15 of section 1, and adding the following: " , regardless of any limitations upon the right, power or authority of said city of Algona, Iowa, to acquire such property pursuant to the provisions of code section 565.6, Code 1946, or any other statute relating to the right, power and authority of the city council of Algona, Iowa, to acquire in any manner lands for airport purposes."

Further amend by striking all of section 2.

The amendment was adopted.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine
Bateson
Bekman
Berg
Byers

Clem
Colburn
Dewel
Doud
Dykhouse

Elthon
Faust
Fishbaugh
Foster
Hart

Hawkins
Henningsen
Hultman
Jacobson
Jones

Keir	Lord	Miller, Al	Rockhill
Kirketeg	Lucas	Musmaker	Schluter
Klein	Lynes	Myrland	Sharp
Knudson	Martin	Newsome	Vittetoe
Leo	Maytag	Reilly	Watson
Linnevold	Mercer	Ritchie	Zastrow
Long			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Miller, J. F.	Skourup
Benson			

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

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

On motion of Senator Lord, House File 389, a bill for an act to legalize and validate proceedings authorizing and providing for the issuance, sale and delivery of bridge bonds by Muscatine county, Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties, was taken up, and considered.

Senator Lord offered the following amendment and moved its adoption:

Amend House File 389 by striking section 1 and inserting in lieu thereof the following:

"Section 1. That all proceedings heretofore taken pursuant to a favorable election by the board of supervisors of any county in Iowa authorizing and providing for the issuance, sale and delivery of bridge bonds by the county and providing for the levy and collection of annual taxes on all of the taxable property therein to pay the interest on and principal of said bonds, are hereby legalized, validated and confirmed, and said bridge bonds issued, sold and delivered pursuant to and in accordance with said proceedings are hereby declared to be legal and to constitute valid and binding obligations of the county."

Further amend House File 389 by striking all after the word "by" in line 3 of the title and inserting in lieu thereof the following:

"counties in Iowa, and provisions made for taxes for the payment of said bonds and declaring said bonds issued pursuant to said proceedings to be enforceable obligations of such counties."

The amendment was adopted.

Senator Lord moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Musmaker
Bateson	Foster	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Berg	Hawkins	Long	Reilly
Byers	Henningsen	Lord	Ritchie
Clem	Hultman	Lucas	Rockhill
Colburn	Jacobson	Lynes	Schluter
Dewel	Jones	Martin	Sharp
Doud	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, Ai	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Miller, J. F.	Skourup
Benson			

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

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

On motion of Senator Faul, House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales, corporation and income tax, liquor control receipts and other sources of revenue; and making certain appropriations therefrom, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 502 by striking from lines 4 and 5, section 3, the words and figures "ten million dollars (\$10,000,000.00)", and substitute in lieu thereof the words and figures "twelve million dollars (\$12,000,000.00)".

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Bekman	Clem	Doud
Barkley	Berg	Colburn	Dykhouse
Bateson	Byers	Dewel	Elthon

Faul	Keir	Lynes	Reilly
Fishbaugh	Kirketeg	Martin	Ritchie
Foster	Klein	Maytag	Rockhill
Hart	Knudson	Mercer	Schluter
Hawkins	Leo	Miller, Ai	Sharp
Henningaen	Linnevold	Musmaker	Vittetoe
Hultman	Long	Myrland	Watson
Jacobson	Lord	Newsome	Zastrow
Jones	Lucas		

Nays: none.

Absent or not voting, 4:

Benson	Findlay	Miller, J. F.	Skourup
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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 Berg moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

BILL WITHDRAWN FROM FURTHER CONSIDERATION

Senator Berg asked and received unanimous consent that Senate File 266 be withdrawn from further consideration of the Senate.

On motion of Senator Faul, Senate File 136, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1946, relating to the compensation of the deputy superintendent and certain examiners, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 136, section one (1), lines six and seven by striking the words and figures "sixty-six hundred dollars (\$6600.00)" and substituting the words and figures "fifty-five hundred dollars (\$5500.00)."

Further amend section one (1), lines seven and eight by striking the words and figures "six thousand dollars" and substituting the words and figures "five thousand dollars (\$5000.00)."

The amendment was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Bekman	Clem	Doud
Barkley	Berg	Colburn	Dykhous
Bateson	Byers	Dewel	Faul

Fishbaugh	Keir	Lucas	Reilly
Foster	Kirketeg	Martin	Ritchie
Hart	Klein	Maytag	Rockhill
Hawkins	Knudson	Mercer	Schluter
Henningsen	Leo	Miller, Ai	Sharp
Hultman	Linnevold	Musmaker	Vittetoe
Jacobson	Long	Myrland	Watson
Jones	Lord	Newsome	Zastrow

Nays, 1:

Lynes

Absent or not voting, 5:

Benson	Findlay	Miller, J. F.	Skourup
Elthon			

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

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

UNFINISHED BUSINESS

On motion of Senator Jacobson, House File 431, a bill for an act relating to the licensing and regulation of private detectives and private detective agencies, was taken up for further consideration.

Senator Jacobson moved that the Senate reconsider the vote by which House File 431 failed to pass the Senate.

On the question "Shall the Senate reconsider the vote by which House File 431 failed to pass the Senate?" the vote was:

Ayes, 33:

Augustine	Dykhouse	Keir	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Ritchie
Byers	Henningsen	Maytag	Sharp
Clem	Hultman	Mercer	Vittetoe
Colburn	Jacobson	Miller, Ai	Zastrow
Dewel			

Nays, 3:

Fishbaugh	Rockhill	Schluter
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Absent or not voting, 14:

Benson	Jones	Linnevold	Miller, J. F.
Doud	Kirketeg	Lynes	Skourup
Elthon	Klein	Martin	Watson
Findlay	Leo		

The motion to reconsider prevailed.

Senator Jacobson moved to reconsider the vote by which House File 431 went to its third reading, which motion prevailed.

Senator Jacobson asked and received unanimous consent to withdraw the amendment to House File 431 filed by him and found on page 1026 of the Senate journal.

Senator Jacobson offered the following amendment and moved its adoption:

Amend House File 431 as follows:

1. By striking from section 5 thereof the following:

"(d) That the applicant for a period of not less than three years, except as hereinafter provided:

"(1) Has been lawfully engaged in the private detective business on his account; or

"(2) Has been lawfully engaged as a detective agent; or

"(3) Has been engaged in the detective business or profession as an employee of the United States, or as a member of the military services of the United States of America for a period of not less than eighteen months.

"(4) Has been a sheriff or deputy sheriff; or

"(5) Has been a member of a paid state, city, town or village police department or law enforcement agency; or

"(6) Has been lawfully engaged in the private detective business or profession prior to January 1, 1947."

2. By striking the comma (,) after "(b)" in line 31 of section 5 and inserting in lieu thereof the word "and"; and by striking from line 31 of section 5 the following: "and (d),"; and by striking the comma (,) after "(b)" in line 40 of section 5 and inserting in lieu thereof the word "and"; and by striking from line 40 of section 5 the following: "and (d)".

3. By striking the comma (,) after the word "applications" in line 43 of section 5 and inserting in lieu thereof the following: "and the passing by the applicant of an examination prescribed and conducted by the Commissioner of Public Safety to ascertain the qualifications, fitness and competency of the applicant to engage in the private detective business or profession,".

The amendment was adopted.

Senator Jacobson moved that the bill be read a third 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:

Augustine
Barkley
Bateson

Bekman
Berg
Byers

Clem
Colburn
Dewel

Dykhouse
Faul
Foster

Hart	Kirketeg	Maytag	Ritchie
Hawkins	Klein	Mercer	Rockhill
Henningsen	Linnevold	Miller, Ai	Schluter
Hultman	Long	Musmaker	Skourup
Jacobson	Lord	Myrland	Vittetoe
Jones	Lucas	Newsome	Zastrow
Keir	Lynes	Reilly	

Nays, 2:

Martin Watson

Absent or not voting, 9:

Benson	Findlay	Knudson	Miller, J. F.
Doud	Fishbaugh	Leo	Sharp
Elthon			

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

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

On motion of Senator Newsome, House File 263, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), Code 1946, relating to boarding prisoners, was taken up and considered.

Senator Bateson asked and received unanimous consent to withdraw the amendment to House File 263 filed by him and found on page 988 of the Senate Journal.

Senator Bateson offered the following amendment and moved its adoption:

Amend House File 263 by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section 337.11, sub-division 11, Code 1946, is amended by striking the word 'twenty' in line 2, and inserting in lieu thereof the word 'thirty', and by inserting after the word 'meal' in line 2 the following: 'in counties having a population of over 40,000 and thirty-two cents for each meal in counties having a population of 40,000 or less'."

Senator Foster moved that action on House File 263 be deferred and that the bill retain its place on the calendar under unfinished business, which motion prevailed.

On motion of Senator Skourup, Senate File 271, a bill for an act to repeal chapter two hundred two (202), Code 1946, relating to county limestone quarries, was taken up and considered.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 26:

Bateson	Dykhouse	Leo	Maytag
Bekman	Faul	Linnevoold	Mercer
Berg	Foster	Long	Musmaker
Byers	Hart	Lucas	Myrland
Clem	Henningsen	Lynes	Reilly
Dewel	Hultman	Martin	Skourup
Doud	Jacobson		

Nays, 17:

Augustine	Keir	Miller, A.	Schluter
Barkley	Kirketeg	Newsome	Sharp
Colburn	Klein	Ritchie	Vittetoe
Hawkins	Lord	Rockhill	Zastrow
Jones			

Absent or not voting, 7:

Benson	Findlay	Knudson	Watson
Elthon	Fishbaugh	Miller, J. F.	

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

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

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3rd the Governor had approved the following bills:

Senate Joint Resolution 10, relating to the term of office of the President of the United States.

Senate File 164, relating to paroles.

Senate File 176, relating to levy for park purposes.

Senate File 338, relating to county public hospitals.

Senate File 428, relating to information centers for returned veterans.

Also, that on April 8th, the Governor had approved the following bills:

Senate File 448, relating to appropriation from liquor control fund to the industrial commissioner.

Senate File 449, relating to appropriation from liquor control fund to the department of public safety.

REPORT OF SECRETARY

The Secretary of the Senate reports that he has complied with the request under Senate concurrent resolution 23, and that copies of the resolution have been transmitted to the President of the United States, the President pro tempore of the United States Senate, the Speaker of the House of Representatives, and to each Iowa Senator and member of the House of Representatives in the Congress of the United States.

W. J. SCARBOROUGH.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 5, 72, 76, 78, 235, 262, 345, 416, 444, 445, and 460.

ROBERT C. REILLY,
Chairman Senate Committee.

LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 5, 72, 76, 78, 235, 262, 345, 416, 444, 445, and 460.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 9th day of April, 1947, sent to the Governor for his approval: Senate Files 5, 72, 76, 78, 235, 262, 345, 416, 444, 445, and 460.

ROBERT C. REILLY, *Chairman.*

Passed on file.

AMENDMENTS FILED

1. Amend Senate File 174 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. Section ninety-seven point forty-five (97.45), Code 1946, is amended by striking the semicolon (;) and the word "or" in line fourteen (14) of subsection six (6), paragraph (a) of said section and adding the following: Unless that employee has had ten years of em-

ployment in public service in Iowa prior to July 1, 1947, and in that event he shall be a fully insured individual when he has been covered by six calendar quarters immediately preceding the quarter in which he retired after reaching the age of sixty-five years, or died, whichever event first occurred, and pays by himself, his representative, or beneficiary, as the case may be, to the commission, the tax upon the wages he was being paid in the last quarter of 1946 for four additional calendar quarters, which sum shall also be matched by the employing political division or sub-division and paid to the commission at the time of the employee's retirement or death; or'".

2. Further amend Senate File 174, section 5, line 10 by striking the words and figures "two (2)" and inserting in lieu thereof the words and figures "three (3)" and by striking from lines thirteen (13) and fourteen (14) the words and figures "two and one-half (2½)" and insert in lieu thereof the words and figures "three and one-half (3½)".

GEORGE FAUL and E. K. BEKMAN.

Amend the Doud amendment to Senate File 174 by striking from line 11 the word "commission" and inserting in lieu thereof the word "employer".

ALDEN L. DOUD.

Amend Senate File 321 by adding thereto the following sections:

"Sec. 2. That section four hundred twenty-seven point one (427.1), Code 1946, subsection twenty (20) be amended by striking from lines three (3) and four (4) thereof the words and comma (,) 'freight line and equipment companies,' and by striking from line five (5) thereof the words and comma (,) 'express companies,' and that said subsection be further amended by inserting in line two (2) thereof after the words 'capital stock of' and immediately before the word 'corporations' in lines five (5) and six (6) thereof the word 'domestic'.

"Sec. 3. That section four hundred twenty-nine point four (429.4), Code 1946, is hereby amended by striking the period at the end of said section and substituting a comma (,) in lieu thereof and by adding the following: 'and an amount of money or credits in the amount of five thousand dollars (\$5,000.00).'"

ARTHUR H. JACOBSON.

1. Amend House File 54 by striking therefrom all of section three (3).

2. Further amend House File 54 by renumbering the succeeding sections.

GEORGE M. FAUL.

1. Amend House File 76 by striking from line 4 of section 2 thereof the word "credit" and inserting in lieu thereof the word "exemption."

2. Further Amend House File 76 by striking from line 8 of section 2 the word "credit" and inserting in lieu thereof the word "exemption."

3. Further amend House File 76 by striking from line 3 of section 3 the word "credits" and inserting in lieu thereof the word "exemptions."

4. Further amend House File 76 by striking from lines 6, 7 and 14 of said section 3 the word "credit" and inserting in lieu thereof the word "exemption."

5. Further amend House File 76 by striking from line 7 of section 4 the word "auditor" and inserting in lieu thereof the word "treasurer."

6. Further amend House File 76 by striking from line 8 of said section 4 the words "Each auditor shall enter such"; also by striking lines 9, 10, 11, 12, 13 and 14 thereof and the words "credits thus allowed" in line 15.

7. Further amend House File 76 by striking from lines 4 and 19 of section 4 the word "credit" and inserting in lieu thereof the word "exemption."

8. Further amend House File 76 by striking from line 7 of section 5 the word "credit" and inserting in lieu thereof the word "exemption."

9. Further amend House File 76 by striking from lines 6, 11, 15 and 39 of section 6 the word "credit" and inserting in lieu thereof the word "exemption."

10. Further amend House File 76 by striking from line 40 of section 6 the word "credits" and inserting in lieu thereof the word "exemptions".

11. Further amend House File 76 by striking from line 3 of section 7 the word "credit" and inserting in lieu thereof the word "exemption".

12. Further amend House File 76 by striking from lines 2, 5, 10, 14, 15 and 22 of section 8 the word "credit" and inserting in lieu thereof the word "exemption".

13. Further amend House File 76 by striking from line 2 of section 10 the word "credit" and inserting in lieu thereof the word "exemption".

14. Further amend House File 76 by adding after the word "payable" in line 4 of section 11 the words "to the various taxing districts of the state."

15. Further amend House File 76 by striking from line 9 of said section 11 the word "credit" and inserting in lieu thereof the word "exemption".

16. Further amend House File 76 by striking from lines 6 and 7 of section 11 the words "taxes levied upon property eligible for military service tax credit" and inserting in lieu thereof the following: "the amount of taxes which would have been levied against property upon which military service exemption has been allowed, were such property subject to taxation."

17. Further amend House File 76 by striking sections 12, 13, 14, 15, 16 and 17 of said House File 76.

FRANK C. BYERS.
ROBERT KEIR.

Amend House File 160 as follows:

Insert after the period in line six (6) section eight (8), subsection two (2), the following:

Every person, except a retailer, selling economic poison for use as an insecticide, fungicide, herbicide, or rodenticide within this state, shall, at the time of the sale or delivery of the economic poison, furnish the purchaser a written statement that the product is registered with the Secretary of Agriculture of Iowa and the current annual fee paid and said statement may be furnished on the invoice of the sale.

Further amend House File 160 by adding the following as subsection to section eight (8):

The secretary shall have and make available to any person on August 15 of each year a current list of all persons who have registered and paid the current registration fees, and said list shall also contain the name and brand of the product and the name and address of the manufacturer, but not any information relative to the formula. The name and brand of all products registered shall be available to any person at any time.

Further amend House File 160 by striking section 21 and substituting in lieu thereof the following:

"The provisions of this act shall not apply to any economic poison purchased from a manufacturer or distributor and in the possession of any retailer prior to July 4, 1947."

JOHN BERG.
GEORGE FAUL.

Amend the Bateson amendment to House File 263, filed April 8, 1947, by inserting in line 5, section 1, after the figures "40,000" the following: "and not more than 80,000".

R. R. BATESON.

Amend House File 263 by adding thereto the following:

"Sec. 2. This increase shall be in full force and effect from the effective date of this act to June 30, 1949."

R. A. ROCKHILL.

On motion of Senator Henningsen, the Senate adjourned until 10:00 a.m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 10, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Walter Lundberg, pastor of the English Lutheran church, Manly, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Berg, from the members of MacCrae-Cooper Post 3086, Veterans of Foreign Wars, Clarinda, favoring a bonus for world war II veterans.

By Senator Long, from residents of Floyd and Polk counties favoring local option and opposing liquor legislation.

By Senator Mercer, from residents of Johnson county in opposition to labor legislation.

By Senator Zastrow, from residents of Chickasaw county favoring old age and survivors insurance; also, from members of MacCrae-Cooper Post 3086, Veterans of Foreign Wars, Clarinda, favoring a bonus for world war II veterans.

INTRODUCTION OF BILLS

Senate File 484, by committee on appropriations, a bill for an act relating to the approval of compensation of employees of the state during the biennial fiscal period beginning July 1, 1947, and ending June 30, 1949.

Read first and second times, and referred to the sifting committee.

Senate File 485, by committee on appropriations, a bill for an act to provide for an emergency appropriation for the State Printing Board to permit said board to function during the remainder of the biennium and for certain departments.

Read first and second times, and referred to the sifting committee.

Senate File 486, by committee on claims, a bill for an act to make appropriations to Burlington Transportation Company, Galesburg, Illinois; Western Transportation Company, Des Moines, Iowa; Bessie Groves, Des Moines, Iowa; Calhoun County, Rockwell City, Iowa; Oakville Consolidated School District, Oakville, Iowa.

Read first and second times, and referred to the sifting committee.

Senate File 487, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees.

Read first and second times, and referred to the sifting committee.

Senate File 488, by committee on claims, a bill for an act to make appropriations to Nobles County Cooperative Oil Company, Worthington, Minnesota; Mervin Wogen, Albert Lea, Minnesota; Elmer Jensen, Independence, Iowa; Dessa G. Vanderwilt, Knoxville, Iowa; W. E. Bohl, Buffalo Center, Iowa; R. C. Drake, Crystal Lake, Iowa; J. E. Campbell, Harlan, Iowa.

Read first and second times, and referred to the sifting committee.

Senate File 489, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the State of Iowa to the State Highway Commission to cover the costs of repairing the Court Avenue Viaduct, Capitol grounds, Des Moines.

Read first and second times, and referred to the sifting committee.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 389, a bill for an act legalizing proceedings authorizing and providing for issuance, sale and delivery of bridge bonds.

Also: That the House has concurred in Senate amendments to and passed House File 431, a bill for an act relating to licensing and regulation of private detectives and private detective agencies.

Also: That the House insists on its amendment to Senate File 298, a bill for an act to establish the salary of the insurance commissioner, and requests a conference and the Speaker has appointed as members of such conference committee on the part of the House: Representatives Donohue, Tesmer, Duffield and Nielsen.

A. C. GUSTAFSON, *Chief Clerk.*

CONFERENCE COMMITTEE APPOINTED

The President appointed on the part of the Senate on the conference committee on Senate File 298, Senators Faul, Bateson, Zastrow and Dykhous.

PRESENTATION OF VISITORS

Senator Maytag asked and received unanimous consent to present to the Senate, fifty senior students of the American Government class of the Colfax high school who were present in the balcony with their superintendent, Mr. Eaton.

Senator Dewel asked and received unanimous consent to present to the Senate, twenty-two senior students of the American Government class of the Mallard high school who were present in the balcony with their superintendent, Mr. Anderson.

MEMORIAL RESOLUTION COMMITTEE

President Evans announced the appointment of the following committee:

Senator
George Titus

Memorial Resolution Committee
Lord, Foster and Doud

UNFINISHED BUSINESS

On motion of Senator Newsome, House File 263, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), Code 1946, relating to boarding prisoners, was taken up for further consideration.

Senator Bateson called up the following amendment:

Amend House File 263 by striking out all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section 337.11, sub-division 11, Code 1946, is amended by striking the word 'twenty' in line 2, and inserting in lieu thereof the word 'thirty', and by inserting after the word 'meal' in line 2 the following: 'in counties having a population of over 40,000 and thirty-two cents for each meal in counties having a population of 40,000 or less'."

Senator Bateson offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting in line 5, section 1, after the figures "40,000" the following: "and not more than 80,000".

The amendment to the amendment was adopted.

Senator Bateson moved the adoption of the amendment as amended.

Roll call was demanded.

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

Ayes, 21:

Bateson	Keir	LinnevoId	Ritchie
Colburn	Kirketeg	Long	Rockhill
Doud	Klein	Lucas	Schluter
Elthon	Knudson	Lynes	Sharp
Foster	Leo	Musmaker	Vittetoe
Hawkins			

Nays, 27:

Augustine	Dewel	Jacobson	Myrland
Barkley	Dykhouse	Jones	Newsome
Bekman	Faul	Lord	Reilly
Benson	Fishbaugh	Martin	Skourup
Berg	Hart	Maytag	Watson
Byers	Henningsen	Mercer	Zastrow
Clem	Hultman	Miller, Ai	

Absent or not voting, 2:

Findlay Miller, J. F.

The amendment as amended was lost.

Senator Rockhill offered the following amendment and moved its adoption:

Amend House File 263 by adding thereto the following:

"Sec. 2. This increase shall be in full force and effect from the effective date of this act to June 30, 1949."

Roll call was demanded.

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

Ayes, 24:

Bateson	Jones	Long	Rockhill
Colburn	Kirketeg	Lucas	Schluter
Elthon	Klein	Lynes	Sharp
Fishbaugh	Knudson	Mercer	Vittetoe
Hawkins	Leo	Musmaker	Watson
Jacobson	LinnevoId	Ritchie	Zastrow

Nays, 21:

Augustine	Clem	Hultman	Miller, Ai
Barkley	Doud	Keir	Myrland
Bekman	Faul	Lord	Newsome
Benson	Hart	Martin	Reilly
Berg	Henningsen	Maytag	Skourup
Byers			

Absent or not voting, 5:

Dewel	Findlay	Foster	Miller, J. F.
Dykhouse			

The amendment was adopted.

Senator Newsome moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay	Miller, J. F.
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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 Newsome moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

UNFINISHED BUSINESS

On motion of Senator Clem, House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946, was taken up for further consideration.

Senator Berg offered the following amendment by Senators Berg and Long and moved its adoption:

Amend House File 54 by striking therefrom section 4 and section 5.

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

1. Amend House File 54 by striking therefrom all of section three (3).

2. Further amend House File 54 by renumbering the succeeding sections.

Senator Lynes moved the previous question on the amendment, which motion prevailed.

Roll call was demanded

Rule 8 was invoked

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

Ayes, 21:

Augustine	Fishbaugh	Lynes	Reilly
Benson	Foster	Martin	Sharp
Berg	Hart	Maytag	Skourup
Byers	Kirketeg	Mercer	Watson
Dykhouse	LinnevoId	Newsome	Zastrow
Faul			

Nays, 25:

Barkley	Henningsen	Knudson	Musmaker
Bateson	Hultman	Leo	Myrland
Bekman	Jacobson	Long	Ritchie
Clem	Jones	Lord	Rockhill
Colburn	Keir	Lucas	Schluter
Doud	Klein	Miller, A	Vittetoe
Hawkins			

Absent or not voting, 4:

Dewel	Elthon	Findlay	Miller, J. F.
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The amendment was lost.

Senator Clem moved that the bill be read a third 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:

Barkley	Clem	Faul	Hultman
Bateson	Colburn	Foster	Jacobson
Bekman	Dewel	Hawkins	Jones
Benson	Doud	Henningsen	Keir

Klein
Knudson
Leo
Linnevold
Long

Lord
Martin
Maytag
Miller, Ai

Musmaker
Myrland
Ritchie
Rockhill

Schluter
Sharp
Vittetoe
Watson

Nays, 13:

Augustine
Berg
Byers
Dykhous

Fishbaugh
Hart
Kirketeg

Lynes
Mercer
Newsome

Reilly
Skourup
Zastrow

Absent or not voting, 4:

Elthon

Findlay

Lucas

Miller, J. F.

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

Senator Clem moved that the 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

Senator Keir moved that Senate File 280 be rereferred to the sifting committee, which motion was lost.

On motion of Senator Byers, Senate File 321, a bill for an act to amend subsection twenty (20) of section four hundred twenty-seven point one (427.1), Code 1946, relating to exemptions from taxation of specific properties, so as to provide that the shares of capital stock of certain corporations shall not be taxed, was taken up and considered.

Senator Lynes took the chair at 11:15 a.m.

Senator Jacobson offered the following amendment:

Amend Senate File 321 by adding thereto the following sections:

"Sec. 2. That section four hundred twenty-seven point one (427.1), Code 1946, subsection twenty (20) be amended by striking from lines three (3) and four (4) thereof the words and comma (,) 'freight line and equipment companies,' and by striking from line five (5) thereof the words and comma (,) 'express companies,' and that said subsection be further amended by inserting in line two (2) thereof after the words 'capital stock of' and immediately before the word 'corporations' in lines five (5) and six (6) thereof the word 'domestic'.

"Sec. 3. That section four hundred twenty-nine point four (429.4), Code 1946, is hereby amended by striking the period at the end of said section and substituting a comma (,) in lieu thereof and by adding the following: 'and an amount of money or credits in the amount of five thousand dollars (\$5,000.00).'"

Senator Jacobson offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the following words from the last two lines thereof: "money or credits in the amount of five thousand dollars (\$5,000.00)" and inserting in lieu thereof the following: "corporation shares of stock, money and credits to the value of five thousand dollars (\$5,000.00)".

Senator Watson moved that Senator Faul be allowed to change his vote from "Nay" to "Aye" on House File 54, which motion prevailed.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

Senator Keir asked and received unanimous consent to take up certain appropriation bills now on the calendar.

PRESENTATION OF VISITORS

Senator Schluter asked and received unanimous consent to present to the Senate, a group of students from the West Branch Consolidated school who were present in the balcony with their superintendent, Mr. H. M. Perry.

THIRD READING OF BILLS

On motion of Senator Keir, Senate File 465, a bill for an act to amend section two hundred thirty-nine point twelve (239.12), Code 1946, and to provide what shall be done at the end of each biennium with the unexpended funds remaining from any appropriation or allocation made by the state to the fund for aid to dependent children, was taken up and considered.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Dewel	Hultman	Lucas
Barkley	Doud	Jacobson	Lynes
Bateson	Elthon	Jones	Martin
Bekman	Faul	Keir	Maytag
Benson	Fishbaugh	Kirketeg	Mercer
Berg	Foster	Klein	Miller, Ai
Byers	Hart	Leo	Musmaker
Clem	Hawkins	Linnevold	Myrland
Colburn	Henningsen	Long	Newsome

Reilly
Ritchie
Rockhill

Schluter
Sharp

Skourup
Vittetoe

Watson
Zastrow

Nays: none.

Absent or not voting, 5:

Dykhouse
Findlay

Knudson

Lord

Miller, J. F.

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

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

On motion of Senator Keir, Senate File 463, a bill for an act to make appropriations to L. E. Ellis & Co., Des Moines, Iowa; Dewey Wilfong, Marshalltown, Iowa; Louis & Gertrude Hangartner, Postville, Iowa; Cynthia & Fred Blatz, Postville, Iowa; Howard County Treasurer, Cresco, Iowa; Hotel President, Waterloo, Iowa; Clyde Van Dusen, Sioux City, Iowa; Mrs. Johanna Kallemeyne, Princeton, Missouri; Margaret Hadsell, Waterloo, Iowa; W. G. Stewart, Waterloo, Iowa; Ralph C. Norris, Des Moines, Iowa; Cass County Treasurer, Atlantic, Iowa; C. M. Hanson, Des Moines, Iowa; John E. Spencer, Des Moines, Iowa; Mrs. Charles R. Sexton, Altoona, Iowa; Mrs. Venus Willcoxson, Bloomfield, Iowa; Hancock County, Garner, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 463 by adding after the comma at the end of line 2 of section 15 the following: "administratrix of the estate of Charles R. Sexton, deceased,".

Further amend said section by adding after the word "she" in line 4 the following: "as administratrix of said estate".

2. Further amend Senate File 463 by adding after the comma at the end of line 2 of section 16 the following: "administratrix of the estate of Paul Willcoxson, deceased,".

Further amend said section by adding after the word "she" in line 4 the following: "as administratrix of said estate".

The amendment was adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Doud	Knudson	Musmaker	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 6:

Elthon	Foster	Klein	Miller, J. F.
Findlay			

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

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

On motion of Senator Keir, Senate File 464, a bill for an act to make appropriations to John H. Woodman, Martin Funeral Service, Suthpen Funeral Home, Brimhall-West Company, Larkin-Knutson Funeral Home, Claude W. Smith, Paul S. Fry, Olerich Funeral Home, Woodring Funeral Home, Clarence N. Cooper Mortuary, Geo. J. Brosh, White Funeral Home, Carson-Balster Funeral Home, C. E. Wagler, Blust Funeral Service, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 464 by adding the following as section 16:

"There is hereby appropriated out of the Old Age Assistance Fund of the State of Iowa, to Mrs. Alice Tracey, Des Moines, Iowa, the sum of thirty-six and 80/100 dollars (\$36.80) in full settlement of all claims which she may have against the State of Iowa on account of cancelled assistance warrant issued to Dora A. Watts, deceased, recipient of Old Age Assistance."

2. Renumber the remaining sections.

3. Amend the title to Senate File 464 by striking the period following the word "service" in line 7 and inserting a comma in lieu thereof and by adding the following: "Mrs. Alice Tracey."

The amendment was adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Rockhill
Berg	Hawkins	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Keir	Musmaker	Zastrow
Dykhouse	Kirketeg		

Nays: none.

Absent or not voting, 4:

Findlay	Klein	Long	Miller, J. F.
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title as amended was agreed to.

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

The Senate resumed consideration of Senate File 321.

Senator Bekman moved the previous question on the Jacobson amendment to the amendment, which motion prevailed.

On motion of Senator Jacobson the amendment to the amendment was adopted.

Senator Jacobson moved the adoption of division 1 of the amendment as amended.

Senator Bekman moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Senator Jacobson asked and received unanimous consent that

the record on the roll call on his amendment to Senate File 321 be expunged.

Senator Jacobson again moved the adoption of his amendment.

Roll call was demanded.

Rule 8 was invoked.

Senators Knudson and Maytag declined to vote.

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

Ayes, 22:

Augustine	Hawkins	Linnevoold	Ritchie
Bateson	Jacobson	Long	Rockhill
Colburn	Jones	Lucas	Schluter
Doud	Kirketeg	Lynes	Sharp
Elthon	Klein	Newsome	Zastrow
Fishbaugh	Leo		

Nays, 22:

Bekman	Faul	Lord	Myrland
Berg	Foster	Martin	Reilly
Byers	Hart	Mercer	Skourup
Clem	Henningsen	Miller, Ai	Vittetoe
Dewel	Hultman	Musmaker	Watson
Dykhouse	Keir		

Absent or not voting, 6:

Barkley	Findlay	Maytag	Miller, J. F.
Benson	Knudson		

The amendment was lost.

Senator Jacobson asked and received unanimous consent to withdraw division 2 of his amendment.

Senator Augustine offered the following amendment by Senators Augustine, Fishbaugh and Zastrow:

Amend Senate File 321 by striking all after the enacting clause and inserting the following: "Amend section four hundred twenty-seven point one (427.1), Code 1946, by striking all of subsection twenty (20)."

Senator Zastrow offered the following amendment to the amendment by Senators Zastrow and Bateson and moved its adoption:

Amend the amendment by striking all after the colon (:) after the word "following" in line 2 and inserting in lieu thereof the following:

"Amend section four hundred twenty-seven point one (427.1), Code 1946, by striking all after the word 'stock' in line two (2) of subsection twenty (20) and inserting in lieu thereof the following: 'of corporations not organized for pecuniary profit.'"

Senator Dykhous moved the previous question on all pending amendments, which motion prevailed.

The amendment to the amendment was lost.

Senator Augustine moved the adoption of the amendment.

Roll call was demanded.

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

Ayes, 13:

Augustine
Doud
Fishbaugh
Hawkins

Jones
Kirketeg
Klein

Lynes
Miller, Ai
Ritchie

Rockhill
Schluter
Zastrow

Nays, 30:

Bekman
Berg
Byers
Clem
Colburn
Dewel
Dykhous
Elthon

Faul
Foster
Hart
Henningesen
Hultman
Jacobson
Keir
Leo

Linnevold
Long
Lord
Lucas
Martin
Mercer
Musmaker

Myrland
Newsome
Reilly
Sharp
Skourup
Vittetoe
Watson

Absent or not voting, 7:

Barkley
Bateson

Benson
Findlay

Knudson
Maytag

Miller, J. F.

The amendment was lost.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 321 by adding thereto as a new section the following:

"Section four hundred twenty-seven point one (427.1) of the Code, 1946, is hereby amended by adding thereto, as a new section, the following:

'23. Moneys and credits belonging to citizens of the state of Iowa who are engaged in business in this state, and who also hold a retail sales tax permit from the state of Iowa.'"

Senator Dykhous moved that the Senate adjourn until 10:00 a.m., Friday, which motion was lost.

The amendment was lost.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Bekman	Dykhousé	Linnevold	Musmaker
Benson	Faul	Long	Myrland
Berg	Foster	Lord	Reilly
Byers	Hart	Lucas	Sharp
Clem	Henningsen	Lynes	Skourup
Colburn	Hultman	Martin	Vittetoe
Dewel	Jacobson	Mercer	Watson
Doud	Keir	Miller, Ai	

Nays, 13:

Augustine	Hawkins	Leo	Rockhill
Bateson	Jones	Newsome	Schluter
Elthon	Kirketeg	Ritchie	Zastrow
Fishbaugh			

Absent or not voting, 6:

Barkley	Klein	Maytag	Miller, J. F.
Findlay	Knudson		

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

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

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 54 passed the Senate.

GEORGE M. FAUL.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 412

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, your conference committee appointed to consider the difference between the Senate and House on Senate File 412, beg leave to report that we have had the same under consideration and desire to report as follows:

1. Amend Senate File 412 by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section two hundred seventeen point four (217.4), Code 1946, by adding thereto the following:

"In addition to the foregoing provisions the Governor may, when the general assembly is not in session, remove any member for the causes and in the manner provided for in chapter sixty-six (66), Code 1946."

Respectfully submitted,

C. A. BRYSON.
M. F. HICKLIN.
E. E. POSTON.
CLIFFORD M. STRAWMAN.
On the part of the House.

EDWIN C. SCHLUTER.
RICHARD V. LEO.
ALDEN L. DOUD.
ROBERT A. ROCKHILL.
On the part of the Senate.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9th the Governor had approved the following bills:

Senate File 5, relating to municipal court reporters.

Senate File 76, relating to probation officers in juvenile court.

Senate File 78, relating to compensation of shorthand reporters of the district courts.

Senate File 262, relating to compensation of councilmen.

Senate File 416, relating to women inspectors at state hospitals for insane.

Senate File 460, relating to Iowa school lunch program.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

LEGALIZING ACT CALENDAR

H. F. 503

S. F. 482

S. F. 483

SIFTING COMMITTEE CALENDAR

S.J.R. 9

H. F. 221

H. F. 208

S.J.R. 11

H. F. 374

H. F. 347

S. F. 480

S. F. 453

S. F. 326

S. F. 481

H. F. 377

H. F. 70

H.J.R. 1

S. F. 451

H. F. 245

H. F. 400

S. F. 456

S. F. 454

H. F. 364

S. F. 455

S. F. 379

H. F. 243

S. F. 470

H. F. 337

H. F. 316

S. F. 299

IRVING D. LONG, *Chairman.*

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 494, a bill for an act to appropriate from the general fund of the state of Iowa for biennium beginning July 1, 1947, and ending June 30, 1949, for maintenance and upkeep on buildings of state capitol, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend the Bekman-Faul amendment to Senate File 174 filed April 9, 1947, by striking from line 11 the word "commission" and insert in lieu thereof the word "employer".

E. K. BEKMAN and GEORGE FAUL.

Amend Senate File 280 by adding the following at the end of section 1:
"The exemptions herein provided shall not extend to municipal utilities affording service to the general public."

R. A. ROCKHILL.

Amend Senate File 399, section fifteen (15), lines three, four and five (3, 4 and 5) by inserting in the publication clause the following:

"Dubuque Telegraph Herald, Dubuque, Iowa, and Northwood Anchor, Northwood, Iowa."

LEO ELTHON.

Amend Senate File 454 by inserting a period (.) after the word "flight" in section 1, line 3.

Further amend by striking the remainder of said section.

FRED MAYTAG.

Amend House File 465, section 4, line 8, by striking the words "of ten dollars" and by adding at the end of section 4 the following: "hospitals having fifty beds or less shall pay an initial license fee of \$15; hospitals of more than fifty beds and not more than one hundred beds shall pay an initial license fee of \$25; all other hospitals shall pay an initial license fee of \$50."

Amend section 5, line 7, by striking the words "without charge" and inserting in lieu thereof the following: "upon payment of \$10 and".

R. R. BATESON.

1. Amend House File 521 by striking from line 7 of section 27 the figures "5,600.00" and inserting in lieu thereof the figures "6,000.00".

2. Further amend House File 521 by striking from line 13 of section 27 the figures "59,600.00" and inserting in lieu thereof the figures "60,000.00".

GEORGE M. FAUL.

Amend House File 521, section 36, line 34 by striking the figures "\$4000.00" and insert in lieu thereof the figures "\$4500.00".

Then further amend section 36, line 38 by striking the figures "\$135,000.00" and insert in lieu thereof "\$135,500.00".

HARLAN C. FOSTER.

On motion of Senator Elthon, the Senate adjourned until 9:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 11, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Clarence Moore, pastor of the Methodist church, Leon, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Linnevold, from residents of Howard county urging further consideration of Senate File 373.

By Senator Ai Miller, from residents of Guthrie county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 490, by committee on highways, a bill for an act authorizing the State Highway Commission to purchase any bridge and approaches thereto over the Mississippi river on the boundary of the State of Iowa and lying within the boundaries of the State of Iowa which is in receivership, and which is a connecting link between a primary road or primary road extension in a city or town of this state and similar roads of an adjoining state, and to make payment for any such bridge and its approaches from a primary road fund, and to operate and maintain such bridge and approaches free of tolls as a part of the primary road system.

Read first and second times, and referred to the sifting committee.

Senate File 491, by committee on claims, a bill for an act to make appropriations to Christine M. Mitchell, Reinbeck, Iowa; Alfred Wrieden, Fort Madison, Iowa; Page County, Clarinda, Iowa; Grant Shade, Des Moines, Iowa; J. A. Strand and Ruth Andersen Strand, Dayton, Iowa; Tri City Delivery Service, Davenport, Iowa; Mrs. Clara B. Noble, Des Moines, Iowa; Muscatine County, Muscatine, Iowa; Robert P. Bell, Cedar Rapids, Iowa; Harold W. Miller, Chariton, Iowa.

Read first and second times, and referred to the sifting committee.

Senate File 492, by committee on military affairs, a bill for an act authorizing the State of Iowa to become indebted in the amount of eighty-five million dollars (\$85,000,000) and providing for the issue and sale of bonds of said state in evidence thereof, to procure funds for and pay service compensation to persons who served in the armed forces of the United States at any time between the sixteenth day of September, 1940, and the second day of September, 1945, both inclusive or their successors in interest, providing for a board to administer such payments, providing for additional compensation to persons under disability, providing for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds, and providing penalties for the violation of the provisions of this act; providing for the application of any surplus to the retirement of the indebtedness herein credited; and providing for submission of this act to the people to be voted upon at the general election to be held in the year 1948.

Read first and second times, and referred to the sifting committee.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Dykhouse for the day on request of Senator Keir.

PRESENTATION OF VISITORS

Senator Foster asked and received unanimous consent to present to the Senate, twenty-five senior students of the American government class of the Brighton high school who were present in the balcony with their superintendent, Mr. B. H. Paxson, and their coach and teacher, Mr. C. W. Brooks.

Senator Byers asked and received unanimous consent to present to the Senate, forty-five students from the Alburnett consolidated school who were present in the balcony with their superintendent, Mr. Carl D. Long.

Senator Foster asked and received unanimous consent to present to the Senate, ten senior students of the West Chester high school who were present in the balcony with their superintendent, Mr. John L. Calkins.

Senator Henningsen asked and received unanimous consent to present to the Senate, twelve junior and senior students of the Grand Mound high school, students in the American government class who were present in the balcony with their superintendent, Mr. Luther E. Rauer.

Senator Faul asked and received unanimous consent to present to the Senate, fourteen eighth grade students from the Woodside school of Polk county who were present in the balcony with their instructor, Mr. Wendell Lawhead.

Senator Rockhill asked and received unanimous consent to present to the Senate, fourteen senior students, members of the American government class who were present in the balcony with their superintendent, Mr. A. M. Lee.

Senator Bateson asked and received unanimous consent to present to the Senate, thirty-five senior and junior students, members of the economics class of the Stanhope high school who were present in the balcony with their instructors, Mr. Robert Long, Mrs. D. E. Green, Mrs. E. B. Snyder, and Mr. E. A. Thompson.

Senator Newsome asked and received unanimous consent to present to the Senate, the honorable Karl M. LeCompte, member of congress from the fourth congressional district who was present in the Senate Chamber.

PROOF OF PUBLICATION

I hereby certify that, as Secretary of the Senate, I have received proof of publication of the following:

Senate File 482, a proposed bill for the legalization of the proceedings and bonds in the amount of \$80,000.00 of the independent school district of Garner, in the county of Hancock, state of Iowa, authorized at the school election of March 10, 1947, for school purposes.

Also, Senate File 483, a proposed bill for the legalization of the proceedings of the city council of the city of Clarinda, Iowa.

Also, House File 503, a proposed bill for the legalization of the proceedings of the board of supervisors of Worth county, Iowa, relating to the payment of a claim of the Northwood Fire Company in the sum of \$165.52.

W. J. SCARBOROUGH, *Secretary*.

Senator Ritchie asked and received unanimous consent to take up the following resolution:

SENATE RESOLUTION 4
By Governmental Affairs Committee.

A resolution to designate the governmental affairs committee of the Senate as a committee to investigate the activities of individuals, or groups of individuals, exercising or attempting to exercise influence upon members of this Senate directly or indirectly to obtain the passage or the defeat of the bills filed or offered to this session of the General Assembly and charging said committee with the powers and duties necessary to obtain such information, all as provided in section two point twenty-nine (2.29), Code 1946.

Whereas, Members of the Senate and the Fifty-second General Assembly have been subjected to unreasonable and unjust pressure to pass or defeat certain legislation now before the Fifty-second General Assembly; and

Whereas, It appears that special interests are exercising unwarranted and undue pressure, not sound nor for the best interests of the general public; and

Whereas, It is desirable to determine just what interests are backing, financing, resisting or attempting to exercise influence on legislative action in the Senate, and for what purpose; and

Whereas, Section two point twenty-nine (2.29), Code of Iowa, 1946, grants any committee of the legislature, which is charged with the duty of conducting an investigation, certain powers.

Now Therefore, in conformance with said section, in furtherance of the objects and procedure therein contemplated;

Be It Resolved by the Senate of the Fifty-second General Assembly of the State of Iowa:

Section 1. That the governmental affairs committee of the Senate of the Fifty-second General Assembly is hereby designated as a committee which shall immediately proceed to investigate matters herein referred, and to exercise the powers herein granted.

Sec. 2. The committee is hereby charged with the duty and shall have the power and authority to investigate the activities of any and all individuals or groups of individuals attempting to exercise influence upon legislation now pending, directly or indirectly, before the Fifty-second General Assembly of Iowa.

Sec. 3. The committee shall have the power, authority and the duty to investigate the source of funds that are financing any and all such activities and to investigate any and all other matters pertaining to the influencing or attempting to influence legislation which was or is now pending before the Senate in the state of Iowa.

Sec. 4. The committee shall have the power and the duty and it is hereby charged with the responsibility of obtaining all information desired and relevant to the influencing or exercise of influence upon the Senate, or any of its members, by any organization, individual or group of individuals, and shall have all necessary powers, including the power of subpoena as provided in section two point twenty-nine (2.29), Code of Iowa, 1946.

Sec. 5. The committee shall also be prepared to report its findings

to any regular session of the Fifty-second General Assembly when required to do so by the President of the Senate.

Senator Zastrow moved the adoption of the resolution.

Senator Clem moved the previous question on the resolution, which motion prevailed.

Roll call was demanded.

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

Ayes, 20:

Augustine	Elthon	Klein	Ritchie
Bateson	Fishbaugh	Leo	Rockhill
Bekman	Foster	Linnevold	Schluter
Colburn	Hawkins	Lucas	Vittetoe
Doud	Jones	Lynes	Zastrow

Nays, 24:

Benson	Hart	Long	Musmaker
Berg	Henningsen	Lord	Myrland
Byers	Jacobson	Martin	Newsome
Clem	Keir	Maytag	Reilly
Dewel	Kirketeg	Mercer	Skourup
Faul	Knudson	Miller, Ai	Watson

Absent or not voting, 6:

Barkley	Findlay	Miller, J. F.	Sharp
Dykhouse	Hultman		

The motion was lost and the resolution failed to be adopted.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Schluter called up the conference committee report filed and found on page 1062 of the Senate journal, on Senate File 412, a bill for an act to amend section two hundred seventeen point four (217.4), Code 1946, relating to removal of members of board of control, and moved its adoption.

The motion prevailed and the report was adopted.

Senator Schluter moved that the bill be read a third 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:

Augustine	Clem	Fishbaugh	Jones
Bateson	Colburn	Foster	Keir
Bekman	Dewel	Hart	Kirketeg
Benson	Doud	Hawkins	Klein
Berg	Elthon	Henningsen	Knudson

Leo
Linnevoeld
Long
Lord
Lucas

Lynes
Maytag
Mercer
Miller, Ai
Musmaker

Myrland
Newsome
Reilly
Ritchie
Rockhill

Schluter
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 10:

Barkley
Byers
Dykhouse

Faul
Findlay
Hultman

Jacobson
Martin

Miller, J. F.
Sharp

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

Senator Schluter moved that the 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 370, a bill for an act providing a program of education for youths and adults concerning the effects of alcoholic stimulants and narcotics.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 384, a bill for an act relating to farm-to-market roads.

Also: That the House has refused to concur in Senate amendments to House File 502, a bill for an act providing for crediting to the state general fund of receipts from tax, liquor control receipts and other sources of revenue.

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

House Concurrent Resolution 25, requesting the Governor to return House File 512, a bill for an act enabling the city of Waterloo to increase the salaries of all non-elective city employees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 169, a bill for an act relating to the compensation and expenses of members of county commission of insanity.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 229, a bill for an act relating to the "State Dairy Association".

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 244, a bill for an act relating to increasing the compensation of grand jury clerks.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 252, a bill for an act relating to the state conservation commission and its officers and employees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 471, a bill for an act relating to the salary of the Commissioner of the Department of Public Safety.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 472, a bill for an act relating to salaries of members of the Iowa Liquor Control Commission.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 25

Whereas, certain discrepancies have been discovered in House File 512, a bill for an act enabling the city of Waterloo to increase the salaries of all non-elective city employees, passed by the Fifty-second General Assembly and now in the hands of the Governor; NOW, THEREFORE,

Be It Resolved by the House, the Senate concurring: that the Governor be requested to return to the House House File 512.

HOUSE AMENDMENT TO SENATE FILE 169

Amend Senate File 169 as follows:

1. By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section two hundred twenty-eight point nine (228.9), Code 1946, is amended by striking subsection one (1) and inserting in lieu thereof the following:

'1. The compensation and expenses of the commissioners of insanity shall be as follows: To the member of the commission serving as physician, seven dollars and fifty cents (\$7.50) for each commitment or release of any person brought before said commission for each actual hearing, and to the member of the commission serving as attorney, seven dollars and fifty cents (\$7.50) for each commitment or release of any person brought before said commission for each actual hearing.'

"Sec. 2. Further amend section two hundred twenty-eight point nine (228.9), Code 1946, by striking subsection two thereof."

HOUSE AMENDMENT TO SENATE FILE 229

Amend Senate File 229 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section one hundred seventy-eight point four (178.4), Code 1946, by striking all after the word "chapter" in line six (6) and inserting in lieu thereof the following: 'The salary of such persons so employed shall be set by the executive committee subject to the approval of the Secretary of Agriculture, and such persons shall hold office at the pleasure of the executive committee'."

HOUSE MESSAGES CONSIDERED

House File 370, a bill for an act to amend chapter two hundred fifty-seven (257), Code 1946, requiring the superintendent of public instruction to provide a program of education for youths and adults concerning the effects of alcoholic stimulants and narcotics upon the human system; and to provide for an appropriation for such purpose, and the issuance of warrants against said appropriation.

Read first and second times and referred to the sifting committee.

House File 384, a bill for an act to amend chapter three hundred ten (310), Code 1946, relating to farm-to-market roads, and to enlarge the farm-to-market road system to coincide with the Federal Aid Secondary Road system, and further providing for the improvement of county line roads.

Read first and second times, and referred to the sifting committee.

House Joint Resolution 10, a resolution to designate a "Mental Health Authority" in the state of Iowa through which the U. S. Public Health Service can deal in connection with the benefits that the state of Iowa can derive from the provisions of the National Mental Health Act which has been enacted by the Congress of the United States.

Read first and second times, and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Fishbaugh, Senate File 483, a bill for an act to legalize and validate proceedings authorizing acceptance of conveyance of lands known as "Clarinda Prisoner of War Camp", Clarinda, Iowa, with certain buildings and facilities thereon, from the United States of America by the city of Clarinda, Iowa, subject to provisions for reversion of title to the United

States in the event of breach of conditions stipulated in said deed, was taken up and considered.

Senator Jacobson took the chair at 9:55 a.m.

Senator Fishbaugh moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Myrland
Bateson	Foster	Leo	Newsome
Bekman	Hart	Linnevold	Reilly
Benson	Hawkins	Long	Ritchie
Berg	Henningsen	Lord	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, A	Watson
Elthon	Klein	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Lucas	Miller, J. F.
Dykhouse			

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

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

On motion of Senator Knudson, Senate File 482, a bill for an act to legalize and validate the proceedings of the board of directors of the independent school district of Garner in the county of Hancock, state of Iowa, in calling and holding election on March 10, 1947, on the proposition of issuing bonds of said school district in the amount of eighty thousand dollars for the purpose of constructing, reconstructing, and equipping additional school facilities, was taken up and considered.

Senator Knudson moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Dykhouse	Findlay	Lord	Miller, J. F.
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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 Knudson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, House File 503, a bill for an act to legalize the proceedings of the board of supervisors of Worth county, Iowa, with respect to payment of a claim of the Northwood Fire Co. in the sum of \$165.52 arising from damage to fire truck on July 20, 1946, was taken up and considered.

Senator Elthon moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Dykhouse	Findlay	Miller, J. F.
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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 Elthon moved that the 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 Fishbaugh asked and received unanimous consent that House File 364 be substituted for Senate File 378.

On motion of Senator Fishbaugh, House File 364, a bill for an act to amend certain sections in chapter five hundred thirty-four (534), Code 1946, relating to building and loan and incorporated associations, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

1. Amend House File 364 by inserting immediately after section 5 as section 6 the following:

"Sec. 6. Section six hundred eighty-two point forty-five (682.45), Code 1946, is amended by striking the period at the end of said section and adding thereto the following: 'and in real estate loans which are guaranteed or insured by the Administrator of Veterans' Affairs under the provisions of Title III of the Servicemen's Readjustment Act of 1944, as amended, otherwise known as the "G. I. Bill of Rights".'"

2. Further amend House File 364 by renumbering the succeeding sections.

3. Further amend House File 364 by striking all of lines 2 and 3 of the title and inserting in lieu thereof the following: "four (534) and section six hundred eighty-two point forty-five (682.45), Code 1946, relating to building and loan and incorporated association and federal insured loans."

The amendment was adopted.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend House File 364 as follows: Strike all of line 9 of section 1 after the word "any" and insert in lieu thereof the following: "secured loan"; further amend said section by striking from line 10 thereof the following: "unsecured,".

The amendment was adopted.

Senator Fishbaugh moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Dykhouse	Findlay	Kirketeg	Miller, J. F.
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

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

President Evans took the chair at 10:20 a.m.

On motion of Senator Bekman, Senate File 174, a bill for an act to amend the law as it appears in chapter ninety-seven (97), Code 1946, relating to old age and survivors' insurance of certain public employees and regulating the collections of contributions to said system and the payments of benefits thereunder, was taken up and considered.

Senator Doud offered the following amendment:

Amend Senate File 174 as follows:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section ninety-seven point forty-five (97.45), Code 1946, is amended by striking the semi-colon (;) and the word "or" in line fourteen (14) of sub-section six (6), paragraph (a) of said section and adding the following: 'Unless that employee has had ten years of employment in public service in Iowa prior to July 1, 1947, and in that event he shall be a fully insured individual when he has been covered by six calendar quarters immediately preceding the quarter in which he retired after reaching the age of sixty-five years, or died, whichever event first occurred, and pays by himself, his representative, or beneficiary, as the case may be, to the commission, the tax upon the wages he was being paid in the last quarter of 1946 for four additional calendar quarters, which sum shall also be matched by the employing political division or sub-division and paid to the commission at the time of the employee's retirement or death; or'".

Senator Doud offered the following amendment to the amendment and moved its adoption :

Amend the amendment by striking from line 11 the word "commission" and inserting in lieu thereof the word "employer".

Senator Doud asked and received unanimous consent that action on Senate File 174 be deferred and that the bill retain its place on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Keir called up for consideration House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales, corporation and income tax, liquor control receipts and other sources of revenue; and making certain appropriations therefrom, and moved that the Senate insist on its amendment to House File 502, which motion prevailed.

Senator Doud called up for consideration, Senate File 169, a bill for an act to amend section two hundred twenty-eight point nine (228.9), Code 1946, relating to the compensation and expenses of members of county commission of insanity, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 169 as follows:

1. By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section two hundred twenty-eight point nine (228.9), Code 1946, is amended by striking subsection 1. and inserting in lieu thereof the following:

'1. The compensation and expenses of the commissioners of insanity shall be as follows: To the members of the commission serving as physician, seven dollars and fifty cents (\$7.50) for each commitment or release of any person brought before said commission for each actual hearing, and to the member of the commission serving as attorney, seven dollars and fifty cents (\$7.50) for each commitment or release of any person brought before said commission for each actual hearing.'

Sec. 2. Further amend section two hundred twenty-eight point nine (228.9), Code 1946, by striking subsection 2 thereof."

The Senate concurred in the House amendments.

Senator Doud moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, A.	Zastrow
Elthon	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Dykhouse Findlay Miller, J. F.

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

Senator Doud moved that the 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 Lynes called up for consideration Senate File 229, a bill for an act to amend chapter one hundred seventy-eight (178), Code 1946, relating to the "State Dairy Association", amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 229 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section one hundred seventy-eight point four (178.4), Code 1946, by striking all after the word "chapter" in line 6, and inserting in lieu thereof the following: 'The salary of such person so employed shall be set by the executive committee subject to the approval of the Secretary of Agriculture, and such persons shall hold office at the pleasure of the executive committee'."

The Senate concurred in the House amendments.

Senator Lynes moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Bekman	Byers	Dewel
Barkley	Benson	Clem	Doud
Bateson	Berg	Colburn	Elthon

Faul	Kirketeg	Martin	Ritchie
Foster	Klein	Maytag	Rockhill
Hart	Knudson	Mercer	Schluter
Hawkins	Leo	Miller, Ai	Sharp
Henningsen	Linnevold	Musmaker	Skourup
Hultman	Lord	Myrland	Vittetoe
Jacobson	Lucas	Newsome	Watson
Jones	Lynes	Reilly	Zastrow
Keir			

Nays: none.

Absent or not voting, 5:

Dykhouse	Fishbaugh	Long	Miller, J. F.
Findlay			

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

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

CONFERENCE COMMITTEE APPOINTED

The President appointed on the part of the Senate on the conference committee on House File 502, Senators Keir, Faul, Long and Lynes.

THIRD READING OF BILLS

On motion of Senator Rockhill, Senate File 280, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1946, relating to exemption from tax sales of purchases by tax-certifying or tax-levying governmental bodies of Iowa, or any subdivision or branch thereof, was taken up and considered.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 280 by adding the following at the end of section 1:

"The exemptions herein provided shall not extend to municipal utilities affording service to the general public."

The amendment was adopted.

Senator Mercer moved the previous question on the bill, which motion prevailed.

Senator Rockhill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 22:

Barkley	Henningsen	Long	Myrland
Benson	Jacobson	Lord	Rockhill
Berg	Kirketeg	Lucas	Sharp
Clem	Klein	Martin	Skourup
Elthon	Knudson	Musmaker	Watson
Hart	Linnevold		

Nays, 21:

Augustine	Fishbaugh	Leo	Newsome
Bateson	Hawkins	Lynes	Ritchie
Colburn	Hultman	Maytag	Schluter
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Zastrow
Faul			

Absent or not voting, 7:

Bekman	Dykhouse	Foster	Reilly
Byers	Findlay	Miller, J. F.	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Faul, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Leo 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 Speaker has appointed as a second conference committee on House File 106, a bill for an act relating to workmen's compensation, Representatives Reed, Duffy, Bryson and Edwards.

Also: That the House has refused to concur in Senate amendments to House File 263, a bill for an act relating to boarding prisoners.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 10, designating a "Mental Health Authority".

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

House Concurrent Resolution 22, relating to the certifying and completing of the records of the Fifty-second General Assembly.

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

House Concurrent Resolution 23, providing for the presentation of the chairs occupied by the Speaker of the House of Representatives and the President of the Senate.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 181, a bill for an act relating to compensation of county officers.

Also: That the House has reconsidered the vote by which it failed to pass Senate File 295, a bill for an act relating to the salary of judges of the superior court, and requests its return.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 22

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the capitol and perform their respective duties for so long a time as may be necessary following the final adjournment of the Fifty-second General Assembly and that they be authorized to select such of their respective assistants as may be necessary for such time as may be required for the purpose of correcting and certifying the records of the session and otherwise closing up the business of their respective offices and also for the packing of supplies of members for shipment to their homes.

The Chief Clerk of the House and the Secretary of the Senate are hereby authorized to correct the Journal of the House and Senate respectively for the last day of the session.

Each of said officers and employees shall receive the same compensation per day for such extra service performed as they now receive, to be paid by the comptroller of state upon certification by the Speaker and Chief Clerk of the House and the President and Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION 23

Be It Resolved by the House, the Senate Concurring: That the Speaker of the House of Representatives and the President of the Senate be presented with the chairs occupied by them during the session, and that the custodian of the State House be instructed to crate such chairs for shipment to the home residence of the Speaker of the House and the President of the Senate.

HOUSE AMENDMENTS TO SENATE FILE 181

Amend Senate File 181 as follows:

1. By striking the word "eight" in line four (4), section one (1), and inserting in lieu thereof the word "seven".

2. By adding at the end of subsection three (3), section eleven (11), the following:

"Full time deputy assessors in such cities shall receive as their annual compensation seventy-five per cent (75%) of the amount of compensation

of the city assessor but not to exceed twenty-seven hundred dollars (\$2,700.00)."

3. Amend the title by adding at the end thereof the following: "and to provide compensation for county assessors ex-officio, deputy county assessors, and city assessors and their deputies."

THIRD READING OF BILLS

On motion of Senator Faul, House Joint Resolution 1, a resolution proposing an amendment to Article IV of the constitution of the state of Iowa relating to the succession of the Lieutenant Governor to act as Governor in the event of the death or disability of the Governor, together with the succession of officers following the Lieutenant Governor to the office of the Governor, with the Lieutenant Governor to the office of the Governor, as follows:

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

Section 1. That Article IV, section 17 of the constitution of the state of Iowa be amended by adding thereto the following paragraph:

"In case of the death, resignation, failure to qualify, inability to qualify, or other disability of the candidate for Governor who received the largest number of votes at the last general election for the ensuing term, the powers and duties of the office of Governor for the ensuing term, or until the disability is removed, shall devolve upon the candidate for Lieutenant Governor who received the largest number of votes at the last general election for the ensuing term, and he shall assume the powers and duties of Governor upon the completion of the canvass of the votes for Governor and Lieutenant Governor by the General Assembly."

Sec. 2. Be It Further Resolved that Article IV, section 19 of the constitution of the state of Iowa be amended by adding thereto the following paragraph:

"If the Governor, Lieutenant Governor, President pro tem of the Senate, and the Speaker of the House of Representatives are all by reason of death, resignation or otherwise, incapable of performing the duties of the office of Governor, the members of the Executive Council of the state of Iowa shall immediately convene the General Assembly of the state of Iowa by proclamation, and the General Assembly shall immediately elect a Governor, Lieutenant Governor, President pro tem of the Senate, and Speaker of the House of Representatives, who shall serve until their successors are elected and qualified."

Sec. 3. Be it further resolved that the foregoing proposed amendment be and the same is hereby referred to the General Assembly to be chosen at the next general election and that the Secretary of State cause the same to be published as provided by law, was taken up, considered, and the report of the committee adopted.

Senator Faul moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 38:

Augustine	Faul	Leo	Myrland
Barkley	Hart	Linnevold	Newsome
Bateson	Hawkins	Long	Ritchie
Bekman	Henningsen	Lord	Rockhill
Benson	Hultman	Lynes	Schluter
Berg	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Miller, Ai	Vittetoe
Dewel	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 12:

Byers	Findlay	Kirketeg	Miller, J. F.
Doud	Fishbaugh	Lucas	Reilly
Dykhouse	Foster	Mercer	Watson

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

Senator Faul 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 Berg, House File 192, a bill for an act to amend section twenty-nine point forty-nine (29.49), Code 1946, relating to armory board, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President Evans took the chair at 1:45 p.m.

Senator Musmaker moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Ritchie
Benson	Henningsen	Lord	Rockhill
Berg	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Elthon	Klein	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 10:

Byers	Findlay	Mercer	Reilly
Doud	Foster	Miller, J. F.	Watson
Dykhouse	Kirketeg		

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

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

On motion of Senator Leo, House File 400, a bill for an act to amend section five hundred forty-three point twenty-eight (543.28), Code 1946, relating to bonded warehouses for agricultural products, was taken up and considered.

Senator Leo moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Faul	Linnevold	Myrland
Barkley	Hart	Long	Newsome
Bateson	Henningsen	Lord	Ritchie
Bekman	Hultman	Lucas	Rockhill
Benson	Jacobson	Lynes	Schluter
Berg	Jones	Martin	Sharp
Clem	Keir	Maytag	Skourup
Colburn	Klein	Miller, Ai	Vittetoe
Dewel	Knudson	Musmaker	Zastrow
Elthon	Leo		

Nays: none.

Absent or not voting, 12:

Byers	Findlay	Hawkins	Miller, J. F.
Doud	Fishbaugh	Kirketeg	Reilly
Dykhouse	Foster	Mercer	Watson

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

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

On motion of Senator Faul, House File 120, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, providing an exemption from taxation of growing

agricultural and horticultural crops and products, was taken up and considered.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 89:

Augustine	Faul	Leo	Myrland
Barkley	Hart	Linnevold	Newsome
Bateson	Hawkins	Long	Ritchie
Bekman	Henningsen	Lord	Rockhill
Benson	Hultman	Lucas	Schluter
Berg	Jacobson	Lynes	Sharp
Clem	Jones	Martin	Skourup
Colburn	Keir	Maytag	Vittetoe
Dewel	Klein	Miller, A.	Zastrow
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 11:

Byers	Findlay	Kirketeg	Reilly
Doud	Fishbaugh	Mercer	Watson
Dykhouse	Foster	Miller, J. F.	

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

Senator Faul moved that the 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 Keir asked and received unanimous consent that House File 516 be substituted for Senate File 467.

On motion of Senator Myrland, House File 516, a bill for an act to appropriate to the state comptroller from the motor vehicle fuel tax fund, was taken up and considered.

Senator Myrland moved that the bill be read a third 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:

Augustine	Colburn	Hultman	Linnevold
Barkley	Dewel	Jacobson	Long
Bateson	Elthon	Jones	Lord
Bekman	Faul	Keir	Lucas
Benson	Hart	Klein	Lynes
Berg	Hawkins	Knudson	Martin
Clem	Henningsen	Leo	Maytag

Miller, Ai
Musmaker
Myrland

Newsome
Ritchie
Rockhill

Schluter
Sharp
Skourup

Vittetoe
Zastrow

Nays: none.

Absent or not voting, 11:

Byers
Doud
Dykhouse

Findlay
Fishbaugh
Foster

Kirketeg
Mercer
Miller, J. F.

Reilly
Watson

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

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

On motion of Senator Keir, House File 269, a bill for an act to appropriate not to exceed the sum of fourteen thousand six hundred thirty-five dollars (\$14,635) for the purpose of paying the cost of grading and construction of paving of East Twenty-ninth street between the right-of-way of the Chicago, Milwaukee and St. Paul and Pacific railway company and Eastern avenue in the city of Davenport, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Martin moved that the bill be read a third 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:

Augustine
Barkley
Bateson
Bekman
Benson
Berg
Clem
Colburn
Dewel
Elthon

Faul
Hart
Hawkins
Henningsen
Hultman
Jacobson
Jones
Keir
Klein
Knudson

Leo
Linnevold
Long
Lord
Lucas
Lynes
Martin
Maytag
Miller, Ai
Musmaker

Myrland
Newsome
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Zastrow

Nays: none.

Absent or not voting, 11:

Byers
Doud
Dykhouse

Findlay
Fishbaugh
Foster

Kirketeg
Mercer
Miller, J. F.

Reilly
Watson

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

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

On motion of Senator Keir, House File 49, a bill for an act to appropriate funds, from the general fund of the State, to build a bridge over Squaw Creek on the Thirteenth Street Road between the City of Ames, and Iowa State College, on land owned by the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lucas moved that the bill be read a third 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:

Augustine	Hart	Leo	Myrland
Bekman	Hawkins	Linnevold	Newsome
Benson	Henningsen	Long	Ritchie
Berg	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Sharp
Dewel	Keir	Martin	Skourup
Elthon	Kirketeg	Maytag	Vittetoe
Faul	Klein	Miller, A	Zastrow
Fishbaugh	Knudson	Musmaker	

Nays: none.

Absent or not voting, 11:

Barkley	Doud	Foster	Reilly
Bateson	Dykhous	Mercer	Watson
Byers	Findlay	Miller, J. F.	

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

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

On motion of Senator Keir, House File 484, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the office of the board of control, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Keir asked and received unanimous consent that action on House File 484 be deferred and that the bill retain its place on the calendar under unfinished business.

On motion of Senator Keir, Senate Joint Resolution 11, a resolution to authorize the State Board of Education to co-operate with the city of Ames in the construction, operation and maintenance of a sewage disposal plant and system to serve both the Iowa State College and the city of Ames and to pay to said city certain sums therefor, was taken up and considered.

Senator Keir moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 38:

Augustine	Hart	Linnevold	Myrland
Bekman	Hawkins	Long	Newsome
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Elthon	Klein	Miller, A	Vittetoe
Faul	Knudson	Musmaker	Zastrow
Fishbaugh	Leo		

Nays: none.

Absent or not voting, 12:

Barkley	Doud	Foster	Miller, J. F.
Bateson	Dykhous	Kirketeg	Reilly
Byers	Findlay	Mercer	Watson

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

Senator Keir 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 Lord, Senate File 326, a bill for an act authorizing counties to establish and provide county hospital facilities; to issue revenue bonds in connection therewith; providing for a board of hospital trustees to operate each such hospital and authorizing the use of county funds and the levy of county taxes to meet any deficiency of available revenues to pay operating and maintenance expenses of such county hospitals, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

Senator Lord offered the following amendment and moved its adoption:

Amend section 2 of Senate File 326, as follows:

1. Insert after the period in line 15 of said section the following: "After a resolution authorizing such revenue bonds has been adopted the county auditor shall publish notice of such adoption in at least one newspaper of general circulation in the county at least once each week for two consecutive weeks. Such notice shall identify the resolution by the date of its adoption and shall specify the amount of bonds proposed to be issued, and if within twenty days following the date of the first publication of such notice a petition is filed with the county auditor signed by qualified voters of said county in number equal to or exceeding twenty per cent of the total number of votes cast in such county for governor at the last preceding regular election whereat a governor was elected then the bonds authorized by such resolution shall not be issued unless and until the proposition to issue same shall have been submitted at an election throughout the county and approved by not less than sixty per cent of the votes cast for and against the proposition. When any such petition is filed it shall be referred to the board of supervisors at its next meeting and thereupon the board of supervisors may either repeal the bond resolution or order the election which shall be called and conducted in the manner provided by chapter 345 of the Code of Iowa, 1946. If there be no petition filed within the time hereinbefore provided or if there be a petition filed and the proposition of issuing such bonds is approved at such election then the board of supervisors may proceed with the acquisition, construction, equipment, operation and maintenance of the county hospital and the issuance of bonds in connection therewith, all as in this act permitted and provided."

2. Further amend Senate File 326, by adding the following: "Sec. 5. The provisions of section three hundred forty-seven point eighteen (347.18), are made applicable to this act."

Further amend Senate File 326, by renumbering the remaining sections.

The amendment was adopted.

Senator Hawkins asked and received unanimous consent that action on Senate File 326 be deferred and that the bill retain its place on the calendar under unfinished business.

On motion of Senator Fishbaugh, Senate File 375, a bill for an act to amend section three hundred forty point four (340.4), Code 1946, relating to deputy treasurer and clerks, was taken up and considered.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend Senate File 375 as follows: Strike all after the enacting clause and insert in lieu thereof the following:

"Section 1. Section three hundred forty point four (340.4), Code

1946, is hereby amended by inserting before the word 'in' in line one of section three (3) thereof the words 'or in any county'."

The amendment was adopted.

Senator Fishbaugh moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Fishbaugh	Leo	Musmaker
Barkley	Hart	Linnevold	Myrland
Bekman	Hawkins	Long	Newsome
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Elthon	Kirketeg	Miller, Ai	Vittetoe
Faul	Klein		

Nays: none.

Absent or not voting, 12

Bateson	Dykhouse	Knudson	Reilly
Byers	Findlay	Mercer	Watson
Doud	Foster	Miller, J. F.	Zastrow

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

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

On motion of Senator Berg, House File 52, a bill for an act to amend section one hundred fifty-five point six (155.6) Code 1946, relating to the practice of pharmacy, was taken up and considered.

Senator Berg moved that the bill be read a third 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:

Augustine	Fishbaugh	Knudson	Musmaker
Barkley	Hart	Leo	Myrland
Bekman	Hawkins	Linnevold	Newsome
Benson	Henningsen	Long	Ritchie
Berg	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Sharp
Dewel	Keir	Martin	Skourup
Elthon	Kirketeg	Maytag	Vittetoe
Faul	Klein	Miller, Ai	

Nays: none.

Absent or not voting, 11:

Bateson	Dykhouse	Mercer	Watson
Byers	Findlay	Miller, J. F.	Zastrow
Doud	Foster	Reilly	

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

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

On motion of Senator Skourup, House File 468, a bill for an act to repeal chapter two hundred eight (208), Code 1946, relating to petroleum products and to enact a substitute therefor, was taken up and considered.

Senator Skourup moved that the bill be read a third 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:

Augustine	Fishbaugh	Knudson	Musmaker
Barkley	Hart	Leo	Myrland
Bekman	Hawkins	Linnevold	Newsome
Benson	Henningsen	Long	Ritchie
Berg	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Sharp
Dewel	Keir	Martin	Skourup
Elthon	Kirketeg	Maytag	Vittetoe
Faul	Klein	Miller, Ai	

Nays: none.

Absent or not voting, 11:

Bateson	Dykhouse	Mercer	Watson
Byers	Findlay	Miller, J. F.	Zastrow
Doud	Foster	Reilly	

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

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

On motion of Senator Lynes, House File 466, a bill for an act to amend chapter one hundred sixty-four point one (164.1), Code 1946, relating to the control and eradication of Brucellosis, was taken up and considered.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Augustine	Hart	Knudson	Miller, Ai
Barkley	Hawkins	Leo	Musmaker
Bekman	Henningsen	Linnevold	Myrland
Benson	Hultman	Long	Newsome
Berg	Jacobson	Lord	Rockhill
Clem	Jones	Lucas	Schluter
Colburn	Keir	Lynes	Sharp
Dewel	Kirketeg	Martin	Skourup
Elthon	Klein	Maytag	Vittetoe
Faul			

Nays: none.

Absent or not voting, 13:

Bateson	Findlay	Mercer	Ritchie
Byers	Fishbaugh	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse			

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

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

On motion of Senator Martin, House File 499, a bill for an act relating to procedure for the assessment of property and the collection of taxes in any city acting under special charter which levies and collects its own taxes and having a population of more than sixty thousand (60,000), was taken up and considered.

Senator Martin moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Fishbaugh	Knudson	Miller, Ai
Barkley	Hart	Leo	Musmaker
Bekman	Hawkins	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Clem	Jacobson	Lucas	Rockhill
Colburn	Jones	Lynes	Schluter
Dewel	Keir	Martin	Skourup
Elthon	Kirketeg	Maytag	Vittetoe
Faul	Klein		

Nays: none.

Absent or not voting, 12:

Bateson	Dykhouse	Mercer	Sharp
Byers	Findlay	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow

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

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

On motion of Senator Faul, House File 321, a bill for an act to amend section one hundred fifty-seven point nine (157.9), Code 1946, relating to the renewal of licenses of cosmetology schools and providing for due notice and hearing in such cases, was taken up and considered.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Faul	Knudson	Miller, Ai
Barkley	Fishbaugh	Leo	Musmaker
Bekman	Hart	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Byers	Jacobson	Lucas	Rockhill
Clem	Jones	Lynes	Schluter
Colburn	Keir	Martin	Skourup
Dewel	Kirketeg	Maytag	Vittetoe
Elthon	Klein		

Nays: none.

Absent or not voting, 12:

Bateson	Findlay	Mercer	Sharp
Doud	Foster	Miller, J. F.	Watson
Dykhouse	Hawkins	Reilly	Zastrow

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

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

On motion of Senator Faul, House File 458, a bill for an act to amend section three hundred twenty-four point sixty-three (324.63), Code 1946, relating to motor vehicle fuel license fee

and the distribution of proceeds to incorporated cities and towns, was taken up and considered.

Senator Lynes took the chair at 3:05 p.m.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Faul	Knudson	Miller, Ai
Barkley	Fishbaugh	Leo	Musmaker
Bekman	Hart	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Byers	Jacobson	Lucas	Rockhill
Clem	Jones	Lynes	Schluter
Colburn	Keir	Martin	Skourup
Dewel	Kirketeg	Maytag	Vittetoe
Elthon	Klein		

Nays: none.

Absent or not voting, 12:

Bateson	Findlay	Mercer	Sharp
Doud	Foster	Miller, J. F.	Watson
Dykhouse	Hawkins	Reilly	Zastrow

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

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

On motion of Senator Faul, House File 82, a bill for an act to amend section seven hundred seventy point twenty-one (770.21), Code 1946, relating to compensation of clerk of the grand jury, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Colburn	Henningsen	Knudson
Barkley	Dewel	Hultman	Leo
Bekman	Elthon	Jacobson	Linnevold
Benson	Faul	Jones	Long
Berg	Fishbaugh	Keir	Lord
Byers	Hart	Kirketeg	Lucas
Clem	Hawkins	Klein	Lynes

Martin	Musmaker	Ritchie	Skourup
Maytag	Myrland	Rockhill	Vittetoe
Miller, Ai	Newsome	Schluter	

Nays: none.

Absent or not voting, 11:

Bateson	Findlay	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Mercer	Sharp	

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

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

On motion of Senator Knudson, House File 243, a bill for an act to amend section three hundred twenty-one point thirty-four (321.34), Code 1946, relating to renewal registration plates for motor vehicles by a new validation, was taken up and considered.

Senator Knudson moved that the bill be read a third 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:

Augustine	Faul	Klein	Miller, Ai
Barkley	Fishbaugh	Knudson	Musmaker
Bekman	Hart	Leo	Myrland
Benson	Hawkins	Linnevold	Newsome
Berg	Henningsen	Long	Ritchie
Byers	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Skourup
Dewel	Keir	Martin	Vittetoe
Elthon	Kirketeg	Maytag	

Nays: none.

Absent or not voting, 11:

Bateson	Findlay	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Mercer	Sharp	

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

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

On motion of Senator Knudson, House File 208, a bill for an act relating to assessment for library funds in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson moved that the bill be read a third 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:

Augustine	Paul	Klein	Miller, Ai
Barkley	Fishbaugh	Knudson	Musmaker
Bekman	Hart	Leo	Myrland
Benson	Hawkins	Linnevold	Newsome
Berg	Henningsen	Long	Ritchie
Byers	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Skourup
Dewel	Keir	Martin	Vittetoe
Elthon	Kirketeg	Maytag	

Nays: none.

Absent or not voting, 11:

Bateson	Findlay	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Mercer	Sharp	

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

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

On motion of Senator Bekman, Senate File 267, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to extension and renewal of motor vehicle operators licenses and fees therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 267 by inserting the word "moving" after the word "a" in line 27 of section one (1).

The amendment was adopted.

Senator Elthon asked and received unanimous consent to withdraw the committee amendment to Senate File 267 found on page 866 of the Senate journal.

Senator Skourup moved that the bill be read a third 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:

Augustine	Faul	Klein	Maytag
Barkley	Fishbaugh	Knudson	Miller, Ai
Bekman	Hart	Leo	Musmaker
Benson	Henningsen	Linnevold	Myrland
Berg	Hultman	Long	Newsome
Clem	Jacobson	Lucas	Schluter
Colburn	Jones	Lynes	Skourup
Dewel	Keir	Martin	Vittetoe
Elthon			

Nays, 2:

Hawkins	Rockhill
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Absent or not voting, 15:

Bateson	Findlay	Mercer	Sharp
Byers	Foster	Miller, J. F.	Watson
Doud	Kirketeg	Reilly	Zastrow
Dykhouse	Lord	Ritchie	

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

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

On motion of Senator Bekman, Senate File 268, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to the entry upon operators or chauffeurs licenses, facts concerning conviction of certain offenses, was taken up and considered.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine	Elthon	Leo	Miller, Ai
Barkley	Hart	Linnevold	Musmaker
Bekman	Henningsen	Long	Newsome
Benson	Hultman	Lord	Ritchie
Berg	Jacobson	Lucas	Rockhill
Clem	Keir	Lynes	Schluter
Colburn	Kirketeg	Martin	Skourup
Dewel	Knudson	Maytag	Vittetoe

Nays, 4:

Faul	Hawkins	Klein	Myrland
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Absent or not voting, 14:

Bateson	Findlay	Mercer	Sharp
Byers	Fishbaugh	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Jones		

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

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

On motion of Senator Bekman, House File 420, a bill for an act to provide for refunds where tax payers have remitted more than 50% of the state income tax due and payable for the year 1946, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Senator Bekman, the following amendment filed by Senator Doud was adopted:

Amend House File 420 as follows:

By striking the period at the end of line 6 of section 1 and inserting the following: "and said commission shall certify the amount of the refund to the state comptroller who shall issue a warrant therefor."

Senator Bekman moved that the bill be read a third 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:

Augustine	Faul	Knudson	Miller, Ai
Barkley	Hart	Leo	Musmaker
Bekman	Hawkins	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Clem	Jacobson	Lucas	Rockhill
Colburn	Keir	Lynes	Schluter
Dewel	Kirketeg	Martin	Skourup
Elthon	Klein	Maytag	Vittetoe

Nays: none.

Absent or not voting, 14:

Bateson	Findlay	Mercer	Sharp
Byers	Fishbaugh	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Jones		

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

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

On motion of Senator Berg, House File 272, a bill for an act to amend section four hundred four point five (404.5), Code 1946, relating to taxation for community center improvement and maintenance fund and playground or swimming pool maintenance fund, was taken up and considered.

Seator Berg moved that the bill be read a third 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:

Augustine	Faul	Knudson	Miller, Ai
Barkley	Hart	Leo	Musmaker
Bekman	Hawkins	LinnevoId	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Clem	Jacobson	Lucas	Rockhill
Colburn	Keir	Lynes	Schluter
Dewel	Kirketeg	Martin	Skourup
Elthon	Klein	Maytag	Vittetoe

Nays: none.

Absent or not voting, 14:

Bateson	Findlay	Mercer	Sharp
Byers	Fishbaugh	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhouse	Jones		

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

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

On motion of Senator Keir, House File 494, a bill for an act to appropriate from the general fund of the state of Iowa for biennium beginning July 1, 1947, and ending June 30, 1949, for maintenance and upkeep of buildings of the state capitol, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Faul	Knudson	Miller, Ai
Barkley	Hart	Leo	Musmaker
Bekman	Hawkins	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Byers	Jacobson	Lucas	Rockhill
Clem	Keir	Lynes	Schluter
Colburn	Kirketeg	Martin	Skourup
Dewel	Klein	Maytag	Vittetoe
Elthon			

Nays: none.

Absent or not voting, 13:

Bateson	Fishbaugh	Mercer	Sharp
Doud	Foster	Miller, J. F.	Watson
Dykhouse	Jones	Reilly	Zastrow
Findlay			

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

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

On motion of Senator Colburn, House File 136, a bill for an act to amend section two hundred forty-nine point twenty (249.20), Code 1946, relating to suspended county real estate taxes paid from the old age assistance revolving fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Colburn moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Faul	Knudson	Miller, Ai
Bateson	Hart	Leo	Musmaker
Bekman	Hawkins	Linnevold	Myrland
Benson	Henningsen	Long	Newsome
Berg	Hultman	Lord	Ritchie
Clem	Jacobson	Lucas	Schluter
Colburn	Keir	Lynes	Skourup
Dewel	Kirketeg	Martin	Vittetoe
Elthon	Klein	Maytag	

Nays, 1:

Rockhill

Absent or not voting, 14:

Barkley	Findlay	Mercer	Sharp
Byers	Fishbaugh	Miller, J. F.	Watson
Doud	Foster	Reilly	Zastrow
Dykhousé	Jones		

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

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

On motion of Senator Berg, House File 337, a bill for an act to amend section two hundred fifty-six point one (256.1), Code 1946, relating to the establishing and equipping of a detention hospital for contagious diseases, was taken up and considered.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Augustine	Faul	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Benson	Henningsen	Long	Ritchie
Berg	Hultman	Lord	Rockhill
Clem	Jacobson	Lucas	Schluter
Colburn	Kirketeg	Lynes	Skourup
Dewel	Klein	Miller, Ai	Vittetoe
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 19:

Barkley	Findlay	Keir	Reilly
Bateson	Fishbaugh	Martin	Sharp
Byers	Foster	Maytag	Watson
Doud	Hawkins	Mercer	Zastrow
Dykhousé	Jones	Miller, J. F.	

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

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

On motion of Senator Skourup, Senate File 454, a bill for an act relating to the prohibiting of hunting from aircraft without a permit, and providing penalties for violation of this act, was taken up and considered.

On motion of Senator Skourup the following amendment filed by Senator Maytag was adopted.

Amend Senate File 454 by inserting a period (.) after the word "flight" in section 1, line 3.

Further amend by striking the remainder of said section.

Senator Skourup offered the following amendment and moved its adoption:

Amend Senate File 454 by adding the words "Hawkeye-Gazette" in line three (3) of section 3 after the word "the", and inserting the word "Burlington" after the word "at" in line four (4) of section 3.

Further amend by inserting the words "The Madrid Register-News" after the word "the" in line four (4) of section 3, and the words "Madrid, Iowa" after the word "at" in line five (5) of section 3.

The amendment was adopted.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Bekman	Hart	Leo	Musmaker
Benson	Henningsen	Linnevoold	Myrland
Berg	Jacobson	Long	Newsome
Clem	Keir	Lord	Ritchie
Colburu	Kirketeg	Lucas	Rockhill
Dewel	Klein	Lynes	Schluter
Elthon	Knudson	Miller, Ai	Skourup
Faul			

Nays: none.

Absent or not voting, 21:

Augustine	Findlay	Jones	Reilly
Barkley	Fishbaugh	Martin	Sharp
Bateson	Foster	Maytag	Vittetoe
Byers	Hawkins	Mercer	Watson
Doud	Hultman	Miller, J. F.	Zastrow
Dykhouse			

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

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

On motion of Senator Henningsen, House File 221, a bill for an act to amend section two hundred seventy-four point thirty-eight (274.38), Code 1946, relating to uniting independent school districts, was taken up and considered.

Senator Henningsen moved that the bill be read a third 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:

Bekman	Faul	Klein	Miller, Ai
Benson	Hart	Knudson	Musmaker
Berg	Henningsen	Leo	Myrland
Clem	Hultman	Linnevold	Newsome
Colburn	Jacobson	Lord	Ritchie
Dewel	Keir	Lucas	Schluter
Elthon	Kirketeg	Lynes	Skourup

Nays: none.

Absent or not voting, 22:

Augustine	Findlay	Martin	Rockhill
Barkley	Fishbaugh	Maytag	Sharp
Bateson	Foster	Mercer	Vittetoe
Byers	Hawkins	Miller, J. F.	Watson
Doud	Jones	Reilly	Zastrow
Dykhouse	Long		

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

Senator Henningsen moved that the 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 Henningsen called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 22

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the capitol and perform their respective duties for so long a time as may be necessary following the final adjournment of the Fifty-second 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 cleaning up the business of their respective offices and also for the packing of supplies of members for shipment to their homes.

The Chief Clerk of the House and the Secretary of the Senate are hereby authorized to correct the Journal of the House and the Senate respectively for the last day of the session.

Each of said officers and employees shall receive the same compensation per day for such extra service performed as they now receive, to be paid by the comptroller of state upon certification by the Speaker and Chief Clerk of the House and the President and Secretary of the Senate.

The motion prevailed and the resolution was adopted.

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

HOUSE CONCURRENT RESOLUTION 23

Be It Resolved by the House, the Senate Concurring: That the Speaker of the House of Representatives and the President of the Senate be presented with the chairs occupied by them during the session, and that the custodian of the State House be instructed to crate such chairs for shipment to the home residence of the Speaker of the House and the President of the Senate.

The motion prevailed and the resolution was adopted.

SENATE CONCURRENT RESOLUTION 24

By Claims Committee

Whereas, Doubt has arisen under provisions of Section twenty-five point seven (25.7), Code 1946, that submission of claims to the Joint Claims Committee of the Senate and House and rejection by said committee constitutes final action thereon by the General Assembly as provided in said section; and

Whereas, Certain claims rejected by previous Joint Claims Committees are sometimes reprocessed by the State Appeal Board for recurring submissions; and

Whereas, it is deemed desirable that claims submitted to the Joint Claims Committee of the fifty-second General Assembly and rejected thereby should be submitted to the Senate and House thereof for final action and determination as the act of the General Assembly, therefore

Be It Resolved by the Senate, the House Concurring:

That the claims hereinafter set forth, duly processed by the State Appeal Board and rejected by the Joint Claims Committee be considered by the Senate and House and the action of the Joint Claims Committee be approved.

Claimant	Claim Number	Nature of Claim	Amount
Phillips Petroleum Company,		Gasoline Tax	
Des Moines, Iowa.....	2	Refund	\$ 27.60
Walter E. Roberts, Atlantic, Iowa.....	19	Damage to auto....	74.35
David J. Fulton, Waterloo, Iowa.....	23	Personal injuries..	7,200.00
Wilbert H. Marsh, Albert City, Iowa.....	24	Personal injuries..	765.00
E. H. Orth, Mt. Pleasant, Iowa.....	29	Loss of auto.....	599.08
John T. Gott, Mt. Pleasant, Iowa.....	30	Loss of auto.....	722.50
Elmer John Auman, Chicago, Illinois.....	31	Personal injuries..	2,160.00
James William Whitaker Jr.,			
Anamosa, Iowa.....	32	Personal injuries..	5,000.00
Lois Schrage, Davenport, Iowa.....	34	Personal injuries..	5,000.00
Transportation Insurance Co.,			
Chicago, Illinois.....	36	Damage to auto....	250.66
James F. Douglas, Centerville,			
Iowa	38	Medical and legal expense	130.00

Claimant	Claim Number	Nature of Claim	Amount
Frew W. Ladoux, Spirit Lake, Iowa.....	40	Loss of livestock..	2,600.00
J. W. Halden, Newton, Iowa.....	44	Personal injuries..	5,810.00
W. H. Potthast, Milford, Iowa.....	46	Loss of frogs.....	101,041.74
Mr. & Mrs. John R. Tumbleson, Sherman Oaks, California.....	47	Damage to land and crops.....	5,200.00
Dollie Craddock, Mt. Pleasant, Iowa.....	48	Loss of auto.....	500.00
Henry Grace, Mt. Pleasant, Iowa.....	49	Loss of auto.....	450.00
Nelda B. Callaway, Mt. Pleasant, Iowa	50	Loss of auto.....	300.00
H. C. Jacoby, Mt. Pleasant, Iowa.....	51	Loss of auto.....	310.00
Clifford Clark, Anamosa, Iowa.....	55	Personal injuries..	10,000.00
John C. Jago, Waterloo, Iowa.....	62	Medical & doctor bills.....	3,021.23
Carroll Packard, Anamosa, Iowa	65	Personal injuries..	600.00
George Jay, Fort Madison, Iowa.....	66	Personal injuries..	2,682.50
Elmer A. Harder, Sioux City, Iowa.....	69	Loss of time.....	5,500.00
George H. Gibson, Fort Madison, Iowa	75	Involuntary servitude	187,750.00
Winifred Loeber, Des Moines, Iowa	77	Funeral & other claims.....	1,000.00
Leonard Sobek, Kanawha, Iowa.....	79	Personal injuries..	7,857.00
Harry Abraham, Davenport, Iowa.....	86	Property damage	25.61
Woodbury County, Sioux City, Iowa	87	Printing of election ballots..	1,027.85
Mr. & Mrs. Albert O'Deen, Anamosa, Iowa.....	88	Personal injuries..	5,000.00
Sherman Funeral Home, Washington, Iowa.....	91	Funeral expense..	276.61
Dewey Jontz, Altoona, Iowa.....	92	Personal injuries..	7,130.77
R. N. Cowin, Waterloo, Iowa.....	93	Damage to trees..	1,500.00
Walter J. Watson, Des Moines, Iowa.....	97	Property damage..	86.68
Katheryn Anderson, Des Moines, Iowa.....	98	Vacation pay.....	36.30
Kenneth A. Larson, Des Moines, Iowa.....	101	Damage to auto....	50.74
Jay C. Shaff, Clinton, Iowa	99	Damages from alleged false report	5,000.00
P. T. Yantis, Conrad, Iowa.....	H-4	Damage to auto....	38.07
Mrs. R. W. Moats, Boone, Iowa.....	H-11	Damage to auto....	41.88
Harry Saal, Long Beach, California.....	H-12	Damage to auto....	115.15
James Kitch, Mt. Pleasant, Iowa.....	H-13	Damage to auto....	8.78
Harold A. Hawk, Ames, Iowa	H-14	Salary during leave of absence	131.25
Charles Swanson, Minneapolis, Minnesota.....	H-17	Damage to auto....	15.35
W. R. Crawford, Omaha, Nebraska.....	H-18	Damage to auto....	21.50
Hardware Mutual Casualty Co., St. Louis, Missouri.....	H-19	Damage to auto....	53.96
Colonial Baking Co., Cedar Rapids, Iowa	H-20	Damage to truck..	128.78
C. R. Upchurch, Colo, Iowa.....	H-26	Damage to pickup	100.05
Virginia Carter, Ames, Iowa	H-31	Medical expense & damage to auto	480.75

Claimant	Claim Number	Nature of Claim	Amount
John L. Greiner, Jefferson, Iowa.....	H-36	Damage to auto....	6.70
Jack Haffner, Dunkerton, Iowa.....	H-38	Damage to auto....	57.56
L. W. Hockman, Clarence, Iowa	H-40	Damage to auto & personal in- juries	1,000.00
J. Schopp, Salix, Iowa.....	H-41	Damage to truck	354.55
Orville E. Waterman, Portsmouth, Iowa	H-42	Crop damage.....	1,600.00
Oliver Pitts, Persia, Iowa.....	H-43	Crop damage.....	350.00
R. D. Ramsey, Persia, Iowa.....	H-44	Crop damage.....	2,475.00
Ruben Weirich, Lewis, Iowa.....	H-46	Damage to car.....	128.02
John E. Christensen, Cedar Rapids, Iowa	H-47	Damage to car.....	43.75
Otto C. Jacobson, Charles City, Iowa	H-49	Damage to car.....	250.00
F. G. McKinley, Royal, Iowa.....	H-50	Damage to car.....	13.96
Forrest Hiatt, Newton, Iowa.....	H-52	Damage to car.....	160.75
Harry H. Jones, Center Point, Iowa.....	H-53	Damage to car.....	208.33
Joseph Erenberger, Mt. Vernon, Iowa	H-55	Damage to car.....	400.00
Richard Minor, Mt. Vernon, Iowa.....	H-56	Personal injuries..	75.00
Milo Machacek, Mt. Vernon, Iowa.....	H-57	Personal injuries..	25.00
William Hayek, Mt. Vernon, Iowa.....	H-58	Personal injuries..	25.00
Kenneth E. Erenberger, Mt. Vernon, Iowa	H-59	Personal injuries..	25.00
Chas. J. Chalupsky, LaPorte City, Iowa	H-65	Damage to car & personal injuries	754.80
Allen E. Nelson, Roland, Iowa.....	H-70	Damage to car.....	29.71
Mapleton Bupane Gas Company, Mapleton, Iowa.....	H-73	Damage to pickup	45.60
LeRoy Morrow, Des Moines, Iowa.....	H-74	Damage to car.....	525.00
Hazel Cohoon, Des Moines, Iowa	H-76	Personal injuries & damage to car..	1,214.31
H. E. Hovden, Cresco, Iowa.....	H-77	Damage to car....	91.23
Elm Tree Cabin Camp, Red Oak, Iowa	H-78	Damage to property	220.00
Sioux City Transit Company, Sioux City, Iowa.....	H-80	Damage to street car.....	59.10
F. E. Smith, Des Moines, Iowa	H-82	Personal injuries & damage to car.....	307.77
Eldon Cain, Administrator, Leon, Iowa	H-83	Death of parents..	10,000.00
Geo. Marolf, Mason City, Iowa.....	H-84	Damage to car.....	46.07
Carl Brown, Winterset, Iowa.....	H-85	Personal injuries & damage to truck	7,892.00

Be It Further Resolved that no claim included herein shall be reprocessed by the State Appeal Board.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 280 failed to pass the Senate.

J. KENDALL LYNES.

MR. PRESIDENT: I move to reconsider the vote by which Senate File 280 failed to pass the Senate.

GEORGE FAUL.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10th the Governor had approved the following bills:

Senate File 72, relating to salaries of municipal court employees.

Senate File 212, relating to salaries of the judges of the supreme court.

Senate File 235, relating to the beef cattle producers' association.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 389, 419, and 431.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 389, 419, and 431.

AMENDMENTS FILED

Amend Senate File 299 by striking from lines 4, 5, 6 and 7 of section 15 the following: "and, upon conviction, shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than six (6) months, or both, each such violation being a separate offense hereunder".

GEORGE M. FAUL.

Amend the Bekman amendment to Senate File 379 by striking from lines 12 and 13 of section 5 the following: "ninety (90) days", and by inserting in lieu thereof the words "three calendar months"; and by

striking from subsection (c) of section 6 the following: "ninety (90) days", and by inserting in lieu thereof the words "three calendar months".

J. KENDALL LYNES.

Amend the Bekman amendment to Senate File 379 as the same appears in the Senate Journal of March 31, 1947, by striking therefrom line twenty-four (24) of Senate Journal page 895 and inserting in lieu thereof the following: "or that such machinery was not machinery upon which personal taxes might have been"

FRED MAYTAG.

Amend the committee on motor vehicles' amendment to Senate File 399 filed March 28, 1947, by striking all after the word "the" in line three (3) of section fifteen (15) and inserting in lieu the following: "Telegraph Herald, a newspaper published at Dubuque, Iowa, and the Northwood Anchor, a newspaper published at Northwood, Iowa."

LEO ELTHON.

Amend the Bekman et al. amendment to House File 125 by striking the period (.) at the end of the first paragraph of section 2 and adding thereto the following: ", or a qualified person or agency, named by the court, after an order of the court,".

Further amend the Bekman et al. amendment to House File 125 by inserting a period (.) after the word "consent" in line 7 of section 3, and striking the remainder of said paragraph.

DEVERE WATSON.

Amend House File 176 by striking from line 4 of section 1 the word, "or".

Also by inserting a new section following section two (2) as follows and renumber the following sections:

"Sec. 3. Section five hundred sixty-six point twenty-two (566.22), Code 1946, is amended by striking from line three (3) the word, 'twenty-year' and inserting in lieu thereof the word, 'ten-year'."

ELMER K. BEKMAN.

On motion of Senator Dewel, the Senate adjourned until 11:00 a.m., Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 14, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Gilbert S. Cox, pastor of the First Methodist church, Waterloo, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Foster for the day on request of Senator Leo.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Mercer, from residents of Woodbury county favoring state aid to schools.

By Senator Newsome, from residents of Lucas county favoring state aid to schools; from members of the MacCrae-Cooper Post, veterans of foreign wars, Clarinda, favoring a bonus for veterans of World War II.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent to present to the Senate, his mother Mrs. J. J. Lynes of Waverly, Iowa, who was present in the Senate Chamber.

Senator Colburn asked and received unanimous consent to present to the Senate, fifteen students of the American government class from the Lewis high school who were present in the balcony with their superintendent, Mr. E. A. Johnson.

Senator Lord asked and received unanimous consent to present to the Senate, forty students from the Wapello consolidated school who were present in the balcony with their instructors, Mr. A. J. Koutsky and Miss Newhart.

COMMUNICATIONS

The following communication was received:

Fort Dodge, Iowa

April 9, 1947

Dear Friends of the Senate:

This morning the florist delivered at our home one of the largest and most beautiful hydrangeas we have ever seen. It has six immense balls of pink blossoms. The card says "From the Iowa State Senators".

We wish to express our sincere appreciation and gratitude for your kind thoughts and good wishes which prompted the sending of this unusual potted plant.

It is my hope to be able to return to the Senate before adjournment and to thank each one of you personally.

It is with keen interest I am keeping in touch with the activities of the Senate and wish I could "listen in" and vote on these important matters.

Again thank you all,

Sincerely your,

(Signed) C. V. FINDLAY.

REPORT OF CONFERENCE COMMITTEE

Senator Jacobson called up the report of the conference committee on House File 106 found on page 1080 of the Senate journal and moved its adoption.

The motion prevailed and the report was adopted.

SECOND CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 106

The President appointed on the part of the Senate on the conference committee on House File 106, Senators Jacobson, Maytag, Myrland and Colburn.

UNFINISHED BUSINESS

Senator Long called up House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946; and raised the point of order that the motion filed by Senator Faul to reconsider the vote by which House File 54 passed the Senate was insufficient and therefore was out of order.

The chair ruled the point well taken.

THIRD READING OF BILLS

On motion of Senator Berg, House File 76, a bill for an act to establish a military service tax credit fund; providing for the reimbursement to local taxing districts of taxes levied upon property subject to military service tax credit, such credit not to be in excess of twenty-five (25) mills on the total of taxes levied; providing for the apportionment of military service tax credit to all taxing districts in the state and making an appropriation for the payment of military service tax credits as provided by this act, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Berg asked and received unanimous consent that action on House File 76 be deferred and that the bill retain its place on the calendar.

On motion of Senator Hultman, Senate Joint Resolution 9, a joint resolution creating a special committee to investigate the primary and secondary road problems of Iowa and to recommend a program of improvement and maintenance of both primary and secondary roads and means of financing such program, defining the powers and duties of said committee, and providing for payment of the expense of said committee, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered the following amendment and moved its adoption:

Amend Senate joint resolution 9 by striking lines 3, 4, 5 and 6 of section 8 and inserting in lieu thereof the following: "upon its publication in the Villisca Review, a newspaper published in Villisca, Iowa, and the Davis County Republican, a newspaper published in Bloomfield, Iowa."

The amendment was adopted.

Senator Hultman moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 44:

Augustine
Barkley
Bateson
Bekman

Benson
Berg
Clem
Colburn

Dewel
Doud
Dykhous
Elthon

Faul
Hart
Hawkins
Henningsen

Hultman	Leo	Maytag	Rockhill
Jacobson	Linnevold	Mercer	Schluter
Jones	Long	Miller, Ai	Sharp
Keir	Lord	Musmaker	Skourup
Kirketeg	Lucas	Myrland	Vittetoe
Klein	Lynes	Newsome	Watson
Knudson	Martin	Ritchie	Zastrow

Nays: none.

Absent or not voting, 6:

Byers	Fishbaugh	Miller, J. F.	Reilly
Findlay	Foster		

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

Senator Hultman 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 Ai Miller, House File 204, a bill for an act authorizing a transfer of money from the city special fund to the general fund of Dallas county, Iowa, was taken up, and considered.

Senator Ai Miller offered the following amendment and moved its adoption:

Amend House File 204 by striking all after the enacting clause and inserting after the period (.) and the word "Iowa" before the enacting clause the following:

"Whereas, the sum of five thousand seven hundred forty-two point eighteen (\$5742.18) dollars has been collected by the treasurer of Dallas County, Iowa, for the city special fund provided by statute and which fund is for the purpose of retiring special assessment certificates issued in the cities and towns of Dallas County, Iowa, and

Whereas, said fund has been in the treasurer's hands for over five years and no owner or holder of said certificates have presented any for payment out of said fund, and

Whereas, the records of Dallas County, Iowa, and the treasurer's office do not disclose whether or not there are any outstanding certificates to be paid out of said fund, and

Whereas, said fund has accumulated in the amount of \$5,742.18 and is an idle fund subject to annual bookkeeping in the treasurer's office, and

Whereas, it is desirable to transfer said fund to the general fund of the county, make a proper record of it, and provide for the payment of said certificates, if and when presented, Now therefore,"

Further amend House File 204 as follows:

"Section 1. The sum of five thousand seven hundred forty-two point eighteen (\$5742.18) dollars now held by the treasurer of Dallas County,

Iowa, in the city special fund in his office be and the same is hereby transferred to the general county fund of Dallas County, Iowa, and the said treasurer of Dallas County, Iowa, is directed to transfer said funds forthwith, and he shall enter upon the Unclaimed Fee Register of the auditor's office a record showing the transfer of said funds under the authority of this act. Said treasurer shall further make a detailed record entry in his office showing the transfer of said funds.

Sec. 2. If any holder of any valid certificate payable out of said city special fund herein transferred shall present said certificate for payment to the county treasurer and make a proper claim against Dallas County, Iowa, for payment, the treasurer shall endorse on such claim an approval thereof showing that said special city fund was transferred to the general county fund under the provisions of this act.

Sec. 3. Any holder of a valid outstanding certificate payable out of the funds herein transferred shall have a valid claim against the county general fund of Dallas County, Iowa, which shall not be subject to any defense except as relates to the validity of the certificate and the right to payment out of said city special fund herein transferred. This act shall not affect the status of any certificate holder and he shall have the same right to payment out of the county general fund that he would have had if the certificate or certificates held by him had been presented for payment prior to the transfer herein directed.

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Perry Daily Chief, a newspaper published at Perry, Iowa, and in the Dallas County News, a newspaper published at Adel, Iowa."

The amendment was adopted.

Senator Ai Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Henningsen	Long	Ritchie
Benson	Hultman	Lord	Rockhill
Berg	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Doud	Klein	Miller, Ai	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 9:

Byers	Foster	Lucas	Reilly
Findlay	Hawkins	Miller, J. F.	Watson
Fishbaugh			

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

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

On motion of Senator Vittetoe, House File 314, a bill for an act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the state, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of federal funds, was taken up and considered.

Senator Vittetoe moved that the bill be read a third 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:

Augustine	Elthon	Linnevold	Myrland
Barkley	Hart	Long	Newsome
Bateson	Henningsen	Lord	Ritchie
Bekman	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Byers	Jones	Martin	Sharp
Clem	Keir	Maytag	Skourup
Colburn	Kirketeg	Miller, Ai	Vittetoe
Dewel	Klein	Musmaker	Zastrow
Dykhouse	Leo		

Nays, 1:

Benson

Absent or not voting, 12:

Doud	Fishbaugh	Knudson	Reilly
Faul	Foster	Mercer	Watson
Findlay	Hawkins	Miller, J. F.	

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

Senator Vittetoe moved that the 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 Speaker has appointed as members of the conference committee on the part of the House on House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales, corporation and income tax, liquor control receipts and other sources of revenue and making certain appropriations therefrom: Representatives Weichman, Bockwoldt, Wellington and Ainsworth.

Also: That the House has reconsidered the vote by which it failed to pass and has passed the following bill in which the concurrence of the House was asked:

Senate File 295, a bill for an act relating to the salary of a judge of the superior court.

Also: That the House has adopted the report of the conference committee and the amendments recommended therein and passed Senate File 412, a bill for an act relating to removal of members of board of control.

Also: That the House has concurred in Senate amendments to and passed House File 364, a bill for an act relating to building and loan and incorporated associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 418, a bill for an act relating to compensation of members of the General Assembly.

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

House Concurrent Resolution 24, directing the State Highway Commission to erect suitable signs at narrow bridges.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 24

Whereas, There are many narrow bridges on primary roads; and

Whereas, A narrow bridge is a hazard to the public using the highway; and

Whereas, There is a narrow bridge on Highways 65 and 69 about two (2) miles south of Indianola which has been the scene of various accidents claiming the lives of seven (7) people; *Now, Therefore*

Be It Resolved by the House, the Senate Concurring:

That the State Highway Commission is hereby directed to erect suitable signs to warn motorists of the dangers at the aforementioned bridge, and to erect similar warning signs at other narrow bridges which have been or may be determined by the Highway Commission to be dangerous.

HOUSE MESSAGE CONSIDERED

House File 418, a bill for an act to amend section two point eleven (2.11), Code 1946, relating to compensation of members of the general assembly.

Read first and second times and referred to the sifting committee.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Kirketeg asked and received unanimous consent to present to the Senate, the two sons of Senator Hultman, Donald and Calvin, who were present in the Senate Chamber,

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 298

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of Senate File 298, relating to the salary of the insurance commissioner of Iowa, beg leave to report and make the following recommendation:

That the House recede from its amendment to Senate File 298.

Respectfully submitted,

D. A. DONOHUE.

GEORGE FAUL.

FRED W. TESMER.

R. R. BATESON.

R. E. DUFFIELD.

RALPH W. ZASTROW.

ANDREW J. NIELSEN.

J. T. DYKHUSE.

On the part of the House.

On the part of the Senate.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Faul called up the conference committee report on Senate File 298, a bill for an act to establish the salary of the insurance commissioner, and moved its adoption.

The motion prevailed and the report was adopted.

Senator Faul moved that the bill be read a third 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:

Augustine	Doud	Kirketeg	Mercer
Barkley	Dykhousé	Klein	Miller, Ai
Bateson	Elthon	Knudson	Musmaker
Bekman	Faul	Leo	Myrland
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Long	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe

Nays: none.**Absent or not voting, 10:**

Findlay	Keir	Newsome	Watson
Fishbaugh	Lord	Reilly	Zastrow
Foster	Miller, J. F.		

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

Senator Faul moved that the 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 Bekman called up for consideration Senate File 181, a bill for an act to amend sections three hundred thirty-one point twenty-two (331.22), three hundred forty point one (340.1), three hundred forty point three (340.3), three hundred forty point five (340.5), three hundred forty point seven (340.7) to three hundred forty point eleven (340.11), inclusive, three hundred forty point eighteen (340.18) and four hundred forty-four point nine (444.9), Code 1946; to repeal sections three hundred forty point two (340.2), three hundred forty point four (340.4), three hundred forty point six (340.6) and three hundred forty point twelve (340.12), Code 1946, and to enact substitutes therefor—all relating to the compensation of county officers, their deputies, assistants and clerks and the millage levy to pay such compensation, amended by the House, and moved that the Senate concur in amendments 2 and 3 of the following House amendments, which motion prevailed and amendments 2 and 3 were adopted.

HOUSE AMENDMENTS TO SENATE FILE 181

Amend Senate File 181 as follows:

1. By striking the word "eight" in line four (4), section one (1), and inserting in lieu thereof the word "seven".

2. By adding at the end of subsection three (3), section eleven (11), the following:

"Full time deputy assessors in such cities shall receive as their annual compensation seventy-five per cent (75%) of the amount of compensation of the city assessor but not to exceed twenty-seven hundred dollars (\$2,700.00)."

3. Amend the title by adding at the end thereof the following: "and to provide compensation for county assessors ex officio, deputy county assessors, and city assessors and their deputies."

Senator Henningsen moved that the Senate refuse to concur in amendment 1.

Senator Long moved as a substitute that the Senate concur in Amendment 1, which motion prevailed and the substitution was made.

The substitute motion was adopted and the Senate concurred in Amendment 1.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Elthon	Klein	Miller, Ai
Barkley	Faul	Knudson	Musmaker
Bekman	Hart	Leo	Myrland
Benson	Hawkins	Linnevold	Newsome
Berg	Henningsen	Long	Ritchie
Byers	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Doud	Kirketeg	Mercer	Vittetoe
Dykhouse			

Nays: none.

Absent or not voting, 9:

Bateson	Foster	Miller, J. F.	Watson
Findlay	Lord	Reilly	Zastrow
Fishbaugh			

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

Senator Bekman moved that the 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 Newsome called up for consideration House File 263,

a bill for an act to amend section three hundred thirty-seven point eleven (337.11), Code 1946, relating to boarding prisoners, and moved that the Senate recede from its amendment to House File 263.

The motion prevailed and the Senate receded from its amendment.

Senator Newsome moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine	Dewel	Jacobson	Martin
Barkley	Dykhouse	Jones	Maytag
Bekman	Elthon	Kirketeg	Mercer
Benson	Faul	Leo	Miller, Ai
Berg	Fishbaugh	Linnevold	Musmaker
Byers	Hart	Long	Myrland
Clem	Henningsen	Lucas	Newsome
Colburn	Hultman	Lynes	Sharp

Nays, 7:

Hawkins	Ritchie	Schluter	Vittetoe
Klein	Rockhill	Skourup	

Absent or not voting, 11:

Bateson	Foster	Lord	Watson
Doud	Keir	Miller, J. F.	Zastrow
Findlay	Knudson	Reilly	

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

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

SPECIAL COMMITTEE APPOINTED

Senator Elthon moved that the President of the Senate appoint a committee of six, three from the membership of the committee on appropriations and three from the membership of the committee on board of control, to be sent on April 15th to investigate the Schick General hospital near Clinton. The committee to report its findings to this body upon its return.

The motion prevailed and President Evans appointed as such committee Senators Lucas, Henningsen, Knudson, Maytag, Colburn and Schluter.

THIRD READING OF BILLS

On motion of Senator Bekman, House File 125, a bill for an act to amend chapter six hundred (600), Code 1946, relating to adoptions and fixing penalties for violation of the law relating to adoptions, was taken up, and considered.

Senator Bekman offered the following amendment by Senators Bekman, Kirketeg, Maytag and Hultman:

Amend House File 125 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Amend section six hundred point one (600.1), Code 1946, by striking from the second and third lines thereof, the words 'any Court of record' and inserting in lieu thereof 'the District Court'.

Further amend section six hundred point one (600.1), Code 1946, by striking all after the period (.) in line nine (9) thereof and substituting therefor the following: 'If the petitioner be married, the spouse shall join in the petition unless such spouse is a natural parent of the child. An adult may be adopted, and only such provisions of this chapter shall apply thereto as the court may order. The judges of the District Court may designate a Municipal Court Judge to act as judge in adoption matters with jurisdiction in cases arising in the county in which such Municipal Court is organized.

The petition for adoption shall be verified and filed in triplicate and shall state the name, age, race, residence and religious faith as nearly as may be of the petitioner or petitioners and of the child; the marital status of the petitioner or petitioners; the property rights of the child; the name to be given the child after adoption; if the child be an orphan the name and place of residence of its guardian, if any, and if none, of its next of kin; the name of any licensed child placing agency as defined in chapter two hundred thirty-eight (238), Code 1946, to which such child has been permanently committed or released; the relationship of the child to the petitioner or petitioners; and the facts disclosing consent as required in this act and in section six hundred point three (600.3), Code 1946. The Clerk of the Court shall forthwith transmit two copies of said petition to the State Department of Social Welfare, except in cases of children under the jurisdiction of the Board of Control of State Institutions.'

Sec. 2. Amend section six hundred point two (600.2), Code 1946, by striking from lines one (1) and two (2) thereof the following: 'Upon the filing of a petition for the adoption of a minor child the Court' and substituting therefor 'The State Department of Social Welfare'.

Further amend section six hundred point two (600.2), Code 1946, by striking the second sentence thereof and by adding the following to said section: 'The investigation shall be completed and a report with recommendations made to the Court within sixty days from the date of the filing of the petition. No petition shall be granted until the investigation is completed. Nothing herein contained shall prevent the Court

from conducting any other investigation which it may deem necessary or proper. No petition shall be granted until the child shall have lived for twelve months in the proposed home. Such period of residence may be shortened by the Court upon good cause shown when satisfied that the proposed home and the child are suited to each other. The State Department of Social Welfare may, and upon order of the Court shall, make a further investigation during the period of residence and a final report with recommendations to the Court. The investigation and period of residence may be waived by the Court where the petitioner or one of the petitioners is related to the child within the third degree of consanguinity or where the petitioner is married to a natural parent of the child.'

Sec. 3. Amend section six hundred point three (600.3) by adding at the end thereof the following: 'The consent shall be in writing and verified and a copy shall be attached to the petition. The consent shall refer to and be applicable only to the specific adoption proposed by such petition. Minority of a parent shall not invalidate a consent provided, however, that except in the case of minor parents under the jurisdiction of the Board of Control of State Institutions, such consent must be approved in writing by the State Department of Social Welfare.'

Sec. 4. Amend section six hundred point four (600.4), Code 1946, by adding at the end thereof the following: 'The Court shall provide for such hearings in adoption proceedings as may be necessary and shall prescribe notice thereof. All hearings in adoption proceedings shall be private and conducted only in the presence of those persons designated by the Court.'

Sec. 5. Amend section six hundred point seven (600.7) by inserting after the word 'infection' in line three (3) thereof, the following: 'or an otherwise permanent and serious disability'.

Further amend section six hundred point seven (600.7) by striking from lines eleven (11) and twelve (12) thereof the words 'commit the child to the Guardianship of the State Board of Social Welfare' and substitute therefor the words 'refer the child to the Juvenile Court or take such other action as the case may require'.

Sec. 6. Amend section six hundred point eight (600.8) by striking the words 'duplicate copy' in line six (6) thereof and substituting therefor the words 'two copies'.

Sec. 7. Amend chapter six hundred (600), Code 1946, by adding the following new section:

'Section 600.10. Every person, excepting adopting parents or adopted child, who discloses any information contained in any adoption papers or proceedings except as may be authorized by order of court and every person who violates any of the provisions of this chapter or who intentionally shall make any false statements with reference to the matters contained herein, shall be guilty of a misdemeanor and upon conviction shall be punished accordingly.'

Senator Watson offered the following amendment to the amendment:

Amend the amendment by striking the period (.) at the end of the first paragraph of section 2 and adding thereto the following: ", or a

qualified person or agency, named by the court, after an order of the court.”.

Further amend the Bekman et al. amendment to House File 125 by inserting a period (.) after the word “consent” in line 7 of section 3, and striking the remainder of said paragraph.

Senator Watson moved the adoption of division 1 of the amendment.

Senator Faul moved the previous question on the Watson amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 25:

Augustine	Doud	Long	Ritchie
Barkley	Faul	Lord	Rockhill
Bateson	Fishbaugh	Lucas	Skourup
Berg	Hawkins	Myrland	Vittetoe
Clem	Jones	Newsome	Watson
Colburn	Klein	Reilly	Zastrow
Dewel			

Nays, 17:

Bekman	Keir	Linnevold	Miller, Ai
Benson	Kirketag	Lynes	Musmaker
Elthon	Knudson	Maytag	Schluter
Hultman	Leo	Mercer	Sharp
Jacobson			

Absent or not voting, 8:

Byers	Findlay	Hart	Martin
Dykhouse	Foster	Henningsen	Miller, J. F.

The amendment to the amendment was adopted.

On motion of Senator Watson, division 2 of the amendment to the amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend section 1 of the amendment by striking the period (.) at the end of the section thereof following the word “Institutions” and substituting therefor a comma (,) and by adding the following: “and excepting adult adoptions and cases where the investigation is waived by the court as authorized by this chapter”.

The amendment to the amendment was adopted.

Senator Dewel moved the previous question on the amendment as amended, which motion prevailed.

Roll call was demanded.

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

Ayes, 43:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Byers	Jones	Martin	Sharp
Clem	Keir	Maytag	Skourup
Colburn	Kirketeg	Mercer	Vittetoe
Dewel	Klein	Miller, Ai	Watson
Dykhousé	Knudson	Musmaker	

Nays, 1:

Hawkins

Absent or not voting, 6:

Doud	Foster	Miller, J. F.	Zastrow
Findlay	Henningsen		

The amendment as amended was adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Doud	Klein	Miller, Ai	Watson
Dykhousé			

Nays: none.

Absent or not voting, 5:

Findlay	Hawkins	Miller, J. F.	Zastrow
Foster			

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

Senator Musmaker moved that the 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 Reilly, 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 169, 229, 244, 252, 295, 412, 471 and 472; also House Files 49, 52, 82, 221, 364, 400, 420 and 503.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 169, 229, 244, 252, 295, 412, 471 and 472; also House Files 49, 52, 82, 221, 364, 400, 420 and 503.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 14th day of April, 1947, sent to the Governor for his approval: Senate Files 169, 229, 244, 252, 295, 412, 471 and 472.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10th, the Governor had approved the following bills:

Senate File 144, relating to veterans preference.

Senate File 345, relating to mining.

Senate File 444, relating to the town of Manilla, Iowa.

Senate File 445, relating to board of control.

AMENDMENTS FILED

Amend Senate File 39 by striking all of section four (4) and inserting in lieu thereof the following:

"Sec. 4. This act being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Kossuth County Advance, a newspaper published at Algona, Iowa, and

the Mount Vernon Hawkeye Record and The Lisbon Herald, a newspaper published at Mount Vernon, Iowa."

FRANK C. BYERS.

Amend Senate File 231 by striking from section 1, line 5, the word "waters" and inserting in lieu thereof the word "lakes".

Further amend by striking from section 1, line 5, the "period" following the word "state" and adding the following: "except in the transportation of persons or property between points separated by a distance of thirty (30) miles or more."

Further amend by striking from section 1, line 8, the "comma" after the word "hire" and inserting in lieu thereof a "period" and strike the remainder of the section.

J. T. DYKHOUSE.
FRED MAYTAG.

Amend Senate File 379 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Repeal subsection one (1) of section three hundred twenty-four point one (324.1), Code 1946, and enact in lieu thereof the following: "The term 'distributor' shall mean any person who receives from outside the state or who produces, refines, manufactures, compounds, or blends within the state any motor vehicle fuel to be used within the state or sold or otherwise disposed of within the state for use in the state, including any person who shall order the delivery of any motor vehicle fuel from a refinery or marine or pipeline terminal to a point within the state."

Sec. 2. Repeal section three hundred twenty-four point two (324.2), Code 1946, and enact in lieu thereof the following: "A license fee of four cents (4c) per gallon or fraction of a gallon is hereby imposed on the sale or use of all motor fuel sold or used in this state for any purpose whatsoever, and on all fuel oil used or sold for the purpose of propelling motor vehicles on the highways of the state, and on all fuel oil used in any maintenance and construction work which is paid for from public funds, except that no license fee shall be imposed on motor vehicle fuel sold and exported from the state of Iowa or on motor vehicle fuel refined at a refinery in this state and stored thereat, or on motor vehicle fuel imported into the state by boat, barge or pipeline and stored at a marine or pipeline terminal so long as the same remains in storage at such refinery, marine or pipeline terminal or on motor vehicle fuel sold to the United States or any of its instrumentalities or agencies, unless permitted by the constitution and laws of the United States, provided however that no license fee shall be imposed on the motor vehicle fuel brought into this state in the ordinary fuel tanks attached to and forming a part of a motor vehicle operating upon the highways where such amount does not exceed twenty gallons in the ordinary automobile and fifty gallons in busses and trucks, and any person bringing into this state in the fuel tanks of any motor vehicle more motor vehicle fuel than here provided shall be guilty of a misdemeanor and shall be punished by a fine of not less than twenty

dollars and not more than one hundred dollars or imprisonment in the county jail for not less than ten nor more than thirty days and each such entry shall be considered a separate offense. Said license fee shall be paid to the state of Iowa but once on any particular gallonage of motor vehicle fuel. Any person selling, using or otherwise disposing of motor vehicle fuel within the state shall be liable for the license fees herein provided for, unless the same shall have been previously paid. Said license fee shall be advanced, remitted, collected and paid by the persons and at the time and in the manner hereinafter provided. The said license fees when paid shall be disposed of in the manner hereinafter provided."

Sec. 3. Amend section three hundred twenty-four point fifteen (324.15), Code 1946, by inserting as paragraph one (1) thereof the following: "If while enroute to its destination from storage or refinery without the state or from barge or pipeline terminal within the state, any motor fuel is lost or destroyed by accident not caused by the fault of the carrier of such motor fuel, the treasurer upon proper application and satisfactory proof of such loss may allow the distributor a credit for the tax on the lost gallonage after the tax on said motor fuel has been paid in accordance with the invoiced gallonage of the load. Notice of such loss must be filed with the treasurer within ten days and proof filed within thirty days."

Sec. 4. Amend section three hundred twenty-four point thirty-three (324.33), Code 1946, by inserting after the word "Plate" in line forty-five (45) the following: "All conveyances licensed under this section shall be identified with the name or recognized trademark of the company transporting petroleum products. The name or names shall be painted on the vehicle or tankwagon with letters six inches in height or larger."

Sec. 5. Repeal section three hundred twenty-four point fifty (324.50), Code 1946, and enact the following in lieu thereof: "Any person who shall use any motor fuel for the purpose of operating or propelling stationary gas engines, farm tractors or boats or for cleaning or dyeing purposes, or for any other purpose except for use in aircraft and except in motor vehicles operated or intended to be operated upon the public highways, and who shall have paid the license fees for such motor fuel imposed by this chapter, either directly to the treasurer or indirectly by having the same added to the price of such fuel, and who shall have obtained a permit therefor as provided in this chapter, shall be reimbursed and repaid the amount of such license fees so paid, upon presenting to the treasurer a claim for refund, which claim shall be in a form prescribed by the treasurer and shall be verified by the oath of the claimant and shall have attached thereto the original invoice or invoices, serially numbered, showing the purchase of the motor fuel on which a refund is claimed, and shall state the name of the person from whom the motor fuel was purchased, the date of purchase, the total amount of such motor fuel, that the purchase price thereof has been paid and that said price included the motor vehicle fuel license fee payable to the state of Iowa under the provisions of this chapter, that such fuel was used by the claimant otherwise

than in aircraft or in motor vehicles operated or intended to be operated upon the public highways, the manner in which said motor fuel was used and the equipment in which it was used. Said claim shall also show whether or not the claimant used fuel for motor vehicles operated upon the public highway from the same tanks or other receptacles from which the motor fuel on which the refund is claimed was kept.

"No refund will be paid to any person on any motor vehicle fuel carried in the fuel tank of any motor vehicle entering another state.

"No refund shall be made on claims for motor fuel purchased more than three calendar months prior to the filing of the claim for refund."

Sec. 6. Amend section three hundred twenty-four point fifty-one (324.51), Code 1946, by striking the word "aircraft," from line three (3) and the word "vehicle" from line seven (7).

Sec. 7. Repeal section three hundred twenty-four point fifty-three (324.53), Code 1946, and enact in lieu thereof the following: "When motor fuel is sold to a person who shall claim to be entitled to a refund of the motor vehicle fuel license fees herein imposed, the seller of such motor fuel shall make out separate invoices, serially numbered, for each purchase on forms which shall be approved by the treasurer, showing the name and address of the seller and the name and address of the purchaser, the number of gallons of motor fuel so sold written in words and figures, and the nature and kind of fuel so sold, and the date of purchase, and shall state that the purchase price includes the motor vehicle fuel license fee payable to the state of Iowa, and that said price has been paid. All invoices shall be legibly written and shall not be the basis of a refund, if any corrections or erasures appear on the face thereof."

Sec. 8. Repeal section three hundred twenty-four point fifty-four (324.54), Code 1946, and enact in lieu thereof the following: "No tax refund shall be paid to any person, firm, or corporation on any motor vehicle fuel used in any construction or maintenance work which is paid for from public funds."

Sec. 9. Amend section three hundred twenty-four point fifty-seven (324.57), Code 1946, by adding the following: "A fee of one dollar (\$1.00) shall be collected by the treasurer from each person to whom a refund permit is issued after July 1, 1947. No refund shall be paid to any person after July 1, 1947, unless said person has first secured a refund permit and paid said fee. A refund permit must be renewed and the license fees paid each two years from date of issuance."

Sec. 10. Amend section three hundred twenty-four point sixty-three (324.63), Code 1946, by striking the first word "month" in line twenty-seven (27) and inserting in lieu thereof the words "January, April, July and October", and by striking the fifth word "month" in line forty-two (42) and inserting in lieu thereof the words "January, April, July and October".

ALDEN L. DOUD.
J. G. LUCAS.

Amend the amendment by Senator Doud and Senator Lucas to Senate File 379, by striking from section three (3), lines 5 and 6, the words "not caused by any fault of the carrier of such motor fuel".

ALDEN L. DOUD.

J. G. LUCAS.

Amend Senate File 392 by adding a new section as follows:

"Section 19. Nothing herein contained shall affect pending litigation."

R. R. BATESON.

Amend Senate File 399 by striking all of section 4 and substituting the following:

"Sec. 4. Amend section three hundred twenty-one point one (321.1), Code 1946, by adding thereto the following: "Alley" means a thoroughfare laid out, established and platted as such, by constituted authority."

W. N. SKOURUP.

Amend Senate File 489 by striking from the second line of the title the words "State Highway Commission" and inserting in lieu thereof the words "executive council".

Further amend Senate File 489 by striking from line 3, section 1 the words "Iowa State Highway Commission" and inserting in lieu thereof the words "executive council".

Further amend Senate File 489 by inserting in the first blank of line 3, section 2 the following, "Madrid Register-News"; by inserting in the second blank of line 3, section 2 the word "Madrid"; by inserting in the blank in line 4, section 2 the words "Clinton Herald" and by inserting in the blank in the last line of section 2 the word "Clinton".

O. H. HENNINGSEN.

Amend House File 170 by striking all after the enacting clause and substituting therefor the following:

Section 1. Any tax certifying or tax levying body of Iowa or any governmental subdivision thereof may apply to the State Tax Commission for refund of the amount of tax imposed hereunder and paid upon sales to it of any goods, wares or merchandise used for their distribution to the poor and needy. Such refund may be obtained only in the following amounts and manner and only under the following conditions:

a. On forms furnished by the Commission to be within such time as the Commission may provide by regulation. The relief agency shall report to the Commission the total amount or amounts valued in money expended directly or indirectly for goods, wares or merchandise used for public purposes by such tax certifying or tax levying body or governmental subdivision thereof.

b. On these forms a tax certifying or tax levying body or governmental subdivision thereof shall separately list the persons making the sales to it or to its order, together with the dates of the sales and the total amount so expended.

c. The tax certifying or tax levying body or governmental subdivision thereof must prove to the satisfaction of the Commission that the person

making the sales has included the amount thereof in the computation of the gross receipts of such person and that such person has paid the tax levied by this division based upon such computation of gross receipts.

Sec. 2. If the Commission is satisfied that the foregoing conditions and requirements have been complied with they shall refund the amount claimed by the tax certifying or tax levying body or governmental subdivision thereof. The refunds herein provided shall not extend to municipal utilities affording service to the general public.

Sec. 3. The provisions of this act shall also apply to purchases by any tax certifying or tax levying body or governmental subdivision thereof which are subject to the use tax provided by chapter 423, Code of Iowa 1946,

Sec. 4. This act shall become effective as to purchases made on or after July 1, 1947,

Sec. 5. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Postville Herald, a newspaper published at Postville, Iowa, and in The Manchester Press, a newspaper published at Manchester, Iowa."

IRVING D. LONG.

Also amend the title to House File 170 by striking the present title and substituting therefor the following:

"A bill for an act relating to refunds of sale and use tax paid on purchases by tax certifying and tax levying governmental bodies of Iowa, or any subdivision or branch thereof."

IRVING D. LONG.

Amend House File 465 by striking from line 7 of section 7 the word "such".

GEORGE M. FAUL.

Amend House File 521 by striking from section 26 all of lines 7 and 8 and inserting in lieu thereof the following:

"For salary of commissioner.....	\$ 4,500.00
For salary, support, maintenance and miscellaneous purposes	41,500.00"

GEORGE M. FAUL.

On motion of Senator Musmaker, the Senate adjourned until 9:30 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 15, 1947.

The Senate met in regular session, President Evans presiding.
Prayer was offered by Rev. S. A. Jones, pastor of the First Baptist church, Independence, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senators Lucas, Henningsen, Knudson, Maytag, Colburn and Schluter for the day on account of official business on request of Senator Elthon.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Clem, from residents of Woodbury county in opposition to R. E. A.

By Senator Linnevold, from residents of Howard and Winne-shiek county favoring proposed school legislation; also, from the members of MacCrae-Cooper Post 3086, veterans of foreign wars, Clarinda, favoring a bonus for veterans of world war II.

By Senator Long, from residents of Appanoose, Boone, Buchanan, Dallas, Davis, Des Moines, Greene, Hardin, Henry, Keokuk, Polk, Scott, Story and Wapello counties favoring local option and opposing liquor legislation.

INTRODUCTION OF BILLS

Senate Joint Resolution 12, by committee on social security, a resolution creating a special committee to investigate the old-age and survivors insurance system of public employees and to recommend a program of improvement, changing or modification of said system, designating the powers and duties of said committee and providing for the expense of said committee.

Read first and second times, and referred to the sifting committee.

Senate File 493, by committee on conservation, a bill for an act

to authorize the sale of certain land along the shore of Carter Lake, Pottawattamie County, Iowa, to H. E. Aulman.

Read first and second times, and referred to the sifting committee.

Senate Joint Resolution 13, by committee on conservation, a resolution to create a special committee to make a study of state conservation laws for the purpose of making recommendations to the general assembly for revisions and recodifications to meet the changing needs of the state and prescribing the powers and authority of such committee.

Read first and second times, and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Klein asked and received unanimous consent to present to the Senate, seventy students from the 8th, 9th, 10th, 11th and 12th grades of the Tracy, Iowa, consolidated school, who were present in the balcony with their superintendent, Mr. C. S. Thomas, and teachers, Mr. C. D. Harsin, Mrs. Esther Jones and Mrs. Fern Douglas.

Senator Lynes asked and received unanimous consent to present to the Senate, 20 students from the New Hartford high school, who were present in the balcony with their superintendent, Mr. Vane A. Pattison.

THIRD READING OF BILLS

President Evans announced that he had received written requests from the Senators sent to Clinton to be recorded as voting on certain bills under consideration and asked if there were any objections. The request was granted.

On motion of Senator Clem, House File 324, a bill for an act relating to aid for dependent children, was taken up and considered.

Senator Clem moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine
Barkley
Bateson
Bekman

Benson
Berg
Byers
Clem

Dewel
Dykhouse
Elthon
Faul

Fishbaugh
Hart
Jacobson
Jones

Kirketeg	Lynes	Musmaker	Rockhill
Klein	Martin	Newsome	Skourup
Leo	Mercer	Reilly	Vittetoe
Long	Miller, Ai	Ritchie	Watson

Nays: none.

Absent or not voting, 18:

Colburn	Henningsen	Lord	Myrland
Doud	Hultman	Lucas	Schluter
Findlay	Keir	Maytag	Sharp
Foster	Knudson	Miller, J. F.	Zastrow
Hawkins	LinnevoId		

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

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Joint Resolution 9, creating a special committee to investigate primary and secondary road problems of Iowa.

Also: That the House has expunged the record showing the signature of the Speaker and the adoption of the report of the committee on enrolled bills, and that it has reconsidered the vote by which the following bill passed the House and was placed on its third reading, and that it has passed House File 512, a bill for an act to enable the City of Waterloo, Iowa to increase the salaries of all non-elective city employees.

Also: That the House has adopted the conference committee's report and receded from its amendment to and passed Senate File 298, a bill for an act to establish the salary of the insurance commissioner.

Also: That the House has concurred in Senate amendments to and passed House File 204, a bill for an act authorizing a transfer of money from the city special fund to the general county fund of Dallas County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 261, a bill for an act relating to the county health unit plan.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 403, a bill for an act relating to size limits of fish.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 527, a bill for an act relating to compensation of insurance examiners and assistants.

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

House Concurrent Resolution 26, providing for the payment of current expenses of the 52nd General Assembly.

HOUSE CONCURRENT RESOLUTION 26

Be It Resolved by the House, the Senate Concurring:

That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946:

Barrett-Christie Co., Winch (loud speaker) (House)	\$ 25.00
Boesen-the-florist, flowers for memorial session (House)	21.75
Stoner Piano Co., piano for memorial session (House)	15.00
L. C. Smith & Corona Typewriters, Inc., repairs (House)	20.86
Storey-Kenworthy Co., supplies (House)	14.75
M & M Sales Co., typewriter rental (House)	30.00
Charles F. King (House)	50.00
Office Equipment Co. (House)	4.00
Des Moines Rubber Stamp Works (House)	2.15
Des Moines Rubber Stamp Works (House)	1.20
Edwin L. Getz, bill clerk, transportation (House)	7.50
A. C. Gustafson, postage (House)	30.50
Mimeographing (House)	35.00
M & M Sales Co., typewriter rental (Senate)	60.00
Multigraph Sales Agency, supplies (Senate)	136.72
Office Equipment Co., typewriter rental (Senate)	20.00
Chas. F. King, typewriter rental (Senate)	50.00
Office Specialty Co., typewriter rental (Senate)	25.00
Koch Brothers, supplies (Senate)	7.10
Des Moines Rubber Stamp Works, supplies (Senate)	1.95
Florence Manning, Matex gloves (Senate)	6.72
W. J. Scarborough, postage and misc. expense (Senate)	18.00

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

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 9

Amend the enacting clause by striking the word "resolved" and inserting in lieu thereof the word "enacted".

THIRD READING OF BILLS

On motion of Senator Faul, Senate File 299, a bill for an act relating to the qualifications and licensing of life insurance agents, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 299 by striking all of section seventeen (17) and inserting in lieu thereof the following:

"Sec. 17. This act shall not apply to members of orders, societies or associations which admit to membership only persons engaged in one or more crafts or hazardous occupations in the same or similar lines of business, and who solicit applications for membership in the insurance departments of such associations."

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 299 by striking from lines 4, 5, 6 and 7 of section 15 the following: "and, upon conviction, shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than six (6) months, or both, each such violation being a separate offense hereunder".

The amendment was adopted.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 299 by striking the word "hereinafter" in line 9 of section 15 and inserting in lieu thereof the word "herein".

The amendment was adopted.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27:

Augustine	Dykhouse	Keir	Musmaker
Barkley	Elthon	Klein	Myrland
Bekman	Faul	Knudson	Reilly
Berg	Hart	Linnevold	Schluter
Byers	Henningsen	Lucas	Skourup
Clem	Hultman	Martin	Watson
Colburn	Jacobson	Maytag	

Nays, 9:

Bateson	Leo	Miller, Ai	Sharp
Fishbaugh	Lynes	Newsome	Vittetoe
Kirketeg			

Absent or not voting, 14:

Benson	Foster	Lord	Ritchie
Dewel	Hawkins	Mercer	Rockhill
Doud	Jones	Miller, J. F.	Zastrow
Findlay	Long		

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

Senator Faul moved that the 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 Hultman called up for consideration, Senate Joint Resolution 9, a joint resolution creating a special committee to investigate the primary and secondary road problems of Iowa and to recommend a program of improvement and maintenance of both primary and secondary roads and means of financing such program, defining the powers and duties of said committee, and providing for payment of the expense of said committee, amended by the House, and moved that the Senate concur in the following amendment:

Amend the enacting clause by striking the word "resolved" and inserting in lieu thereof the word "enacted".

The Senate concurred in the House amendment.

Senator Hultman moved that the joint resolution as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 29:

Augustine	Elthon	Klein	Newsome
Barkley	Faul	Leo	Reilly
Bateson	Hart	Linnevold	Ritchie
Bekman	Hultman	Lynes	Rockhill
Berg	Jacobson	Martin	Sharp
Byers	Keir	Miller, Ai	Skourup
Clem	Kirketeg	Musmaker	Watson
Dykhouse			

Nays: none.

Absent or not voting, 21:

Benson	Foster	Long	Miller, J. F.
Colburn	Hawkins	Lord	Myrland
Dewel	Henningsen	Lucas	Schluter
Doud	Jones	Maytag	Vittetoe
Findlay	Knudson	Mercer	Zastrow
Fishbaugh			

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

Senator Hultman 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.

UNFINISHED BUSINESS

On motion of Senator Keir, House File 76, a bill for an act to establish a military service tax credit fund; providing for the reimbursement to local taxing districts of taxes levied upon property subject to military service tax credit, such credit not to be in excess of twenty-five (25) mills on the total of taxes levied; providing for the apportionment of military service tax credit to all taxing districts in the state and making an appropriation for the payment of military service tax credits as provided by this act, was taken up for further consideration.

Senator Elthon offered the following amendment and moved its adoption:

Amend House File 76 by striking the period from line 4 in section one (1) thereof, inserting a comma (,) in lieu of the period and by adding the following: "in which fund shall also be included the amounts credited to the military service tax fund provided by section three (3) of Senate File 41, Acts of the 52nd General Assembly."

The amendment was adopted.

Senator Elthon offered the following amendment and moved its adoption:

Amend House File 76, section 2 by striking all of said section after the semicolon in line 13 and inserting in lieu thereof the following: "The state tax commission shall certify to the state comptroller the total amount of money which has been apportioned, or is apportionable to each county, and the state comptroller is hereby authorized to issue his warrant to the treasurer of each county payable from the military service tax credit fund in the amount certified."

The amendment was adopted.

Senator Bateson asked and received unanimous consent to withdraw the amendment to House File 76 filed by him and found on page 912 of the Senate journal.

Senator Byers offered the following amendment by Senators Byers and Keir, and moved its adoption:

1. Amend House File 76 by striking from line 4 of section 2 thereof the word "credit" and inserting in lieu thereof the word "exemption".
2. Further Amend House File 76 by striking from line 8 of section 2 the word "credit" and inserting in lieu thereof the word "exemption".
3. Further amend House File 76 by striking from line 3 of section 3 the word "credits" and inserting in lieu thereof the word "exemptions".
4. Further amend House File 76 by striking from lines 6, 7 and 14 of said section 3 the word "credit" and inserting in lieu thereof the word "exemption".

5. Further amend House File 76 by striking from line 7 of section 4 the word "auditor" and inserting in lieu thereof the word "treasurer".

6. Further amend House File 76 by striking from line 8 of said section 4 the words "Each auditor shall enter such"; also by striking lines 9, 10, 11, 12, 13 and 14 thereof and the words "credits thus allowed" in line 15.

7. Further amend House File 76 by striking from lines 4 and 19 of section 4 the word "credit" and inserting in lieu thereof the word "exemption".

8. Further amend House File 76 by striking from line 7 of section 5 the word "credit" and inserting in lieu thereof the word "exemption".

9. Further amend House File 76 by striking from lines 6, 11, 15 and 39 of section 6 the word "credit" and inserting in lieu thereof the word "exemption".

10. Further amend House File 76 by striking from line 40 of section 6 the word "credits" and inserting in lieu thereof the word "exemptions".

11. Further amend House File 76 by striking from line 3 of section 7 the word "credit" and inserting in lieu thereof the word "exemption".

12. Further amend House File 76 by striking from lines 2, 5, 10, 14, 15 and 22 of section 8 the word "credit" and inserting in lieu thereof the word "exemption".

13. Further amend House File 76 by striking from line 2 of section 10 the word "credit" and inserting in lieu thereof the word "exemption".

14. Further amend House File 76 by adding after the word "payable" in line 4 of section 11 the words "to the various taxing districts of the state."

15. Further amend House File 76 by striking from line 9 of said section 11 the word "credit" and inserting in lieu thereof the word "exemption".

16. Further amend House File 76 by striking from lines 6 and 7 of section 11 the words "taxes levied upon property eligible for military service tax credit" and inserting in lieu thereof the following: "the amount of taxes which would have been levied against property upon which military service exemption has been allowed, were such property subject to taxation."

17. Further amend House File 76 by striking sections 12, 13, 14, 15, 16 and 17 of said House File 76.

The amendment was adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Byers	Faul	Jones
Barkley	Clem	Fishbaugh	Keir
Bateson	Dewel	Hart	Kirketeg
Bekman	Doud	Hawkins	Klein
Benson	Dykhous	Hultman	Leo
Berg	Elthon	Jacobson	Linnevold

Lord
Lynes
Martin
Mercer

Miller, Ai
Musmaker
Myrland
Newsome

Reilly
Ritchie
Rockhill
Sharp

Skourup
Vittetoe
Watson

Nays: none.

Absent or not voting, 11:

Colburn
Findlay
Foster

Henningsen
Knudson
Long

Lucas
Maytag
Miller, J. F.

Schluter
Zastrow

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

Senator Keir moved that the 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 Dykhouse, Senate File 231, a bill for an act to prohibit the use of commercial aircraft on the inland waters of the state except when in danger, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

Senator Dykhouse offered the following amendment by Senators Dykhouse and Maytag and moved its adoption:

Amend Senate File 231 by striking from section 1, line 5, the word "waters" and inserting in lieu thereof the word "lakes".

Further amend by striking from section 1, line 5, the "period" following the word "state" and adding the following: "except in the transportation of persons or property between points separated by a distance of thirty (30) miles or more."

Further amend by striking from section 1, line 8, the "comma" after the word "hire" and inserting in lieu thereof a "period" and strike the remainder of the section.

The amendment was adopted.

Senator Benson offered the following amendment and moved its adoption:

Amend Senate File 231 by striking all of section 1 and renumbering the remaining section.

Roll call was demanded.

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

Ayes, 9:

Augustine	Leo	Newsome	Rockhill
Barkley	Martin	Reilly	Zastrow
Benson			

Nays, 25:

Bateson	Fishbaugh	Kirketeg	Miller, Ai
Bekman	Hart	Linnevold	Musmaker
Berg	Hultman	Long	Myrland
Byers	Jacobson	Lord	Ritchie
Dewel	Jones	Lynes	Skourup
Dykhouse	Keir	Mercer	Watson
Elthon			

Absent or not voting, 16:

Clem	Findlay	Klein	Miller, J. F.
Colburn	Foster	Knudson	Schluter
Doud	Hawkins	Lucas	Sharp
Faul	Henningsen	Maytag	Vittetoe

The amendment was lost.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Bateson	Faul	Linnevold	Newsome
Bekman	Fishbaugh	Long	Ritchie
Berg	Hultman	Lord	Sharp
Byers	Jacobson	Mercer	Skourup
Dewel	Jones	Miller, Ai	Vittetoe
Doud	Keir	Musmaker	Watson
Dykhouse	Kirketeg	Myrland	Zastrow
Elthon			

Nays, 7:

Augustine	Benson	Leo	Rockhill
Barkley	Klein	Reilly	

Absent or not voting, 14:

Clem	Hart	Lucas	Maytag
Colburn	Hawkins	Lynes	Miller, J. F.
Findlay	Henningsen	Martin	Schluter
Foster	Knudson		

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

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

On motion of Senator Bekman, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITORS

Senator Clem asked and received unanimous consent to present to the Senate Miss Gayle Jean Hofstad, the holder of the title "Sioux City Sue", and Miss Phyllis Heldt, also of Sioux City, who were present in the Senate Chamber.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 463, a bill for an act making appropriations in settlement of claims against the state of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 464, a bill for an act making appropriations in settlement of claims against the state of Iowa.

Also: That the House has refused to concur in Senate amendments to House File 54, a bill for an act relating to compensation and expenses of state examiners and assistant state examiners, and providing appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 64, a bill for an act imposing a tax upon gross receipts of commercial amusements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 295, a bill for an act relating to motor vehicle dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 367, a bill for an act relating to annual levy by township trustees for fire protection.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 375, a bill for an act relating to the registration fee for aircraft.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 422, a bill for an act relating to voting of bond issues by school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 450, a bill for an act relating to the establishment of detention homes, and schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 486, a bill for an act relating to the clearance and identification lights, and color and mounting of lights, with relation to motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 532, a bill for an act relating to hydro-electric generating plants or projects.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS CONSIDERED

Senator Faul called up for consideration House File 21, a bill for an act to amend sections five hundred fifty-six point twenty-four (556.24), five hundred fifty-six point twenty-five (556.25), and five hundred fifty-six point twenty-six (556.26), Code 1946, relating to conditional sale contracts or lease of utility equipment, the filing thereof and the release and satisfaction thereof, amended by the House, and moved that the Senate concur in the following amendment:

Amend the 4th Senate amendment to House File 21 by striking the period (.) at the end thereof and adding the following: "and by striking from line two (2) the word and figure "one (1)" and inserting in lieu thereof the word and figure "two (2)"."

The Senate concurred in the House amendment.

Senator Faul moved that the Senate insist on sections 2 and 3 of the Senate amendment to House File 21.

Senator Bateson moved as a substitute that the Senate recede from section 2 and 3 of the Senate amendment to House File 21.

The President ruled that the motion to recede takes precedence over a motion to insist and the motion to recede prevailed.

Senator Faul moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Barkley	Faul	Linnevoold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hultman	Lord	Ritchie
Berg	Jacobson	Lynes	Rockhill
Byers	Jones	Martin	Sharp
Clem	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, A.	Vittetoe
Doud	Klein	Musmaker	Watson
Dykhouse	Leo	Myrland	Zastrow

Nays, 2:

Augustine	Hawkins
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Absent or not voting, 12:

Benson	Findlay	Henningsen	Maytag
Colburn	Fishbaugh	Knudson	Miller, J. F.
Elthon	Foster	Lucas	Schluter

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

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

RECONSIDERATION OF HOUSE FILE 512

On motion of Senator Berg, House File 512, a bill for an act to enable the City of Waterloo, Iowa to increase the salaries of all non-elective city employees Ten (\$10.00) Dollars per month for the period commencing April 1, 1947, and ending March 31, 1948, by transfer of money from the City Sewage Disposal fund to various city funds; and by authorizing the City of Waterloo, Iowa, to raise its total estimated budget expenditure and appropriations for said period in the sum of Twenty-six Thousand Four Hundred Forty (\$26,440.00) Dollars, was taken up for further consideration.

Senator Berg moved that the signature of the President of the Senate on House File 512 be expunged from the record, which motion prevailed.

Senator Berg moved that the record whereby the report of the committee on enrolled bills on House File 512 was adopted be expunged from the record, which motion prevailed.

Senator Berg moved to reconsider the vote by which House File 512 was reconsidered and the motion to reconsider was laid on the table, which motion prevailed.

Senator Berg moved that the Senate reconsider the vote by which House File 512 passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 512 passed the Senate?" the vote was:

Ayes, 37:

Augustine	Elthon	Leo	Newsome
Barkley	Faul	Linnevold	Reilly
Bateson	Fishbaugh	Long	Ritchie
Bekman	Hart	Lord	Rockhill
Berg	Hultman	Lynes	Sharp
Byers	Jacobson	Martin	Skourup
Clem	Jones	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Doud	Klein	Myrland	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 13:

Benson	Hawkins	Knudson	Miller, J. F.
Colburn	Henningsen	Lucas	Musmaker
Findlay	Keir	Maytag	Schluter
Foster			

The motion to reconsider prevailed.

Senator Berg moved to reconsider the vote by which House File 512 went to its third reading, which motion prevailed.

Senator Berg moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Hultman	Lynes	Sharp
Byers	Jacobson	Martin	Skourup
Clem	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 9:

Colburn	Henningsen	Lucas	Miller, J. F.
Findlay	Knudson	Maytag	Schluter
Foster			

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

Senator Berg moved that the 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 64, a bill for an act to impose a tax upon the gross receipts of commercial amusements; providing for the disposition of the revenue from such tax; and amending section four hundred twenty-two point forty-two (422.42) and section four hundred twenty-two point forty-three (422.43), Code 1946.

Read first and second times, and referred to the sifting committee.

House File 261, a bill for an act to amend section one hundred thirty-eight point one (138.1), Code 1946, relating to the county health unit plan.

Read first and second times, and referred to the sifting committee.

House File 403, a bill for an act to amend section one hundred nine point thirty-nine (109.39), Code 1946, relating to size limits of fish.

Read first and second times, and referred to the sifting committee.

House File 486, a bill for an act relating to the clearance and identification lights, and color and mounting of lights, with relation to motor vehicles, and to definitions of words and phrases relating to motor vehicles.

Read first and second times, and referred to the sifting committee.

House File 527, a bill for an act to amend section five hundred seven point four (507.4), Code 1946, relating to compensation of insurance examiners and assistant insurance examiners.

Read first and second times, and referred to the sifting committee.

House File 532, a bill for an act relating to hydro-electric generating plants or projects and making it unlawful for any person, firm, association or corporation to engage in the business of constructing, maintaining or operating a hydro-electric generating plant or system within the State of Iowa without first having obtained from the Executive Council of the State a certificate of convenience and necessity therefor, and providing the procedure for the obtaining and the issuance of such a certificate, and penalties for violations.

Read first and second times, and referred to the sifting committee.

House File 422, a bill for an act to amend section two hundred ninety-six point six (296.6), chapter two hundred ninety-six (296), Code 1946, relating to the voting of bond issues by school districts.

Read first and second times, and referred to the sifting committee.

House File 450, a bill for an act to amend section two hundred thirty-two point thirty-five (232.35), Code 1946, relating to the establishment of detention homes, and schools.

Read first and second times, and referred to the sifting committee.

House File 295, a bill for an act to amend section three hundred twenty-two point twelve (322.12), Code 1946, relating to motor vehicle dealers.

Read first and second times, and referred to the sifting committee.

House File 367, a bill for an act to amend section three hundred fifty-nine point forty-three (359.43), Code 1946, relating to annual levy by township trustees for fire protection.

Read first and second times, and referred to the sifting committee.

House File 375, a bill for an act to amend section three hundred twenty-eight point twenty-one (328.21), Code 1946, relating to the registration fee for aircraft.

Read first and second times, and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Jacobson, House File 429, a bill for an act to amend section five hundred fifty-seven point nine (557.9), Code 1946, relating to expectant estates, was taken up and considered.

Senator Reilly moved the previous question on the bill, which motion prevailed.

Senator Jacobson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Faul	Leo	Musmaker
Barkley	Hart	LinnevoId	Myrland
Bekman	Henningsen	Lord	Reilly
Berg	Hultman	Lucas	Schluter
Byers	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Doud	Kirketeg	Mercer	Watson
Elthon	Knudson	Miller, Ai	

Nays, 10:

Bateson	Fishbaugh	Newsome	Rockhill
Benson	Hawkins	Ritchie	Zastrow
Dykhouse	Klein		

Absent or not voting, 5:

Clem	Foster	Long	Miller, J. F.
Findlay			

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

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

UNFINISHED BUSINESS

On motion of Senator Lord, Senate File 326, a bill for an act authorizing counties to establish and provide county hospital facilities; to issue revenue bonds in connection therewith; providing for a board of hospital trustees to operate each such hospital and authorizing the use of county funds and the levy of county taxes to meet any deficiency of available revenues to pay operating and maintenance expenses of such county hospitals, was taken up for further consideration.

Senator Lord offered the following amendment and moved its adoption:

Amend Senate File 326 by striking section 3 and inserting in lieu thereof the following:

Sec. 3. If in any year, after payment of the accruing interest on and principal due of any revenue bonds issued hereunder from the revenues derived from the operation of such hospital, there be a balance of such revenues insufficient to pay the expenses of operation and maintenance of the county hospital the board of hospital trustees shall certify that fact as soon as ascertained to the board of supervisors of such county, and thereupon it shall be the duty of such board of supervisors to make the amount of such deficiency for paying the expenses of operation and

maintenance of the county hospital available from other county funds or, the board of supervisors of such county shall levy a tax on all the taxable property in said county in an amount sufficient for that purpose, it being conditioned that no general county funds or the proceeds of any taxes shall ever be used or applied to the payment of the interest on or principal of any bonds issued under the provisions of this act, but that such general county funds or proceeds of taxes may only be used and applied to pay such expenses of operation and maintenance of the county hospital as cannot be paid from available revenues derived from such operation.

Senator Lynes took the chair at 2:30 p.m.

Senator Lord offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the word "tax" in line 11 the following:

"not to exceed four (4) mills in any one year."

The amendment to the amendment was adopted.

Senator Lord offered the following amendment by Senators Hawkins and Lord and moved its adoption:

Amend Senate File 326 by striking all of lines 15 to 39 inclusive of section one (1) and inserting in lieu thereof the following:

"trustees consisting of 5 members appointed by the board of supervisors from among the resident citizens of the county with reference to their fitness of such office, and not more than 2 of such trustees shall be residents of the same township. Such trustees shall hold office until the next succeeding election, at which time their successors shall be elected, 2 for a term of 2 years, 2 for a term of 4 years and 1 for a term of 6 years, and thereafter their successors shall be elected for regular terms of 6 years each. Vacancies in the board of trustees shall be filled in the same manner as original appointments to hold office until the next succeeding general election. Said trustees shall, within 10 days after their appointment or election qualify by taking the usual oath of office, but no bond shall be required of them. The members of such board of hospital trustees shall receive no compensation but shall be reimbursed for all expenses incurred by them with the approval of said board in the performance of their duties. The board first appointed shall organize promptly following their appointment, and shall serve until such time as their successors are elected and qualified thereafter during the month of November of each year the board shall reorganize;"

The amendment was adopted.

Senator Augustine offered the following amendment by Senators Augustine and Faul and moved its adoption:

Amend Senate File 326, section 1, line 1 after the word "Iowa" by adding "with a population of more than 30,000 and less than 150,000".

The amendment was lost.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 326 by inserting after the word "Iowa" in line 1 of section 1 the following: "having a population less than one hundred fifty thousand (150,000)".

The amendment was adopted.

Senator Lord moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Bateson	Dykhouse	Kirketeg	Miller, Ai
Bekman	Elthon	Leo	Musmaker
Benson	Faul	Linnevold	Myrland
Berg	Hart	Long	Newsome
Byers	Hultman	Lord	Reilly
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe

Nays, 3:

Augustine	Barkley	Rockhill
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Absent or not voting, 15:

Doud	Hawkins	Lucas	Schluter
Findlay	Henningsen	Mercer	Watson
Fishbaugh	Klein	Miller, J. F.	Zastrow
Foster	Knudson	Ritchie	

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

Senator Lord moved that the 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 Doud asked and received unanimous consent that House File 181 be substituted for Senate File 379.

THIRD READING OF BILLS

On motion of Senator Vittetoe, House File 465, a bill for an act to require the licensing, inspection and regulation of hospitals as herein defined; creating a hospital licensing board and prescribing its powers; providing for regulations, enforcement procedures and penalties, was taken up and considered.

Senator Vittetoe offered the following amendment and moved its adoption:

(1) Amend House File 465 by striking the words "and consent" in section five (5), line eleven (11).

(2) Further amend House File 465 by striking the words "and consent" in section six (6), line thirty-four (34).

(3) Further amend House File 465 by striking the words "and consent" in section seven (7), line two (2).

(4) Further amend House File 465 by inserting after the word "Act" and the period (.) in section seven (7), line seven (7), the following: "Rules, regulations and standards may be adopted imposing requirements in excess of those provided in chapter 413 of the Code, but no rule, regulations or standard shall be adopted imposing requirements less than those provided by said chapter."

(5) Further amend House File 465 by striking the words "and consent" from section nine (9), line four (4).

(6) Further amend House File 465 by striking all of section ten (10) and substituting in lieu thereof the following:

"Sec. 10. Hospital licensing board. The five individuals appointed by the governor to the Hospital Advisory Council as individuals of recognized ability in the field of hospital administration, shall function as and be the Hospital Licensing Board."

(7) Further amend House File 465 by striking lines fourteen (14), fifteen (15) and sixteen (16) of section eleven (11) and substituting in lieu thereof the following:

"The members of the board shall receive no compensation or expenses for their services as members thereof."

(8) Further amend House File 465 by inserting following section sixteen (16) a new section:

"Sec. 17. Amend section two hundred thirty-six point twelve (236.12), Code 1946, by substituting a comma (,) for the period (.) in line four (4), and adding the following: "or any institution which holds a hospital license under any other general hospital licensure law."

(9) Further amend House File 465 by renumbering the sections following.

(10) Further amend House File 465 by substituting a semicolon (;) for the period (.) appearing at the end of line two (2) of the last section thereof and adding the following: "provided however that this act shall not be construed as affecting, modifying or repealing any provision of chapter four hundred thirteen (413) of the Code except as provided in section seven (7) hereof, and provided further that said act shall be construed as being in addition to and not in conflict with chapter two hundred thirty-five (235) and chapter two hundred thirty-six (236) of the Code."

The amendment was adopted.

Senator Vittetoe offered the following amendment and moved its adoption:

Amend House File 465 by inserting a comma (,) after the word "county" in line twenty-eight (28) of section one (1).

The amendment was adopted.

Senator Bateson offered the following amendment and moved its adoption:

Amend House File 465, section 4, line 8, by striking the words "of ten dollars" and by adding at the end of section 4 the following: "hospitals having fifty beds or less shall pay an initial license fee of \$15; hospitals of more than fifty beds and not more than one hundred beds shall pay an initial license fee of \$25; all other hospitals shall pay an initial license fee of \$50."

Amend section 5, line 7, by striking the words "without charge" and inserting in lieu thereof the following: "upon payment of \$10 and".

The amendment was adopted.

President Evans took the chair at 3:25 p.m.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 465 by striking from line 7 of section 7 the word "such".

The amendment was adopted.

Senator Vittetoe moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Faul	Leo	Newsome
Barkley	Hart	Linnevold	Reilly
Bateson	Hawkins	Long	Ritchie
Bekman	Hultman	Lord	Rockhill
Benson	Jacobson	Lynes	Sharp
Berg	Jones	Martin	Skourup
Clem	Keir	Miller, A.	Vittetoe
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein	Myrland	

Nays: none.

Absent or not voting, 15:

Byers	Findlay	Knudson	Miller, J. F.
Colburn	Fishbaugh	Lucas	Schluter
Dewel	Foster	Maytag	Watson
Doud	Henningsen	Mercer	

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

Senator Vittetoe moved that the 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 Clem called up for consideration House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946, and moved that the Senate insist upon its amendment and requested the appointment of a conference committee, which motion prevailed.

CONFERENCE COMMITTEE ON HOUSE FILE 54

President Evans announced the appointment of a conference committee on House File 54 on the part of the Senate: Senators Clem, Faul, Long and Knudson.

SENATE CONCURRENT RESOLUTION 25

By Fishbaugh

Whereas, Present hospital facilities of the Veterans' Administration are inadequate to care for all veterans now requiring treatment; and

Whereas, Because of such inadequacy many veterans who require immediate medical attention are neglected due to the lack of hospital facilities, resulting in undue hardship, and suffering to them; and

Whereas, There are at present existing hospital facilities which can be utilized without further expenditure of public money and use of critical materials; and

Whereas, The Schick General Hospital, a twelve million dollar (\$12,-000,000) Army Hospital located at Clinton, Iowa is now available for such contemplated uses; and

Whereas, The United Veterans Hospital Organization, composed of the following organizations, The United Spanish War Veterans, The Veterans of Foreign Wars, The American Legion, Disabled American Veterans, and the Amvets, has been organized for the purpose of improving hospitalization for veterans in western Illinois and eastern Iowa, with their primary purpose to reopen the Schick General Hospital as a veterans' facility; and

Whereas, The United Veterans Hospital Organization has solicited and received the support of a number of members of the United States Senate and United States House of Representatives, and is hopeful for a favorable decision on the proposition of reopening the Schick General Hospital, and is continuing its efforts with increasing energy; and

Whereas, The General Assembly of the State of Iowa is contemplating the acquisition of the said hospital for use by the state; and

Whereas, The fact that the State of Iowa is considering occupying the Schick General Hospital is prejudicial to the cause of the United Veterans Hospital Organization in its efforts to reopen the said hospital for the benefit of the veterans, for whom it was intended, now therefore,

Be It Resolved by the Senate, the House Concurring: That the General Assembly of the State of Iowa discontinue all activity in attempting to obtain the said veterans' hospital facility for the use of the State of Iowa, in order that the United Veterans Hospital Organization may have an uncontested field in its endeavors to reopen the said hospital for the care and treatment of veterans.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 14th the Governor had approved the following bills:

Senate File 169, relating to the compensation of members of county commission of insanity.

Senate File 252, relating to the state conservation commission.

Senate File 295, relating to the salary of a judge of the superior court.

Senate File 412, relating to removal of members of board of control.

Senate File 471, relating to the salary of the commissioner of the department of public safety.

Senate File 472, relating to salaries of the members of the Iowa liquor control commission.

Also that Senate File 105, relating to the salary of the Governor of Iowa, has become a law by virtue of the provisions of the constitution.

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 392, a bill for an act to provide for reorganization of school districts for creation of state reorganization commission, state advisory committee and county reorganization committees in counties of state, an optional county unit, the duties of officials in connection with such reorganization and appropriation of \$115,000, etc., 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 392 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend section two hundred seventy-five point one (275.1), Code 1946, by adding the following: "Such detailed studies and surveys shall be commenced within four months after the effective date of this act."

Sec. 2. Section two hundred seventy-five point three (275.3), Code 1946, is amended by adding thereto the following: "For the purpose of assisting the county boards of education in adopting reorganization plans which conform to the state-wide plan of education and to state laws, the State Superintendent of Public Instruction shall cause reorganization plans and suggestions to be prepared and forwarded to the county superintendents of schools together with such recommendations as may promote the purposes set forth in section two hundred seventy-five point one (275.1), Code 1946."

Sec. 3. Amend section two hundred seventy-five point four (275.4), Code 1946, by striking from line seven the words "sixty percent" and inserting in lieu thereof the words "a majority".

Further amend section two hundred seventy-five point four (275.4), Code 1946, by striking the period at the end of line thirteen, inserting a semicolon, and adding the following: "Provided, however, that if seventy-five percent of the total votes cast in all of the affected districts are in favor of the plan, it shall be deemed to have been adopted."

Sec. 4. From the effective date of this act until June 30, 1953, no new school districts may be formed, either by consolidation, merger or otherwise under the laws of this state, except under the provisions of this chapter.

Sec. 5. Amend section two hundred seventy-five point twelve (275.12), Code 1946, by striking the period at the end of line five, inserting a semicolon, and adding the following: "Provided, however, that after July 1, 1953, no school district shall be eligible to receive general aid, supplemental aid, or transportation reimbursement if it does not maintain a school."

Further amend Senate File 392 by amending the title as follows: Strike all after the word "Act" in line one and insert the words "to amend Chapter Two Hundred Seventy-Five (275), Code 1946, relating to the reorganization of school districts."

ROBERT KEIR, *Chairman.*

ALDEN L. DOUD.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 270, a bill for an act relating to a state hospital-school for severely handicapped persons, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 111 as follows:

Amend section 1 subparagraph (c) by inserting after the word "employer" in line 18 of said section, the following: "other than their own employer".

By striking section 2 and inserting in lieu thereof the following:

"Sec. 2. It shall be unlawful for any labor union, association or organization, or the officers, representatives, agents, or a member or members thereof to carry out or attempt to carry out in this State any contract, agreement, arrangement, combination or conspiracy declared unlawful in section one (1) of this Act."

Sec. 3. It shall be unlawful for any labor union, group, association or organization, or the officers, representatives, agents or members thereof, to cause a stoppage or slow-down of the work or a part of the work of an employer because of a dispute between labor unions, groups, associations or organizations, or the officers, representatives, agents or members thereof, with respect to jurisdiction over, or the right to do the work or a part of the work of such employer.

Sec. 4. Any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof who shall violate any of the provisions of this Act shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than one hundred dollars or by imprisonment in the county jail for a period of not more than thirty days.

Sec. 5. Additional to the penal provisions of this Act, any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this Act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable.

Sec. 6. If any provision of this Act or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this Act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 7. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the _____, a newspaper published at _____, Iowa, and _____, a newspaper published at _____, Iowa."

Also amend the title to Senate File 111 so that as amended the title will read as follows:

"A Bill for an Act to make unlawful certain acts, boycotts, secondary boycotts, strikes, violence, or concerted action on the part of labor organizations, or the officers, representatives, agents, or a member or

members thereof; providing penalties for violations and providing for relief by injunction to prevent or stop violations."

HERMAN B. LORD.

ARTHUR H. JACOBSON.

Amend the committee amendment filed on March 28, to Senate File 399, section 7, by striking the word "municipality" in line 8 thereof, and inserting the words "city or town."

Further amend the committee amendment to Senate File 399 by striking all of section 14 of the amendment filed on March 28.

LEO ELTHON.

Amend Senate File 399:

1. By striking all of section 1, and renumbering the following sections.
2. By striking all of section 2, and renumbering the following sections.

R. W. ZASTROW.

R. R. BATESON.

Amend Senate File 492, section 7, line 7, by striking the words "Polk County" and inserting in lieu thereof the following: "the county of his legal residence."

R. R. BATESON.

R. W. ZASTROW.

Amend House Joint Resolution 3 by striking from section 2, lines 6, 7 and 8, the following:

"the majority of the committee shall acquire, remodel, furnish and equip a suitable and adequate property; or".

TUNIS H. KLEIN.

F. E. SHARP.

Amend House File 93 as follows: 1. Amend House File 93 by striking all of sections six (6) and seven (7) and inserting in lieu thereof the following:

"Sec. 6. There is hereby appropriated from the state general fund for each year of the biennium beginning on July 1, 1947 and ending on June 30, 1949, the sum of eight million dollars (\$8,000,000.00) for emergency relief and aid to the school districts of the State of Iowa.

"Sec. 7. Emergency school aid provided by this act shall be apportioned to the several school districts of the state in the manner provided by this act.

"Sec. 8. The superintendent of public instruction is hereby authorized to adopt such rules and regulations and definitions of terms as are necessary and proper for the administration of this chapter.

"Sec. 9. There is hereby appropriated from the state general fund, in addition to the appropriation as herein provided, the sum of twenty-five thousand dollars (\$25,000.00) to the state department of public instruction or so much thereof as may be necessary for the carrying out of this act, for each year of the biennium.

"Sec. 10. In addition to the sums appropriated by this act, there is hereby set aside from the general fund of the State of Iowa the sum of sixteen million dollars (\$16,000,000.00) which shall be designated as the Emergency School Aid Fund, which shall be held in reserve until the convening of the Fifty-third General Assembly, for the purpose

of further meeting any emergency which may exist in the financing of the school systems of the State of Iowa. The Treasurer of the State of Iowa is hereby empowered to invest any of the funds appropriated by this act in bonds of the United States government."

2. Further amend House File 93 by renumbering the remaining sections.

3. Further amend House File 93 by striking all of the title after the semicolon (;) in line two thereof and inserting in lieu thereof the following:

"to make an emergency appropriation for state aid provided for in this act; to create an Emergency School Aid Fund to be held in reserve pending action of the Fifty-third General Assembly relative thereto and to authorize the investment of the funds in the Emergency School Aid Fund in bonds of the United States government; and to repeal sections two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, relating to state aid to schools."

4. Further amend House File 93 by inserting immediately before the enacting clause the following preamble:

"*Whereas*, There has been accumulated by the State of Iowa through its various special revenue sources an expendable surplus reasonably estimated to amount to sixty million dollars (\$60,000,000.00) as of June 30, 1947, and

Whereas, The said sum, or as much thereof as will not deprive the state of a reasonable reserve, is available for appropriation to meet emergency needs of the functions of government, and

Whereas, It is considered reasonable that a reserve fund of twenty-five million dollars (\$25,000,000.00) be retained to meet general emergency needs from time to time, and

Whereas, It is now considered that an emergency exists in providing and maintaining proper standards of education in the public school system of the state, and

Whereas, It is deemed reasonable and proper at this time to make provision for state support of the public school system to the end that financial assistance to the various school districts throughout the state shall be provided by the allocation of state funds from the accumulated expendable surplus of the state to the extent of such accumulated funds in excess of the reasonable reserve of twenty-five million dollars (\$25,000,000.00). *Now, Therefore*,"

GEORGE M. FAUL.
FRANK BYERS.

1. Amend the Long amendment to House File 170 by striking from lines 4 and 5 of section 1 the words "for their distribution to the poor and needy" and inserting in lieu thereof the words "for public purposes".

2. Also amend sub-section a of section 1 of said amendment by striking from line 2 thereof the words "relief agency" and inserting in lieu thereof "governmental unit claiming a refund".

3. Also amend by striking from line 1 of sub-section b of section 1 the word "a" and inserting in lieu thereof the word "the".

4. Further amend by striking the last sentence of section 2 and inserting in lieu thereof the following: "The refunds herein provided shall not extend to purchases of goods, wares or merchandise used by or in connection with the operation of any municipal utility of such governmental unit affording service to the general public."

5. Further amend by adding to the Long amendment to House File 170 as section 4 the following: "Application for refunds herein provided shall be certified to the state tax commission quarterly and within thirty days after the close of each quarter on March 31st, June 30th, September 30th and December 31st of each year. The state tax commission shall certify to the state comptroller the amount of refund to which each tax certifying body, tax levying body or governmental unit is entitled and the state comptroller is hereby authorized to issue his warrant for the amount of refund to the treasurer thereof."

6. Renumber the remaining sections.

R. A. ROCKHILL.

Amend House File 181 by striking from section 3, lines 6 and 7, the words "not caused by the fault of the carrier of such motor fuel,".

ALDEN L. DOUD.

Amend House File 181, section 7, line 4, by inserting after the word "used" the following "to propel motor vehicles."

LEO ELTHON.

FRANK C. BYERS.

DUANE E. DEWEL.

GEORGE M. FAUL.

1. Amend House File 205 by adding thereto as section 2 the following: "Section four hundred sixteen point one hundred thirty-eight (416.138), Code 1946, is further amended by striking from line two (2) the word 'twenty-five' and inserting in lieu thereof the word 'fifteen'."

2. Renumber the remaining section.

R. A. ROCKHILL.

On motion of Senator Dewel, the Senate adjourned until 9:30 a.m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 16, 1947.

The Senate met in regular session, Senator Watson presiding.

Prayer was offered by Father J. P. Hines, assistant pastor of the St. Wenceslaus Catholic church, Iowa City, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Berg, from members of the Amvets, Shenandoah, favoring a bonus for veterans of World War II; also, from residents of Howard county favoring state aid to schools.

By Senator Long, from residents of Tama county favoring local option and favoring liquor legislation.

By Senator Musmaker, from residents of Adair county favoring state aid to 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 passed the following bill in which the concurrence of the Senate is asked:

House File 206, a bill for an act relating to agricultural land tax credit.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 522, a bill for an act to legalize and validate the proceedings relating to real estate in Council Bluffs, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 125, a bill for an act relating to payment of weekly compensation to dependents when an employee has been paid compensation for disability prior to his death.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 308, 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 House was asked:

Senate File 360, a bill for an act to legalize payments made by counties to institutions and contracts between counties and institutions for the care and support of neglected, dependent, and delinquent children.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 381, a bill for an act to require licensing, inspection and regulation of nursing homes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 482, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Independent School District of Garner, Iowa, in calling and holding an election on March 10, 1947, on the proposition of issuing bonds of said school district.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 308

Amend Senate File 308 as follows:

1. Amend section one (1), line three (3), by inserting after the word "words" the following: "United States".

Further amend said section by adding after the word "League" in line three (3) the following: "and American Veterans of World War II (AmVets)".

2. By adding thereto the following new sections:

"Sec. 2. Amend section thirty-seven point nine (37.9), Code 1946, by striking the word "five" in line five (5) and inserting in lieu thereof the word "seven".

"Sec. 3. Amend section thirty-seven point ten (37.10), Code 1946, by striking the word "five" in line fifteen (15) and inserting the word "seven" in lieu thereof."

3. Amend by striking the title and inserting in lieu thereof the following:

"A bill for an act relating to memorial halls and monuments."

HOUSE MESSAGES CONSIDERED

House File 206, a bill for an act to repeal section four hundred twenty-six point four (426.4) and four hundred twenty-six point five (426.5), Code 1946, and to amend section four hundred twenty-six point two (426.2), and section four hundred twenty-six point six (426.6), Code 1946, relating to agricultural land tax credit.

Read first and second times, and referred to the sifting committee.

House File 522, a bill for an act to legalize and validate the proceedings relating to the valuation of the real estate in Council

Bluffs, Iowa, and the employment of an expert appraiser for the purpose of endeavoring to effect a fair and equitable assessment of real property in substantial compliance with the law, to authorize the expenditure of funds, and to pay said expert appraiser out of the various funds belonging to the taxing districts of Council Bluffs, Iowa.

Read first and second times, and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, ten senior members of the Day School of the Open Bible institute who were present in the balcony.

Senator Knudson asked and received unanimous consent to present to the Senate, twenty senior students of the class in American Government from the Popejoy high school who were present in the balcony with their superinendent, Mr. Fred Wood and Mr. and Mrs. Boyington.

Senator Knudson asked and received unanimous consent to present to the Senate, sixteen senior students from the Geneva high school who were present in the balcony with their superintendent, Mr. F. B. Rausenberger.

Senator Elthon asked and received unanimous consent to present to the Senate, thirty-five senior students from the Carpenter high school who were present in the balcony with their superintendent, Mr. H. A. Littel and their teachers, Mrs. H. A. Littel and Mrs. Anderson.

Senator Mercer on behalf of Senator Findlay, asked and received unanimous consent to present to the Senate, ten members of the senior class from the Lehigh high school who were present in the balcony with their superintendent, Mr. L. C. Johnson.

MOTION TO RECONSIDER

Senator Faul called up the motion filed by him to reconsider the vote by which Senate File 280 failed to pass the Senate, and moved its adoption.

Senator Lynes raised the point of order that he too had filed a similar motion previous to the motion filed by Senator Faul and moved that the motion filed by him be laid on the table.

Senator Dykhous moved as a substitute for all pending motions, that the motion to reconsider the vote by which Senate File 280 failed to pass the Senate filed by Senators Lynes and Faul, be laid on the table.

Roll call was demanded:

On the question "Shall the motions to reconsider be laid on the table?" the vote was:

Ayes, 17:

Augustine	Hawkins	Lucas	Reilly
Byers	Jones	Lynes	Ritchie
Dykhous	Keir	Mercer	Schluter
Fishbaugh	Linnevold	Miller, Ai	Vittetoe
			Zastrow

Nays, 23:

Barkley	Elthon	Klein	Musmaker
Bekman	Faul	Knudson	Myrland
Berg	Foster	Long	Rockhill
Clem	Henningsen	Lord	Skourup
Colburn	Hultman	Martin	Watson
Dewel	Jacobson	Maytag	

Absent or not voting, 10:

Bateson	Findlay	Leo	Newsome
Benson	Hart	Miller, J. F.	Sharp
Doud	Kirketeg		

The motion to table was lost.

Senator Faul moved the adoption of his motion filed on April 11, and found on page 1107 of the Senate Journal.

Roll call was demanded.

Senator Elthon moved the previous question on the motion, which motion prevailed.

On the question "Shall the Senate reconsider the vote by which Senate File 280 failed to pass the Senate," the vote was:

Ayes, 25:

Barkley	Elthon	Klein	Musmaker
Bateson	Faul	Long	Myrland
Bekman	Foster	Lord	Rockhill
Benson	Henningsen	Lucas	Sharp
Berg	Hultman	Martin	Skourup
Clem	Jacobson	Maytag	Watson
Colburn			

Nays, 20:

Augustine	Fishbaugh	Linnevold	Reilly
Byers	Hawkins	Lynes	Ritchie
Dewel	Jones	Mercer	Schluter
Doud	Keir	Miller, Ai	Vittetoe
Dykhous	Leo	Newsome	Zastrow

Absent or not voting, 5:

Findlay
Hart

Kirketeg

Knudson

Miller, J. F.

The motion prevailed and the Senate reconsidered.

Senator Faul moved to reconsider the vote by which Senate File 280 went to its third reading, which motion prevailed.

Senator Faul asked unanimous consent that House File 170 be substituted to Senate File 280. Objection was raised.

Senator Faul moved that House File 170 be substituted for Senate File 280.

Senator Elthon moved as a substitute, that further action on Senate File 280 be deferred and that the bill retain its place on the calendar, which motion prevailed, and the substitution was made.

The substitute motion was adopted.

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

HOUSE CONCURRENT RESOLUTION 26

Be It Resolved by the House, the Senate Concurring:

That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946:

Barrett-Christie Co., Winch (loud speaker) (House)	\$ 25.00
Boesen-the-florist, flowers for memorial session (House)	21.75
Stoner Piano Co., piano for memorial session (House)	15.00
L. C. Smith & Corona Typewriters, Inc., repairs (House)	20.86
Storey-Kenworthy Co., supplies (House)	14.75
M & M Sales Co., typewriter rental (House)	30.00
Charles F. King (House)	50.00
Office Equipment Co. (House)	4.00
Des Moines Rubber Stamp Works (House)	2.15
Des Moines Rubber Stamp Works (House)	1.20
Edwin L. Getz, bill clerk, transportation (House)	7.50
A. C. Gustafson, postage (House)	30.50
Mimeographing (House)	35.00
M & M Sales Co., typewriter rental (Senate)	60.00
Multigraph Sales Agency, supplies (Senate)	136.72
Office Equipment Co., typewriter rental (Senate)	20.00
Chas. F. King, typewriter rental (Senate)	50.00
Office Specialty Co., typewriter rental (Senate)	25.00
Koch Brothers, supplies (Senate)	7.10

Des Moines Rubber Stamp Works, supplies (Senate).....	1.95
Florence Manning, Matex gloves (Senate).....	6.72
W. J. Scarborough, postage and misc. expense(Senate).....	18.00

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

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Keir, House File 484, a bill for an act to appropriate from the general fund of the state of Iowa for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, a fund for the office of the board of control, was taken up and considered.

The following committee amendment was considered:

Amend House File 484 by striking all after the enacting clause and inserting in lieu thereof: "Section 1. There is hereby appropriated from the general fund of the state of Iowa to the office of the Board of Control the sum of two hundred eight thousand six hundred dollars (\$208,600.00) for each year of the biennium beginning July 1, 1947, and ending June 30, 1949 or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes, including salaries for three (3) board members at \$5,000.00 each	\$208,600.00
Grand total of all appropriations for all purposes for each year of the biennium for the Board of Control.....	\$208,600.00

President Evans took the chair at 10:30 a.m.

The amendment was adopted.

Senator Hultman moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Hart	Linnevold	Reilly
Bekman	Hawkins	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Dykhouse .	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:**Doud
Findlay****Fishbaugh
Foster****Long****Miller, J. F.**

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

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

On motion of Senator Keir, Senate File 39, a bill for an act to impose a tax upon the gross receipts of commercial amusements; providing for the disposition of revenue from such tax; and amending section four hundred twenty-two point forty-two (422.42) and section four hundred twenty-two point forty-three (422.43), Code 1946, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Keir asked and received unanimous consent that House File 64 be substituted for Senate File 39.

On motion of Senator Keir, House File 64, a bill for an act to impose a tax upon the gross receipts of commercial amusements; providing for the disposition of the revenue from such tax; and amending section four hundred twenty-two point forty-two (422.42) and section four hundred twenty-two point forty-three (422.43), Code 1946, was taken up and considered.

Senator Jacobson offered the following amendment and moved its adoption:

Amend House File 64 by inserting after the word "machines" in line 13 of section 2 the following: "bowling alleys,".

Further amend House File 64 by striking from line 7 of section 2 the words "other than bowling alleys,".

The amendment was lost.

Senator Hawkins offered the following amendment and moved its adoption:

Amend House File 64 as follows: Insert after the word "all" in line 6 of section 2 the word "legal".

Roll call was demanded.

Rule 8 was invoked.

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

Ayes, 22:

Augustine	Elthon	Klein	Ritchie
Barkley	Fishbaugh	Leo	Rockhill
Bateson	Foster	Linnevold	Vittetoe
Bekman	Hawkins	Miller, Ai	Watson
Benson	Jones	Newsome	Zastrow
Clem	Kirketeg		

Nays, 24:

Berg	Faul	Long	Musmaker
Byers	Hart	Lord	Myrland
Colburn	Henningsen	Lucas	Reilly
Dewel	Jacobson	Martin	Schluter
Doud	Keir	Maytag	Sharp
Dykhouse	Knudson	Mercer	Skourup

Absent or not voting, 4:

Findlay	Hultman	Lynes	Miller, J. F.
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The amendment was lost.

Senator Keir moved that the bill be read a third 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:

Berg	Hart	Long	Myrland
Byers	Hawkins	Lord	Newsome
Clem	Henningsen	Lucas	Reilly
Colburn	Jacobson	Martin	Rockhill
Dewel	Keir	Maytag	Schluter
Doud	Kirketeg	Mercer	Sharp
Dykhouse	Klein	Miller, Ai	Skourup
Elthon	Knudson	Musmaker	Zastrow
Faul			

Nays, 13:

Augustine	Fishbaugh	Jones	Ritchie
Barkley	Foster	Leo	Vittetoe
Bekman	Hultman	Linnevold	Watson
Benson			

Absent or not voting, 4:

Bateson	Findlay	Lynes	Miller, J. F.
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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 Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, Senate File 399, a bill for an act

to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of the road, pertaining to pedestrian traffic, was taken up and considered.

Senator Zastrow offered the following amendments by Senators Zastrow and Bateson and moved the adoption of amendment 1. The amendment was adopted.

Amend Senate File 399:

1. By striking all of section 1, and renumbering the following sections.
2. By striking all of section 2, and renumbering the following sections.

Senator Zastrow asked and received unanimous consent to withdraw amendment 2.

Senator Skourup offered the following amendment and moved its adoption:

Amend Senate File 399 by striking all of section 4 and substituting the following:

"Sec. 4. Amend section three hundred twenty-one point one (321.1), Code 1946, by adding thereto the following: "Alley" means a thoroughfare laid out, established and platted as such, by constituted authority."

The amendment was adopted.

The following committee amendment was considered:

Amend Senate File 399 by adding the following sections:

"Sec. 5. Amend section three hundred twenty-one and twenty-four hundredths (321.24), Code 1946, by striking from line seven the words "tenth day of the month" and insert in lieu thereof the words "seventh day."

"Sec. 6. Amend section three hundred twenty-one and one hundred thirteen thousandths (321.113), Code 1946, by adding thereto the following: "In computing the number of registrations only one registration per year shall be allowed."

"Sec. 7. Amend section three hundred twenty-one and two hundred sixty-six thousandths (321.266), Code 1946, by striking all of said section, and inserting in lieu thereof the following:

"The driver of a vehicle involved in an accident resulting in injury to or death of any person shall immediately by the quickest means of communication give notice of such accident to the local police department if such accident occurs within a municipality, otherwise to the office of the county sheriff or the nearest office of the Iowa Highway Safety Patrol.

"The driver of a vehicle involved in an accident resulting in injury to or death of any person, or total property damage to an apparent extent of fifty dollars (\$50.00) or more shall also, within twenty-four (24) hours after such accident, forward a written report of such accident to the department."

"Every law enforcement officer who, in the regular course of duty, investigates a motor vehicle accident of which report must be made as required in this section, either at the time of and at the scene of the

accident or thereafter by interviewing participants or witnesses shall, within twenty-four (24) hours after completing such investigation, forward a written report of such accident to the department."

"Sec. 8. Amend section three hundred twenty-one point one (321.1), Code 1946, by inserting after the word "saddle" in line two (2) of sub-section three (3) the following: "or seat"; and by inserting after the word "ground" in line four (4) of sub-section three (3) the following: "including a motor scooter and a bicycle with motor attached."

"Sec. 9. Section three hundred twenty-one point one (321.1), Code 1946, is amended by striking all of sub-section seven (7) being lines thirty-seven (37) to forty (40) inclusive, and substituting in lieu thereof:

'A farm tractor means every motor vehicle designed as a farm implement for drawing plows, mowing machines and other implements of husbandry, and used exclusively by the owner thereof in the conduct of his agriculture operations but such farm tractor, while being used to draw grain, supplies, machinery or other products to or from farm to market shall be considered a farm road tractor and the annual registration fee for such farm road tractor shall be five dollars (\$5.00)."

"Sec. 10. Amend section three hundred twenty-one point one (321.1), Code 1946, by striking all of sub-section forty-three (43) and inserting in lieu thereof the following:

'Chauffeur means any person who operates a motor vehicle in the transportation of persons or freight, including school busses, and who receives any compensation for such service in wages, commission or otherwise, paid directly or indirectly, or who as owner or employee operates a motor vehicle carrying passengers for hire or freight for hire, commission or resale, including drivers of ambulances, passenger cars, trucks, light delivery, and similar conveyances except when such operation by the owner or operator is occasional and merely incidental to his principal business.'

'Subject to the provisions of section 321.179 a farmer or his hired help shall not be deemed a chauffeur, when operating a truck owned by him, and used exclusively in connection with the transportation of his own products or property."

"Sec. 11. Amend section three hundred twenty-one point one hundred seventy-seven (321.77), Code 1946, by striking the word fifteen (15) in line four (4) of sub-section two (2) and inserting in lieu thereof the word "sixteen (16)."

"Sec. 12. Amend section three hundred twenty-one point one hundred ninety-four (321.94), Code 1946, by inserting after the word "school" in line four (4) the following: "over the most direct and accessible route" and by striking the comma (,) after the word "driver" in line eight (8) and inserting in lieu thereof a period (.) and by striking all the balance of said section."

"Sec. 13. Section three hundred twenty-one point one hundred seventy-six (321.176) is hereby amended by striking all the contents of sub-section two (2)."

"Sec. 14. Amend section three hundred twenty-one and two hundred

ten thousandths (321.210), Code 1946, by striking all of lines nine (9) and ten (10) and inserting in lieu thereof the following:

"2. Has in the operation of a motor vehicle, caused or contributed to or become involved in an accident, resulting in injury to or death of any person, or in property damage in excess of fifty dollars (\$50.00)."

"Sec. 15. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the, a newspaper published at Iowa, and the, a newspaper published at, Iowa."

On motion of Senator Skourup the amendments to section 5 and section 6 were adopted.

Senator Elthon asked and received unanimous consent to take up the following amendment:

Amend the committee amendment, section 7, by striking the word "municipality" in line 8 thereof, and inserting the words "city or town."

Further amend the committee amendment to Senate File 399 by striking all of section 14 of the amendment filed on March 28.

Senator Elthon asked and received unanimous consent to defer action on the amendment.

On motion of Senator Dewel, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report on and passed House File 106, a bill for an act relating to workmen's compensation.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 54, a bill for an act relating to compensation and expenses of state examiners, Representatives Hicklin, Butler, Donohue and Ingalls.

Also: That the House has concurred in Senate amendments to and passed House File 76, a bill for an act to establish a military service tax credit fund.

Also: That the House has adopted conference committee report on and passed House File 502, a bill for an act providing for the crediting to the state general fund of receipts from use tax, sales, corporation and income tax, liquor control receipts and other sources of revenue, and making certain appropriations therefrom.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 340, a bill for an act relating to compensation affidavits of executors, administrators, guardians, trustees, receivers, or attorneys.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 398, a bill for an act providing for the maintenance and operation of public health department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 438, a bill for an act relating to drainage districts in connection with United States levees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 465, a bill for an act relating to the fund for aid to dependent children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 540, a bill for an act to transfer funds from the Use Tax Fund to the Primary Road Fund enabling the State Highway Commission to match Federal Aid road funds.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 123, a bill for an act relating to gross weight of motor vehicles, speed of trucks, and to harmonize laws of the state of Iowa with policy of American Association of State Highway officials.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 136, a bill for an act relating to the compensation of the deputy superintendent and certain examiners.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 196, a bill for an act relating to the payment of workmen's compensation to peace officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 239, a bill for an act legalizing the renewal of the Articles of Incorporation of the Dubuque boat and boiler company.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 249, a bill for an act to define the term "power to appoint", to provide for the disclaimer of powers, to provide for release of powers and to provide for the delivery of release and disclaimers of powers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate Joint Resolution 11, a resolution to authorize the State Board of Education to co-operate with the city of Ames regarding a sewage disposal plant.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 106

To the President of the Senate and the Speaker of the House:

We, your conference committee appointed to consider the difference between the Senate and House on House File 106, beg leave to report that we have had the same under consideration and desire to recommend that the Senate recede from its third amendment to said bill which is the only amendment in controversy.

WILSON REED.

JOHN L. DUFFY.

C. A. BRYSON.

E. L. EDWARDS.

On the part of the House.

Respectfully submitted,

ARTHUR H. JACOBSON.

FRED MAYTAG.

E. C. MYRLAND.

JAY C. COLBURN.

On the part of the Senate.

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 502

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of House File 502, relating to the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue, beg leave to report and make the following recommendation:

That the Senate recede from its amendment to House File 502.

HARRY E. WEICHMAN.

M. F. BOCKWOLDT.

THOMAS W. WELLINGTON.

DAVID G. AINSWORTH.

On the part of the House.

Respectfully submitted,

ROBERT KEIR.

GEORGE FAUL.

IRVING D. LONG.

J. KENDALL LYNES.

On the part of the Senate.

HOUSE AMENDMENT TO SENATE FILE 123

Amend Senate File 123 by striking from line two (2) of section two (2) the figures "431.463" and substituting in lieu thereof the figures "321.463".

Further amend by striking between line forty-nine (49) and line fifty (50) of section two (2) the following words: "Distance in feet between the extremes of any group of axles. Maximum load in pounds carried on any group of axles".

HOUSE AMENDMENT TO SENATE FILE 136

Amend Senate File 136 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section five hundred twenty-four point seven (524.7), Code 1946, is amended by striking the period at the end thereof and adding the following: ', provided however that the salary of the deputy superintendent of banking shall not exceed a maximum of fifty-five hundred dollars (\$5500.00) per annum.'

"Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Ida County Pioneer Record, a newspaper published at Ida Grove, Iowa, and in the New London Journal, a newspaper published at New London, Iowa."

Further amend said Senate File by striking the words "and certain examiners" from the fourth (4) line of the title and inserting in lieu thereof the words "of banking".

HOUSE AMENDMENT TO SENATE FILE 196

Amend Senate File 196 by striking all of lines eight (8) to sixteen (16), inclusive, following the word "shall" in line eight (8) and by inserting in lieu thereof the following: "sustain an injury while performing the duties of a law enforcing officer and from causes arising out of and in the course of his official duty, or employment as a law enforcing officer, become temporarily or permanently physically disabled or if said injury results in death shall be entitled to compensation for all such injuries or disability together with statutory medical, nursing, hospital, surgery and funeral expenses, and where the officer is paid from public funds said compensation shall be paid out of the general fund of the state."

HOUSE MESSAGES CONSIDERED

House File 340, a bill for an act to amend section six hundred thirty-eight point twenty-seven (638.27), Code 1946, relating to compensation affidavits of executors, administrators, guardians, trustees, receivers, or attorneys.

Read first and second times, and referred to the sifting committee.

House File 398, a bill for an act to amend section four hundred four point five (404.5), Code 1946, providing for the maintenance and operation of public health department.

Read first and second times, and referred to the sifting committee.

House File 438, a bill for an act to amend chapter four hundred sixty-six (466), Code 1946, relating to drainage districts in connection with United States levees.

Read first and second times, and referred to the sifting committee.

House File 540, a bill for an act to transfer funds from the Use Tax Fund of the State of Iowa to the Primary Road Fund

to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the state of Iowa under existing federal law for primary roads and the extensions of primary roads through cities and towns.

Read first and second times, and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Keir, House File 511, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the board of education for the support, maintenance, repairs, replacements or alterations of institutions under said board of education, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered: ,

Amend House File 511 as follows:

Section 1. Substitute for the words and figures in lines six and seven (6 and 7), eleven million nine hundred eighty-six thousand, five hundred dollars (\$11,986,500), the words and figures twelve million twelve thousand, five hundred dollars (\$12,012,500).

Sec. 7. Substitute for the words and figures in lines four (4) and five (5), one million two hundred seven thousand dollars (\$1,207,000), the words and figures one million two hundred thirty-three thousand dollars (\$1,233,000).

Further amend section 7 by substituting for the figures in line ten (10), fifty thousand dollars (\$50,000) the figures seventy-six thousand dollars (\$76,000).

Further amend section 7 by striking the figures one million two hundred seven thousand dollars (\$1,207,000) in line twelve (12) and substitute in lieu thereof the figures one million two hundred thirty-three thousand dollars (\$1,233,000).

Sec. 9. Amend section 9, line sixteen (16) by striking the figures eleven million nine hundred eighty-six thousand five hundred dollars (\$11,986,500) and insert in lieu thereof the figures twelve million twelve thousand five hundred dollars (\$12,012,500).

On motion of Senator Knudson the amendment was adopted.

Senator Knudson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon			

Nays: none.

Absent or not voting, 5:

Doud	Foster	Miller, J. F.	Zastrow
Findlay			

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

Senator Keir moved that the 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

Senator Jacobson called up the conference committee report on House File 106, a bill for an act to amend chapter eighty-five (85), Code 1946, relating to workmen's compensation; to increase the maximum weekly benefit amount; to increase allowances for certain professional, hospital and nursing services; and to authorize waivers by certain disabled persons under certain conditions, and moved its adoption.

The motion prevailed and the report was adopted.

Senator Faul asked and received unanimous consent to be recorded as voting "nay" on the adoption of the committee report.

Senator Jacobson moved that the Senate recede from section 3 of the Senate amendment to House File 106.

The motion prevailed and the Senate recessed.

Senator Jacobson moved that the bill be read a third 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:

Augustine	Dykhouse	Klein	Musmaker
Barkley	Elthon	Leo	Myrland
Bateson	Faul	Linnevold	Newsome
Bekman	Fishbaugh	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson

Nays: none.

Absent or not voting, 6:

Findlay	Hawkins	Miller, J. F.	Zastrow
Foster	Knudson		

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

Senator Jacobson moved that the 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 Lynes, House File 517, a bill for an act authorizing expenditures by the state highway commission from the primary road fund for the biennium beginning July 1, 1947, and ending June 30, 1949, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Kirketeg	Musmaker
Bateson	Faul	Klein	Myrland
Bekman	Fishbaugh	Leo	Newsome
Benson	Foster	Linnevold	Reilly
Berg	Hart	Long	Ritchie
Byers	Hawkins	Lord	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Hultman	Martin	Sharp
Dewel	Jacobson	Maytag	Skourup
Doud	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Ai	Watson

Nays: none.

Absent or not voting, 6:

Barkley	Knudson	Miller, J. F.	Zastrow
Findlay	Lucas		

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

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

The Senate resumed consideration of Senate File 399, and the amendment under consideration by Senator Elthon.

Senator Elthon asked and received unanimous consent to withdraw the first division of his amendment.

Senator Byers offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment, by striking lines 7, 8 and 9 of section 7 of said amendment and inserting in lieu thereof the following:

"to the sheriff of the county in which said accident occurred, or the nearest office of the Iowa Highway Safety Patrol, or to any other peace officer as near as practicable to the place where the accident occurred."

The amendment to the amendment was adopted.

On motion of Senator Skourup the amendment to section 7 was adopted.

On motion of Senator Skourup the amendment to section 8 was adopted.

Senator Benson offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment, section 9, line 9, by inserting after the word "draw" the following words: "in a licensed trailer for hauling".

Senator Faul moved the previous question on section 9 of the amendment and the amendment to the amendment, which motion prevailed.

The amendment to the amendment was lost.

Senator Skourup moved the adoption of the amendment to section 9 of the committee amendment.

Roll call was demanded.

Rule 8 was invoked.

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

Ayes, 21:

Augustine	Dykhouse	Lord	Reilly
Barkley	Fishbaugh	Lucas	Schluter
Bateson	Hart	Martin	Sharp
Berg	Hawkins	Maytag	Skourup
Byers	Henningsen	Mercer	Watson
Doud			

Nays, 23:

Benson	Hultman	Leo	Newsome
Colburn	Jacobson	Linnevold	Ritchie
Dewel	Jones	Long	Rockhill
Elthon	Keir	Lynes	Vittetoe
Faul	Kirketeg	Miller, Ai	Zastrow
Foster	Klein	Myrland	

Absent or not voting, 6:

Bekman	Findlay	Miller, J. F.	Musmaker
Clem	Knudson		

The amendment to section 9 was lost.

On motion of Senator Skourup the amendment to section 10 was adopted.

On motion of Senator Skourup the amendment to section 11 was adopted.

On motion of Senator Skourup the amendment to section 12 was adopted.

On motion of Senator Skourup the amendment to section 13 was adopted.

On motion of Senator Elthon the second division of his amendment to the committee amendment filed by him and previously considered was adopted.

Senator Elthon offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment by striking all after the word "the" in line three (3) of section fifteen (15) and inserting in lieu the following: "Telegraph Herald, a newspaper published at Dubuque, Iowa, and the Northwood Anchor, a newspaper published at Northwood, Iowa."

The amendment to the amendment was adopted.

The committee amendment as amended was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend Senate File 399 by striking all of section 2 thereof, and re-numbering the following sections.

The amendment was adopted.

Senator Skourup moved that the bill be read a third 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:

Augustine	Faul	Klein	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Hultman	Maytag	Sharp
Clem	Jacobson	Mercer	Skourup
Doud	Jones	Miller, Ai	Vittetoe
Dykhouse	Keir	Musmaker	Watson
Elthon	Kirketeg		

Nays, 1:

Long

Absent or not voting, 7:

Colburn	Findlay	Lynes	Zastrow
Dewel	Knudson	Miller, J. F.	

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

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

On motion of Senator Faul, House File 347, a bill for an act to amend sections four hundred eleven point five (411.5), four hundred eleven point six (411.6) and four hundred eleven point eight (411.8), Code 1946, relating to retirement systems for policemen and firemen and the administration, benefits and contributions thereunder, was taken up and considered.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine	Elthon	Klein	Miller, Ai
Benson	Faul	Leo	Musmaker
Berg	Foster	Linnevold	Myrland
Byers	Hart	Lord	Reilly
Clem	Hawkins	Lucas	Schluter
Colburn	Henningsen	Lynes	Skourup
Dewel	Jones	Martin	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson

Nays, 7:

Bateson
FishbaughHultman
MaytagNewsome
Ritchie

Zastrow

Absent or not voting, 11:

Barkley
Bekman
DoudFindlay
Jacobson
KeirKnudson
Long
Miller, J. F.Rockhill
Sharp

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

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

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 100

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of Senate File 100, relating to the regulation of sales of beer and malt liquors beg leave to report and make the following recommendations:

That all after the enacting clause be stricken and the following inserted in lieu thereof:

Section 1. Section one hundred twenty-four point five (124.5) Code 1946, is amended by striking from lines fifteen (15) and sixteen (16) the following: "in villages platted prior to January 1, 1934, and", and inserting in lieu thereof the following: "in unincorporated villages with a population of fifty (50) or more and".

Sec. 2. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by striking paragraph (f) of subsection one (1).

Sec. 3. Section one hundred twenty-four point nine (124.9), Code 1946, is amended by adding to subsection two (2) the following:

"c. That the building or place in which applicant intends to operate is approved by the authority in power to issue a permit under this chapter; in cities having a zoning ordinance that it is located in an area zoned for business; in cities or towns having no zoning ordinance that it is located in an area where fifty per cent (50%) or more of the frontage contiguous to the street for a distance of three hundred (300) feet or more is occupied by buildings in use for business. If such a place or building is located on the ground floor, except hotels and clubs as defined in sections one hundred twenty-four point fifteen (124.15) and one hundred twenty-four point sixteen (124.16), it shall have a clear unobstructed view into the interior by a person standing on the street level and on the outside thereof, said clear view into the interior shall be at a height not to exceed four and one-half (4½) feet from such level and not less than two (2) feet high by five (5) feet wide.

The entire surface of such windows shall be free from any obstruction to the vision of any person from the outside, nor shall such vision be

obstructed by curtains, blinds or any other obstruction placed in close proximity to such windows."

Sec. 4. Section one hundred twenty-four point ten (124.10), Code 1946, is amended by adding to subsection one (1) the following:

"f. That the place or building where he intends to operate conforms to all the laws, health and fire regulations applicable thereto, is a safe and proper place or building and is located in an area zoned for business in those cities and towns having a zoning ordinance or in an area where fifty per cent (50%) or more of the frontage contiguous to the street for a distance of three hundred (300) feet or more is occupied by buildings in use for business in cities or towns having no zoning ordinance."

Sec. 5. Section one hundred twenty-four point twelve (124.12), Code 1946, is amended by striking all of said section after the word "that" in line five (5) and inserting in lieu thereof the following:

"no dancing shall be permitted on premises where beer is sold except in such clubs as are specifically designated by sections one hundred twenty-four point fifteen (124.15) and one hundred twenty-four point sixteen (124.16) and hotels with fifteen (15) or more guest rooms."

Sec. 6. Section one hundred twenty-four point twenty-one (124.21) Code 1946, is amended by striking all of said section and inserting in lieu thereof the following: "Minors shall not be employed or permitted in any place where beer is sold under Class "B" permit."

Sec. 7. Section one hundred twenty-four point thirteen (124.13), code 1946, is amended by striking the words "one (1) a.m." in line seven (7) thereof and inserting in lieu thereof the words "ten (10) p.m."

Sec. 8. Section one hundred twenty-four point twenty-four (124.24), Code 1946, is amended by striking all of said section and inserting in lieu thereof the following: "The annual fee for class "A" permit shall be fixed by the authorities empowered by this chapter to issue said permit which shall not be less than two hundred fifty (250) dollars, nor more than one thousand (1,000) dollars. The annual fee for a class "B" permit shall be fixed by the authorities empowered by this chapter to issue said permit which shall not be less than three hundred (300) dollars nor more than one thousand (1,000) dollars, but the license fee set must be uniform within the municipality. A permit to a golf or country club as defined in section one hundred twenty-four point sixteen (124.16) may be granted for a period of less than one (1) year upon a pro rata permit fee basis. The annual fee for a Class "C" permit shall be fixed by the authorities empowered by this chapter to issue said permit and shall not be less than fifty (50) dollars nor more than five hundred (500) dollars. The annual fee for a special railroad permit issued under section one hundred twenty-four point fourteen (124.14) shall be one hundred (100) dollars and ten (10) dollars for each duplicate thereof payable to the state tax commission."

Sec. 9. Section one hundred twenty-four point twenty-five (124.25), Code 1946, is amended by striking from line nine (9) the words "one and twenty-four hundredths" and inserting in lieu thereof the words "three and ten hundredths".

Sec. 10. Section one hundred twenty-four point thirty-three (124.33), Code 1946, is amended by striking all of said section two (2) and inserting in lieu thereof the following: "The barrel tax and all other license fees and taxes collected by the state tax commission under this chapter shall accrue to the state general fund.

Sec. 11. Section one hundred twenty-four point thirty-five (124.35), Code 1946, is amended by striking from lines four and five (4 and 5) the words "located outside of a city or town" and substituting in lieu thereof the following: "whose permits are issued by a board of supervisors" and by striking lines ten (10), eleven (11) and twelve (12) and the words "is sold" in line thirteen (13).

Sec. 12. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, is amended by striking subsection two (2) thereof.

Sec. 13. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, is amended by striking subsection three (3) and inserting in lieu thereof the following subsection: "2. Booths are prohibited which are not entirely open on one side or which are of such height or are so constructed as to prevent a clear view of head and shoulders of any person sitting therein, and any other impediments, screens or partitions which conceal the presence of any person in any room where beer is sold for consumption on the premises."

Sec. 14. Section one hundred twenty-four point thirty-nine (124.39), Code 1946, is amended by adding the following subsection "4. Every person to whom a Class "B" permit is issued shall have painted on the window or installed over the door of said place in which beer is sold for consumption on the premises the words, "BEER SALOON," the letters of which shall not be less than eight (8) inches in height and shall be so displayed as to be clearly visible to the public while said place is being operated, day or night, during the hours that said place is open to the public, except clubs as defined in Sections 124.16 and 124.17 and hotels with fifteen or more guest rooms.

Sec. 15. Section one hundred twenty-four point twenty (124.20), Code 1946, is amended by striking paragraph one (1) thereof. Also by striking the first line of paragraph two (2) and substituting in lieu thereof the words: "Beer shall not be sold or delivered."

Sec. 16. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows: "No holder of a Class "B" permit issued under the provisions of chapter one hundred twenty-four (124), Code 1946, or any servant, agent or employee of the holder of such permit shall do any of the following acts upon the licensed premises:

1. Fail to maintain a "Beer Saloon" sign on the outside of the premises when required as above provided.

2. Employ or permit any minor to enter or remain in any "Beer Saloon."

3. Permit dancing in the licensed premises except as otherwise provided in this chapter.

4. Give away beer or promote the sale of beer by the gift of any lunch, meal or article of food except salt.

5. Sell beer on credit.
6. Sell or give beer to any minor.
7. Sell beer on the licensed premises or permit beer to be consumed thereon on any day or time when such sale or consumption is prohibited by the laws of the state of Iowa.
8. Permit gambling or the use of gambling devices on the licensed premises.
9. Sell, offer for sale, possess or permit the consumption on the licensed premises of any kind of alcoholic liquor, the sale or possession of which is not authorized under his permit.
10. Permit any known prostitute to frequent the licensed premises.
11. Permit on the licensed premises any disorderly conduct, breach of peace or any lewd or immoral entertainment, conduct or practices.

The violation of any of the requirements of this chapter or the doing of any of the foregoing prohibited acts upon the licensed premises by the holder of a Class "B" or a Class "C" permit, himself or by his servant, agent or employee shall constitute grounds for the immediate revocation of said Class "B" or Class "C" permit at the discretion of and by the issuing authority and there shall be no appeal from its decision.

Sec. 17. Section one hundred twenty-four point twenty (124.20), Code 1946, is amended by striking the period (.) at the end of line twelve (12) and placing a comma (,) in its place and adding the following words: "or any of the following days: Decoration Day, Thanksgiving Day, Christmas Day and general state elections".

Sec. 18. Section one hundred twenty-four point twenty-one (124.21), Code 1946, is amended by striking all of said section and substituting in lieu thereof the following: "Any minor who misrepresents his or her age to a permit holder shall be guilty of a misdemeanor punishable by a fine not to exceed one hundred (100) dollars or by imprisonment in the county jail for not more than thirty (30) days.

Sec. 19. In cities and towns no Class "B" permit shall be issued which shall authorize the sale of beer on the premises where food is sold or consumed unless at the time of such issuance there shall be then in operation in such city or town at least one restaurant, cafe or cafeteria where meals of such completeness and variety comparable to the general acceptance of a well operated establishment at reasonable prices and at reasonable hours are served for pay, which is not licensed to sell beer for consumption on the premises occupied by it. Such Class "B" licenses shall be issued upon the condition and shall continue in force only so long as there shall remain in operation in such cities or towns a restaurant, cafe or cafeteria as above provided which does not sell beer for consumption on its premises."

Sec. 20. Section one hundred twenty-four point five (124.5), Code 1946, is amended by adding a new paragraph after the word "chapter" in line thirty-six (36) thereof as follows:

"At the time that said fee is collected by the state tax commission it shall forward to the holder of said Class "B" or "C" permit a card not less than ten (10) by fifteen (15) inches on which shall be printed the list of prohibited acts as set out in section seventeen (17) of this bill and the holder of said Class "B" or Class "C" permit shall post said require-

ments in a conspicuous place where beer is sold by him and to which the public is admitted".

Sec. 21. Strike paragraph "d" of subsection one (1) of section one hundred twenty-four point nine (124.9) and insert in lieu thereof: "A specific description of the room or rooms and place or places where applicant intends to operate under the permit applied for."

Sec. 22. Section one hundred twenty-four point fourteen (124.14), Code 1946, is amended by striking from line six (6) the word and letter "Class 'B'" and inserting in lieu thereof the word "Railroad".

Sec. 23. Section one hundred twenty-four point thirty-two (124.32), Code 1946, is amended by striking from line eleven (11) the word and letter "Class 'B'", and inserting in lieu thereof the word "Railroad".

Sec. 24. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

1. "There is hereby created a department of the state government which shall be known as the Department of Liquor and Beer Law Enforcement, which department shall be under the Attorney General, and the control of said bureau shall be subject to the orders and directions of the Attorney General."

2. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

"It shall be the duty of the Department of Liquor and Beer Law Enforcement to enforce all the laws of the state now or hereafter existing relative to alcoholic liquor, the provisions of this act, and all the provisions of chapter one hundred twenty-four (124), Code 1946, except those relating to the collection of taxes and permit fees."

3. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

"The Attorney General is authorized to appoint such clerical workers and other employees as may be required to properly discharge the duties of this department."

4. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

"The Commissioner of Public Safety shall, upon requisition of the Attorney General from time to time assign for service in the Department of Liquor and Beer Law Enforcement such of his officers as may be requisitioned by the Attorney General for special service in the Department of Liquor and Beer Enforcement, and when so assigned, such officers shall be under the exclusive direction and control of the Attorney General."

5. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

"The duty to enforce the provisions of all the laws of this state now or hereafter existing relative to alcoholic liquor, and the provisions of chapter one hundred twenty-four (124), Code 1946, by the Department of Liquor and Beer Law Enforcement shall be concurrent with that of the local peace officers within their respective jurisdictions. Such duty shall at all times be diligently performed without the necessity of a request from any local officer. When engaged in the investigation and enforcing of the provisions of the laws as above provided, the

members of the department assigned to duty in the Department of Liquor and Beer Law Enforcement shall have and exercise all the powers of any peace officer in the state insofar only as the enforcement of such laws may be concerned, but for no other purpose except when so directed by the governor or requested by the local authorities as provided in section eighty point nine (80.9), Code 1946."

6. Chapter one hundred twenty-four (124), Code 1946, is amended by adding thereto a new section as follows:

"The assignment to duty of employees of the Department of Liquor and Beer Law Enforcement shall be made in writing by the Attorney General. One copy of such assignment shall be delivered to the employee and the other retained as a permanent record in the department. Such assignment shall describe the geographical limits of the territory in which they are assigned to operate and shall state the date of the beginning of such assignment and the date on which such assignment shall expire. During the period such assignment remains in force, the employees shall be charged with the performance of all the duties imposed by the provisions of this Act within the territory assigned to them."

Sec. 25. If any section, subsection, clause, sentence, or phrase of this Act or the application thereof to any person or set of circumstances is for any reason held unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Act or its application to any other person or circumstances. The legislature hereby declares that the provisions of this Act are severable, and that it would have passed this Act and each section, subsection, clause, sentence, or phrase thereof, irrespective of whether any one or more of the sections, subsections, clauses, sentences, or phrases be declared unconstitutional and irrespective of whether it be declared unconstitutional or invalid to any person or set of circumstances.

J. G. LUCAS.

J. KENDALL LYNES.

FRANK C. BYERS.

DEVERE WATSON.

On the part of the Senate.

ALBERT STEINBERG.

W. R. FIMMEN.

E. E. POSTON.

On the part of the House.

RESIGNATION OF EMPLOYEE

MR. PRESIDENT:

I hereby tender my resignation as secretary in the Legal Research Department of the Legislature.

MISS FANNY RICE.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 15th the Governor had approved the following bills:

Senate File 229, relating to the State Dairy Association.

Senate File 244, relating to grand jury clerks.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 486	H. F. 525	S. F. 484
S. F. 487	H. F. 93	H. F. 67
S. F. 488	S. F. 389	H. F. 8
S. F. 491	S. F. 473	H. F. 62

IRVING D. LONG, *Chairman.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 181, 298, 463, and 464, and Senate Joint Resolution 9; also House Files 21, 120, 136, 192, 204, 208, 243, 263, 269, 272, 314, 321, 324, 337, 429, 458, 466, 468, 494, 499, 512, and 516; and House Joint Resolution 1.

ROBERT C. REILLY,

Chairman Senate Committee.

LAWRENCE PUTNEY,

Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 181, 298, 463 and 464; and Senate Joint Resolution 9; also, House Files 21, 120, 136, 192, 204, 208, 243, 263, 269, 272, 314, 321, 324, 337, 429, 458, 466, 468, 494, 499, 512 and 516; and House Joint Resolution 1.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 16th day of April, 1947, sent to the Governor for his approval: Senate Files 181, 298, 463, and 464, and Senate Joint Resolution 9.

Passed on file.

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 367, a bill for an act to transfer funds from the Use Tax Fund of Iowa to the Primary Road Fund to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the State of Iowa under existing Federal law for Primary Roads and the extensions of primary roads through cities and towns, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 389, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission funds for acquisition, construction and development of lands and waters, 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 389 by adding after section 1 the following:

Sec. 2. The Treasurer of the State of Iowa is hereby empowered to invest any of the funds so appropriated and set aside by the provisions of section one (1) of this act in securities of the United States Government.

Sec. 3. When contracts, plans and specifications for improvements or purchase of real estate for which funds are herein appropriated have been accepted by the Conservation Commission, and approved and certified by the joint legislative committee on retrenchment and reform of the State of Iowa, the State Treasurer is authorized and directed to sell sufficient securities herein provided in section two (2) of this act to cover the cost of said improvement.

Sec. 4. The provisions of all acts or statutes in conflict or inconsistent with the provisions of this act are hereby repealed.

Sec. 5. If any section, subsection, paragraph, sentence, clause, or phrase of this act is for any reason held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the constitutionality or validity of the remaining portions of this act. The General Assembly hereby declares that it would have passed this act and each section, subsection, paragraph, sentence, clause, or phrase hereof irrespective of whether any one or more of the sections, paragraphs, sentences, clauses or phrases be declared unconstitutional.

Further amend by renumbering the remaining sections.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 521, a bill for an act to appropriate from the general

fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for various departments and various divisions thereof, of the state of Iowa, for the purposes provided by 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 House File 521 by striking all after the enacting clause and substitute in lieu thereof the following:

ATTORNEY GENERAL

Section 1. For the office of attorney general there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of thirty-eight thousand seven hundred dollars (\$38,700.00) or so much thereof as may be necessary to be used in the following manner:

For salary of attorney general.....\$ 6,300.00

For salaries, support, maintenance and miscellaneous purposes 32,400.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of attorney general...\$ 38,700.00

AUDITOR OF STATE

Sec. 2. For the office of auditor of state there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one hundred five thousand eight hundred ten dollars (\$105,810.00) or so much thereof as may be necessary to be used in the following manner:

For salary of state auditor\$ 5,400.00

For salaries, support, maintenance and miscellaneous purposes 93,600.00

\$ 99,000.00

Building and Loan Division

For salary of supervisor of savings and loan association as fixed by section five hundred thirty-four point fifty-three (534.53), Code 1946, and for salaries, support, maintenance and miscellaneous purposes\$ 6,810.00

\$ 6,810.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of auditor of state.....\$105,810.00

BOARD OF EDUCATION

Sec. 3. For the office of the board of education there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of

fifty thousand six hundred dollars (\$50,600.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 50,600.00
Grand total of all appropriations for all purposes for each year of the biennium for the office of board of education.....	\$ 50,600.00

BOARD OF PAROLE

Sec. 4. For the office of board of parole there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-five thousand four hundred sixty dollars (\$45,460.00) or so much thereof as may be necessary to be used in the following manner:

Board of parole salaries (3 heads) \$3,600.00 each.....	\$ 10,800.00
For salaries, support, maintenance and miscellaneous purposes	34,660.00

Grand total of all appropriations for all purposes for each year of the biennium for the board of parole.....	\$ 45,460.00
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BUREAU OF LABOR

Sec. 5. For the bureau of labor there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of thirty-four thousand dollars (\$34,000.00) or so much thereof as may be necessary to be used in the following manner:

Salary for commissioner of bureau of labor.....	\$ 3,600.00
For salaries, support, maintenance and miscellaneous purposes.....	30,400.00

Grand total of all appropriations for all purposes for each year of the biennium for the bureau of labor.....	\$ 34,000.00
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CLERK OF SUPREME COURT

Sec. 6. For the office of clerk of supreme court there is hereby appropriated from the general fund of the state for each year of the biennium the sum of eleven thousand three hundred thirty-six dollars (\$11,336.00) or so much thereof as may be necessary to be used in the following manner:

For salary of chief clerk.....	\$ 4,200.00
For salaries, support, maintenance and miscellaneous purposes.....	7,136.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of the clerk of the supreme court.....	\$ 11,336.00
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COMMERCE COMMISSION

Sec. 7. For the department of the commerce commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one hundred sixty-four thousand two hundred fifty dollars (\$164,250.00) or so much thereof as may be necessary to be used in the following manner:

General Administration

For salaries of commissioners (3 at \$4,320.00 each)	\$ 12,960.00
For salaries, support, maintenance and miscellaneous purposes	71,640.00

Total for general administration of the commerce commission	\$ 84,600.00
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Class Rate Cases

For salaries, support, maintenance and miscellaneous purposes	\$ 4,500.00
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Motor Transportation Division

For salaries, support, maintenance and miscellaneous purposes	\$ 58,500.00
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Warehouse Division

For salaries, support, maintenance and miscellaneous purposes	\$ 16,650.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of the commerce commission	\$164,250.00
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COMMISSION FOR THE BLIND

Sec. 8. For the office of the commission for the blind there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of twenty-five thousand dollars (\$25,000.00) or so much thereof as may be necessary to be used in the following manner:

For salary of director	\$ 3,000.00
For salaries, support, maintenance and miscellaneous purposes	22,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of the commission for the blind	\$ 25,000.00
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COMMISSION ON UNIFORM LAWS

Sec. 9. For the commission on uniform laws there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of five hundred dollars (\$500.00) or so much thereof as may be necessary to be used in the following manner:

For traveling expenses of members of the commission on
uniform laws\$ 500.00

Grand total of all appropriations for all purposes for each
year of the biennium for the commission on uniform laws \$ 500.00

STATE COMPTROLLER

Sec. 10. For the office of state comptroller there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of sixty-eight thousand dollars (\$68,000.00) or so much thereof as may be necessary to be used in the following manner:

For state comptroller salary.....\$ 6,000.00
For salaries, support, maintenance and miscellaneous pur-
poses 62,000.00

Grand total of all appropriations for all purposes for each
year of the biennium for the office of state comptroller....\$ 68,000.00

CONSERVATION COMMISSION

Sec. 11. For the office of the conservation commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending July 30, 1949, the sum of three hundred fifty thousand dollars (\$350,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous pur-
poses of the office and maintenance of state parks, pur-
chase of land and general improvements and for the
construction and improvements of roads and highways
in said parks\$350,000.00

Grand total of all appropriations for all purposes for each
year of the biennium for the conservation commission....\$350,000.00

COUNCIL OF STATE GOVERNMENT

Sec. 12. For the council of state government there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of four thousand dollars (\$4,000.00) or so much thereof as may be necessary to be used in the following manner:

For the support of the council of state government.....\$ 4,000.00

Grand total of all appropriations for all purposes for each
year of the biennium for the council of state government....\$ 4,000.00

CUSTODIAN

Sec. 13. For the office of the custodian there is hereby appropriated from the general fund of the state for each year of the biennium begin-

ning July 1, 1947, and ending June 30, 1949, the sum of one hundred twelve thousand dollars (\$112,000.00) or so much thereof as may be necessary to be used in the following manner:

For salary custodian	\$ 3,300.00
For salaries, support, maintenance and miscellaneous purposes	108,700.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of the custodian.....\$112,000.00

DEPARTMENT OF AGRICULTURE

Sec. 14. For the department of agriculture there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of four hundred fifty-five thousand nine hundred eighty-five dollars (\$455,985.00) or so much thereof as may be necessary to be used in the following manner:

Main Office

For salary of secretary of agriculture	\$ 5,400.00
For salaries, support, maintenance and miscellaneous purposes	142,830.00

Total for main office\$148,230.00

(1) Agricultural statistics, for state aid	5,400.00
(2) Animal Health and Veterinary, for control and eradication of contagious and infectious livestock diseases including Bang's Disease, salaries and traveling expenses; assistant state veterinarians (per diem and expenses), indemnities and miscellaneous purposes	145,800.00
(3) Barberry Eradication, for state aid	4,500.00
(4) Bee Inspection, for state aid	4,860.00
(5) Beef Producers Association, for state aid	5,400.00
(6) Corn and Small Grain Growers' Association, for state aid	2,415.00
(7) Crop Pest, for state aid	22,500.00
(8) Dairy Association, for state aid	5,400.00
(9) Dairy Calf Club, for state aid	1,800.00
(10) Dairy Specialist and Bacteriologist, for salaries, support, maintenance and miscellaneous purposes	27,000.00
(11) Entomology, for salaries, support, maintenance and miscellaneous purposes	11,250.00
(12) Hatchery Inspection, for state hatchery inspection....	9,000.00
(13) Horse Breeders' Association, for state aid	5,400.00
(14) Horticultural Societies, for state aid	7,200.00
(15) Vegetable Growers' Association, for state aid.....	4,050.00
(16) Poultry Associations, Short Courses and Achievement Shows, for state aid	16,200.00
(17) Sheep Breeders' Association, for state aid	5,400.00
(18) Soil Conservation, for salaries, support and miscellaneous purposes	12,960.00

(19) Swine Breeders' Association, for state aid	5,400.00
(20) Veterinary Examiners, for per diem and expense	860.00
(21) Weather Bureau, for state aid	5,400.00

Grand total of all appropriations for all purposes for each
year of the biennium for the department of agriculture
and divisions thereof\$455,985.00

DEPARTMENT OF HEALTH

Sec. 15. For the department of health there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of two hundred twenty thousand seven hundred twenty-five dollars and eighty cents (\$225,725.80) or so much thereof as may be necessary to be used in the following manner:

GENERAL OFFICE (Central Admr.)

For salary of commissioner	\$ 6,000.00
For salaries, support, maintenance and miscellaneous pur- poses	24,000.00
Total for general office	\$ 30,000.00
(1) Public Health Nursing, for salaries, support, mainte- nance and miscellaneous purposes	8,500.00
(2) Maternal and Child Health, for salaries, support, maintenance and miscellaneous purposes	7,300.00
(3) Vital Statistics, for salaries, support, maintenance and miscellaneous purposes	60,000.00
(4) Public Health Engineering and Industrial Hygiene, for salaries, support, maintenance and miscellaneous pur- poses	37,500.00
(5) Preventable Diseases, Blood Bank, & Serum Center, for salaries, support, maintenance and miscellaneous pur- poses	20,000.00
Sub-total for public health administrative activities.....	\$163,000.00

LICENSURE AND REGISTRATION

(6) Barber Examiners, for compensation, support, mainte- nance, and miscellaneous purposes	\$ 19,600.00
(7) Chiropractic Examiners, for compensation, support, maintenance and miscellaneous purposes	2,000.00
(8) Cosmetology Examiners, for compensation, support, maintenance and miscellaneous purposes	19,300.00
(9) Dental Examiners, for compensation, support, mainte- nance and miscellaneous purposes	2,195.00
(10) Embalmers Examiners, for compensation, support, maintenance and miscellaneous purposes	1,600.00

(11) Medical Examiners, for compensation, support, maintenance and miscellaneous purposes	1,450.00
(12) Optometry Examiners, for compensation, support, maintenance and miscellaneous purposes	1,125.00
(13) Osteopathy Examiners, for compensation, support, maintenance and miscellaneous purposes.....	1,795.80
(14) Podiatry Examiners, for compensation, support, maintenance and miscellaneous purposes	360.00
(15) Licensure and Registration (Central Administration) for salaries, support, maintenance and miscellaneous purposes	8,000.00
Sub-total for Division of Licensure and Registration	\$ 57,425.80
Grand total of all appropriations for all purposes for each year of the biennium for the department of health and the various divisions thereof	\$220,725.80

DEPARTMENT OF PUBLIC INSTRUCTION

Sec. 16. For the department of public instruction there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one hundred eighty-six thousand four hundred dollars (\$186,400.00) or so much thereof as may be necessary to be used in the following manner:

Main Office	
For salary of superintendent of public instruction.....	\$ 5,400.00
For salaries, support, maintenance and miscellaneous purposes	64,000.00
Total main office.....	\$ 69,400.00
School Lunch Program	
For salaries, support, maintenance and miscellaneous purposes. Should Federal appropriation be stopped for public school lunches then this money should revert to the general fund.....	\$ 27,000.00
Total for school lunches.....	\$ 27,000.00
Veterans Education Program	
Revolving Fund.....	\$ 90,000.00
Total for veterans education revolving fund.....	\$ 90,000.00
Grand total of all appropriations for all purposes for each year of the biennium for the department of public instruction	\$186,400.00

DISTRICT COURT

Sec. 17. For the judges of the district court there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum

of four hundred forty-four thousand dollars (\$444,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries of the judges of the district courts of Iowa (70 judges).....	\$414,000.00
For traveling expenses of judges and court reporters in and out of districts.....	80,000.00

Grand total of all appropriations for all purposes for each year of the biennium for district court judges and reporters	\$444,000.00
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EXECUTIVE COUNCIL

Sec. 18. For the office of the executive council there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of three hundred thousand dollars (\$300,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous pur- poses	\$300,000.00
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Grand total of all appropriations for all purposes for each year of the biennium for the office of the executive council	\$300,000.00
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GEOLOGICAL SURVEY

Sec. 19. For the office of geological survey there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-five thousand dollars (\$45,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous pur- poses	\$ 88,000.00
Stream gauging and siltation.....	12,000.00

Grand total of all appropriations for all purposes for each year of the biennium for geological survey.....	\$ 50,000.00
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GOVERNOR

Sec. 20. For the office of the governor there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of twenty-six thousand five hundred dollars (\$26,500.00) or so much thereof as may be necessary to be used in the following manner:

For salary of governor.....	\$ 9,000.00
For salaries, support, maintenance and miscellaneous pur- poses	17,500.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of governor.....	\$ 26,500.00
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GRAND ARMY OF THE REPUBLIC

Sec. 21. For the department of the grand army of the republic there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of three thousand seven hundred dollars (\$3,700.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 3,700.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of the grand army of the republic	\$ 3,700.00
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HERBERT HOOVER BIRTHPLACE SOCIETY

Sec. 22. For the Herbert Hoover birthplace society there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one thousand six hundred dollars (\$1,600.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 1,600.00
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Grand total of all appropriations for all purposes for each year of the biennium for the Herbert Hoover birthplace society	\$ 1,600.00
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HISTORICAL SOCIETY

(Iowa City)

Sec. 23. For the historical society at Iowa City there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-five thousand dollars (\$45,000.00) or so much thereof as may be necessary to be used in the following manner:

For salary of superintendent	\$ 3,500.00
For salaries, support, maintenance and miscellaneous purposes	41,500.00

Grand total of all appropriations for all purposes for each year of the biennium for the historical society at Iowa City	\$ 45,000.00
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DEPARTMENT OF HISTORY AND ARCHIVES

Sec. 24. For the department of history and archives there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-five thousand dollars (\$45,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes\$ 51,400.00

Grand total of all appropriations for all purposes for each year of the biennium for the department of history and archives\$ 51,400.00

INDUSTRIAL COMMISSION

Sec. 25. For the industrial commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-seven thousand eighty dollars (\$47,080.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes\$ 47,080.00

Grand total of all appropriations for all purposes for each year of the biennium for the industrial commission.....\$ 47,080.00

INSURANCE COMMISSION

Sec. 26. For the office of the insurance commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of sixty thousand dollars (\$60,000.00) or so much thereof as may be necessary to be used in the following manner:

For salary of commissioner.....\$ 6,000.00

For salaries, support, maintenance and miscellaneous purposes 54,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of the insurance commission\$ 60,000.00

IOWA DEVELOPMENT COMMISSION

Sec. 27. For the Iowa development commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of eighty thousand dollars (\$80,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes\$ 80,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the Iowa development commission\$ 80,000.00

LIBRARY COMMISSION

Sec. 28. For the library commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of eighty-nine thousand, eight hundred nineteen dollars (\$89,819.00) or so much thereof as may be necessary to be used in the following manner:

Law Division

For salaries, support, maintenance and miscellaneous purposes\$ 23,819.00

Total for law division.....\$ 23,819.00

Medical Division

For salaries, support, maintenance and miscellaneous purposes\$ 18,000.00

Total for medical division\$ 18,000.00

Traveling Division

For salaries, support, maintenance and miscellaneous purposes\$ 48,000.00

Total for traveling division\$ 48,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the library commission.....\$ 89,819.00

MINE EXAMINING BOARD

Sec. 29. For the mine examining board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one thousand five hundred fifteen dollars (\$1,515.00) or so much thereof as may be necessary to be used in the following manner:

For per diem and expenses\$ 1,515.00

Grand total of all appropriations for all purposes for each year of the biennium for the mine examining board.....\$ 1,515.00

MINE INSPECTORS

Sec. 30. For the department of mine inspectors there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of nineteen thousand dollars (\$19,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes\$ 19,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the department of mine inspectors\$ 19,000.00

NATIONAL GUARD AND STATE GUARD

Sec. 31. For the national guard and the state guard there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of five hundred forty thousand dollars (\$540,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$540,000.00
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Grand total of all appropriations for all purposes for each year of the biennium for the national guard and state guard	\$540,000.00
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PHARMACY EXAMINING BOARD

Sec. 32. For the pharmacy examining board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of twenty-six thousand nine hundred thirty-five dollars (\$26,935.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 17,500.00
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Total	\$ 17,500.00
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Uniform Narcotics Law Division

Board member travel and state retirement system	\$ 3,000.00
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For salaries, support, maintenance and miscellaneous purposes in making investigations of illegal sales	6,435.00
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Total	\$ 9,435.00
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Grand total of all appropriations for all purposes for each year of the biennium for the pharmacy examining board..	\$ 26,935.00
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PIONEER LAWMAKERS

Sec. 33. For the pioneer lawmakers there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of fifty dollars (\$50.00) or so much thereof as may be necessary to be used in the following manner:

For miscellaneous purposes	\$ 50.00
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Grand total of all appropriations for all purposes for each year of the biennium for the pioneer lawmakers	\$ 50.00
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STATE PRINTING BOARD

Sec. 34. For the state printing board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of two hundred

twenty-eight thousand four hundred dollars (\$228,400.00) or so much thereof as may be necessary to be used in the following manner:

For salary of superintendent	\$ 4,500.00
For salaries, support, maintenance and miscellaneous purposes	19,900.00
For necessary printing and binding authorized by law for the General Assembly and for all state departments that have not been provided for in department appropriations..	204,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the state printing board.....\$228,400.00

This section is not to be construed or interpreted to include the expense of any printing for any of the following departments, bureaus, boards or associations:

Agricultural societies; animal health and veterinary division of agricultural department for elimination of bovine tuberculosis and brucellosis; board of accountancy; architectural examiners; banking department including receivership division; basic science board of examiners; board of control institutions; board of education institutions; board of educational examiners; board of engineering examiners; board of nurse examiners; conservation commission; cosmetology division of department of health; farmers' institutes; indigent hospital; hotel and restaurant fund; Iowa beef producers association; Iowa corn and small grain growers' association; Iowa department of the Grand Army of the Republic; Iowa state poultry breeders' association; Iowa swine breeders' association; Iowa liquor control commission; Iowa unemployment compensation commission; motor vehicle fuel tax division; psychopathic hospital; short course; state board of vocational education; state library and all divisions thereof; state permit board; truck operators division; and any and every agency, activity, and undertaking that has a fund for general support.

Providing that funds appropriated by this section, in the discretion of the printing board, may be used in supplying paper stock, multigraph or mimeograph work for any of the foregoing departments, bureaus, associations and institutions, any sum so used for supplying multigraph or mimeograph work to be refunded to the printing board and returned to the credit of the appropriation made for printing board general office expense; any sum so used for supplying paper stock to be refunded to the printing board and returned to the credit of the appropriation made by this section. These payments shall be made to the printing board in the same manner as other claims against such departments are paid, and the printing board shall remit the proceeds to the treasurer of state on the first secular day of each calendar month, taking the treasurer's receipt therefor, showing the same properly credited to the respective appropriations.

The following departments are hereby limited to their demands for printing during the biennial period beginning July 1, 1947, and ending June 30, 1949, to an amount not to exceed the following:

Academy of science, \$4,300.00; adjutant general, \$4,800.00; department of agriculture, \$30,000.00; attorney general, \$4,000.00; auditor of state,

\$8,000.00; commerce commission, \$7,000.00; comptroller, \$18,000.00; board of control, \$2,000.00; custodian, \$50.00; board of education, \$3,000.00; executive council, \$1,000.00; fair board, \$1,000.00; geological survey, \$10,000.00; governor, \$4,000.00; health, \$15,000.00; historical, \$4,000.00; horticulture, \$3,400.00; industrial commission, \$2,500.00; public instruction, \$15,000.00; insurance, \$7,500.00; labor, \$2,000.00; mine, \$500.00; parole, \$500.00; pharmacy, \$1,000.00; real estate commission, \$1,000.00; secretary of state, \$5,000.00; clerk of supreme court, \$2,300.00; supreme court, \$200.00; supreme court reporter, \$10,000.00; tax commission, \$12,000.00; treasurer, \$10,000.00; it is however, provided that in case of emergency, the retrenchment and reform committee may authorize increased amounts where necessary.

PUBLIC SAFETY

Sec. 35. For the department of public safety there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one million seven hundred twenty three thousand four hundred dollars (\$1,723,400.00) or so much thereof as may be necessary to be used in the following manner:

(1) Division of administration, for salary of commissioner \$ 5,000.00
For salaries, support, maintenance and miscellaneous purposes 18,506.00

\$ 23,506.00

(2) Division of Accident, Statistics and Public Liability, for salaries, support, maintenance and miscellaneous purposes \$110,000.00

(3) Division of Highway Patrol, for salary of chief of patrol 4,000.00

For salaries, support, maintenance and miscellaneous purposes 819,576.00

Total for division of Highway Patrol \$823,576.00

(4) Division of operators and chauffeurs license, for salaries, support, maintenance and miscellaneous purposes .. \$198,190.00

(5) Division of Motor Registration, for salary of superintendent \$ 3,800.00

For salaries, support, maintenance and miscellaneous purposes 270,348.00

Total of division of motor registration \$274,148.00

(6) Division of Criminal Investigation, for salary of chief of bureau of investigation 4,000.00

For salaries, support, maintenance and miscellaneous purposes 105,000.00

Total for division of criminal investigation 109,000.00

(7) Division of Radio Communications, for salary of superintendent 3,600.00

For laboratory equipment and supplies	11,000.00
For salaries, support, maintenance and miscellaneous purposes	85,216.00
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Total for division of radio communications	\$ 99,816.00
(8) Division of Fire Marshal, for salary of fire marshal	3,800.00
For salaries, support, maintenance and miscellaneous purposes	33,100.00
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Total for division of fire marshal	\$ 36,900.00
(9) Division of Safety Education, for salary of director	3,000.00
For salaries, support, maintenance and miscellaneous purposes	45,264.00
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Total for division of safety education	\$ 48,264.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of public safety and all divisions thereof	\$1,723,400.00

REPORTER OF SUPREME COURT AND CODE EDITOR

Sec. 36. For the department of the reporter of the supreme court and code editor there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of eighteen thousand five hundred dollars (\$18,500.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 18,500.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of supreme court and code editor	\$ 18,500.00
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SECRETARY OF STATE

Sec. 37. For the office of secretary of state there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of twenty-six thousand one hundred seventy-two dollars (\$26,172.00) or so much thereof as may be necessary to be used in the following manner:

For salary of secretary of state.....	\$ 5,400.00
For salaries, support, maintenance and miscellaneous purposes	20,772.00

Grand total of all appropriations for all purposes for each year of the biennium for the office of secretary of state....	\$ 26,172.00
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SOCIAL WELFARE BOARD

Sec. 38. For the department of social welfare there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of six hundred forty-five thousand dollars (\$645,000.00) or so much thereof as may be necessary to be used in the following manner:

For child welfare.....	\$120,000.00
For aid to dependent children	375,000.00
For aid to blind.....	150,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the social welfare board.....\$645,000.00

Soldiers' Bonus Board**World War Orphans' Education Aid**

Sec. 39. For the Iowa soldiers' bonus board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of four thousand dollars (\$4,000.00) or so much thereof as may be necessary to be used in the following manner:

For the purpose of administration and aiding in the education of children of honorably discharged soldiers, sailors, marines, nurses or other component part of the military forces of this state or nation.....	\$ 4,000.00
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Grand total of all appropriations for all purposes for each year of the biennium for the soldiers' bonus board.....\$ 4,000.00

SPANISH-AMERICAN WAR VETERANS

Sec. 40. For the Spanish-American war veterans there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of two thousand five hundred dollars (\$2,500.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 2,500.00
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Grand total of all appropriations for all purposes for each year of the biennium for the Spanish-American war veterans

\$ 2,500.00

STATE EMPLOYMENT SECURITY COMMISSION**STATE EMPLOYEES RETIREMENT SYSTEM ADMINISTRATION**

Sec. 41. For the state employment security commission (state employees retirement system administration) there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of fifty thousand dollars (\$50,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous expenses in administration of state employees retirement system\$ 50,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the administration of state employees retirement system.....\$ 50,000.00

STATE EMPLOYMENT SECURITY COMMISSION EMPLOYMENT SERVICE

Sec. 42. For the state employment security commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of sixty-five thousand dollars (\$65,000.00) or so much thereof as may be necessary to be used in the following manner: Provided that this appropriation shall not be expended or made available for expenditure in any manner which would permit its substitution for or a corresponding reduction in federal fund which in the absence of this appropriation would be available to finance the expenditures for the administration of the Iowa employment security commission. Provided further that no funds so appropriated shall be used for teachers employment service.

For salaries, support, maintenance and miscellaneous purposes\$ 65,000.00

Grand total of all appropriations for all purposes for each year of the biennium for the Iowa employment security commission\$ 65,000.00

AGRICULTURAL SOCIETIES

Sec. 43. For the agricultural societies there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one hundred seventy-five thousand dollars (\$175,000.00) or so much thereof as may be necessary to be used in the following manner:

For state aid to county fairs.....\$175,000.00

The foregoing appropriation for state aid to county fairs shall be deemed conditional on full compliance with all other statutes which regulate and prescribe the conditions under which such aid is payable. In no case shall any county receive more than two thousand dollars (\$2,000.00). In counties having more than one fair entitled to state aid, the state aid available for the county shall be pro-rated to said fairs on the basis of cash premiums paid by said fairs.

STATE FAIR BOARD

Sec. 44. For the state fair board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of fifty thousand dollars

(\$50,000.00) or so much as may be necessary to be used in the following manner:

For maintenance, insurance and operating expenses.....	\$ 40,000.00
For premiums	10,000.00

Grand total of all appropriations for all purposes for each
year of the biennium for the state fair board.....\$ 50,000.00

STATE TAX COMMISSION

Sec. 45. For the general office, the public utility division, the property division, the cigarette tax division, the inheritance tax division and the chain store tax division of the state tax commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of two hundred thirty-four thousand four hundred seventy dollars (\$234,470.00) or so much thereof as may be necessary to be used in the following manner:

For salary of commissioners (3 persons at \$5,000.00).....	\$ 15,000.00
For salaries, support, maintenance and miscellaneous pur- poses	219,470.00

Grand total of all appropriations for all purposes for each
year of the biennium for the general office, the public util-
ity division, the property division, the cigarette tax divi-
sion, the inheritance tax division and the chain store tax
division of the state tax commission\$234,470.00

SUPREME COURT

Sec. 46. For the supreme court there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of ninety-two thousand five hundred thirty dollars (\$92,530.00) or so much thereof as may be necessary to be used in the following manner:

For salaries of judges (9 at \$7,500.00 each)	\$ 67,500.00
For salaries, support, maintenance and miscellaneous pur- poses	24,780.00
Rules of procedure	250.00

Grand total of all appropriations for all purposes for each
year of the biennium for the supreme court\$ 92,530.00

TREASURER OF STATE

Sec. 47. For the department of treasurer of state there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of fifty thousand six hundred dollars (\$50,600.00) or so much thereof as may be necessary to be used in the following manner:

For salary of treasurer	\$ 5,400.00
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For salaries, support, maintenance and miscellaneous purposes	40,140.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of treasurer of state	\$ 45,540.00
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VOCATIONAL EDUCATION

Sec. 48. For the department of vocational education there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty thousand dollars (\$40,000.00) or so much thereof as may be necessary to be used in the following manner:

For salary of the director	\$ 2,750.00
For salaries, support, maintenance and miscellaneous purposes	37,250.00

Grand total of all appropriations for all purposes for each year of the biennium for the department of vocational education	\$ 40,000.00
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VOCATIONAL REHABILITATION

Sec. 49. For the department of vocational rehabilitation there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-six thousand dollars (\$46,000.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 46,000.00
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Grand total of all appropriations for all purposes for each year of the biennium for the department of vocational rehabilitation	\$ 46,000.00
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Sec. 50. All salaries provided for in this act are in lieu of all existing statutory salaries, for the positions provided herein, and shall be payable in equal monthly or semi-monthly installments, and shall be in full compensation for all services except as otherwise expressly provided.

Sec. 51. Where any provisions of the laws of this state are in conflict with this act the provisions of this act shall govern for the biennium.

Sec. 52. No department or commission of state shall expend any funds for the publication or distribution of books or pamphlets or reports unless the publication thereof be expressly required by law or approved by the committee on retrenchment and reform.

Committee on Appropriations.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend the title to Senate File 100 by striking the period (.) at the end thereof and inserting in lieu thereof the following: "also creating a department of liquor and beer law enforcement in the office of the attorney general of Iowa."

J. G. LUCAS.

Amend Senate File 113 as follows:

Amend by adding at the end thereof the following:

"Sec. 6. Additional to the penal provisions of this act, any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable."

Also amend the title by striking at the end thereof the following: "thereof." and inserting in lieu thereof "and providing for relief by injunction to prevent or stop violations."

ARTHUR H. JACOBSON.

HERMAN B. LORD.

Amend the Keir and Doud amendment to Senate File 392, section 4, by inserting after the word "state" in line three, the following: "nor shall any territory be added to an existing school district".

ALDEN L. DOUD.

ROBERT KEIR.

Amend Senate File 470 by striking all of section 2.

E. K. BEKMAN.

Amend House File 150 by adding at the end of section 2 the following:

"For the purposes of this chapter the salary of the deputy bailiff shall mean that part of his total compensation paid by the city under the provisions of section 602.49 of the Code, and excluding that part of his total salary paid from the court expense fund of the county under said section, and any benefits paid to a surviving widow, children, or dependents shall be in the same proportion to benefits otherwise provided by this chapter as that part of the compensation paid by the city bears to his total compensation."

GEORGE FAUL.

Amend House File 181 by adding to section 7, the following: "Construction or maintenance work as used in this section shall not be so construed as to include motor vehicle fuel used in the actual production of sand, gravel, shale, slag or crushed rock."

Sec. 10. This act being deemed of immediate importance shall be in full force and effect on its publication in the Northwood Anchor, a newspaper published at Northwood, Iowa, and in the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa.

LEO ELTHON.

Amend the title to House File 261 by striking from lines 2 and 3 thereof the following: "to amend section one hundred thirty-eight point one (138.1), Code 1946,".

FRED J. RITCHIE.

Amend House File 270 by striking the comma (,) from line 8 of section 2 and substituting a period (.). Strike the balance of the sentence and the following sentence concluding with the period (.) after the word "advance" in line 12.

H. M. KNUDSON.

Amend House File 270 as reprinted and passed by the House as follows:

1. Strike from lines 6, 7 and 8 of section 1 the last sentence of said section and insert the following: "Such hospital-schools shall be conducted in conjunction with the activities of the University of Iowa Children's Hospital."

2. Strike from lines 9, 10, 11, 12 and 13 of section 4 the last sentence of said section.

3. Add to said House File 270 a new section as follows:

"Sec.—. The board of education is authorized to accept, for the benefit of such hospital-schools, gifts, devises, or bequests of property, real or personal including grants from the federal government. Said board may exercise such powers with reference to the management, sale, disposition, investment, or control of property so given, devised, or bequeathed, as may be deemed essential to its preservation and the purposes for which made. No contribution or grant shall be received or accepted if any condition is attached as to its use or administration other than it be used for aid to such hospital-schools as provided in this act."

E. K. BEKMAN.

GEORGE FAUL.

Amend House File 377 by striking therefrom all of section 3 and substituting in lieu thereof the following:

"Sec. 3. This act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in the "Newton Daily News", a newspaper published at Newton, Iowa, and in the "Jefferson Bee", a newspaper published at Jefferson, Iowa."

RALPH E. BENSON.

Amend the title to House File 418 by striking from line 2 thereof the following: "to amend section two point eleven (2.11), Code 1946,".

FRED J. RITCHIE.

Amend House File 491 by striking all after the enacting clause and substitute instead and in lieu thereof the following:

Section 1. That notwithstanding the provisions of section four hundred four point five (404.5), sub-paragraphs 5, 6 and 7, Code 1946, any city which according to the 1940 Federal Census has a population of not less than seven thousand five hundred (7,500) or more than ten thousand (10,000) is hereby empowered, only during the years 1947 and 1948, or either of such years, by resolution duly adopted by its council to levy an annual special tax for sewer purposes in addition to the taxes

now provided in section four hundred four point five (404.5), subparagraphs 5, 6 and 7, Code 1946, not exceeding in all for each or either of such years a total tax of three and one-half ($3\frac{1}{2}$) mills for each, any or all of its following funds, to-wit: "sewer fund", "District sewer fund" and "sewer outlet, purifying plant and dump ground fund", which funds are to be utilized only for the purposes set forth in said section four hundred four point five (404.5), subparagraphs 5, 6 and 7, Code 1946, or as otherwise by law provided.

Sec. 2. This act being of immediate importance shall become effective upon publication in the Charles City Daily Press & Evening Intelligencer, a newspaper published at Charles City, Iowa, and the Cedar Falls Daily Record, a newspaper published at Cedar Falls, Iowa.

R. W. ZASTROW.

Amend House File 491 as follows: In the first line of the title to said House File 491, after the word, "empowering", insert the word, "certain", and from said first line of the title to House File 491 strike the words "and towns".

R. W. ZASTROW.

Amend House File 521 by striking from lines 4 and 5 of section 30 the words and figures "one thousand five hundred and fifteen dollars (\$1,515.00)" and inserting in lieu thereof the words and figures "three thousand dollars (\$3000.00)".

Further amend section 30, line 7 by striking the figures "1,515.00" and inserting in lieu thereof the figures "3,000.00".

Further amend section 30, line 11 by striking the figures "1,515.00" and inserting in lieu thereof the figures "3,000.00".

A. D. CLEM.

On motion of Senator Dewel, the Senate adjourned until 10:00 a.m. Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 17, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Everett Epperson, pastor of the Christian church, Onawa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Henningsen, from residents of Clinton and Woodbury counties favoring state aid to schools.

By Senator Long, from residents of Chickasaw county favoring local option and opposing liquor legislation.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate twenty-nine students of the 5a and 5b classes of Sabin school who were present in the balcony with their instructor, Mrs. Stella Howe.

Senator Rockhill asked and received unanimous consent to present to the Senate thirteen senior students of the Laurel high school who were present in the balcony with their instructor, Mr. M. B. Hamre.

INTRODUCTION OF BILLS

Senate File 494, by committee on cities and towns, a bill for an act to amend section twenty-four point fourteen (24.14), Code of Iowa, 1946, relating to the local budget law and the expenditure of funds thereunder.

Read first and second times, and referred to the sifting committee.

Senate File 495, by committee on compensation of public officers and employees, a bill for an act relating to the compensation for the members of the state highway commission.

Read first and second times, and referred to the sifting committee.

Senate File 496, by committee on compensation of public officers and employees, a bill for an act to amend chapter three hundred twenty-eight (328), Code 1946, relating to the salaries of aeronautics commissioners and director.

Read first and second times, and referred to the sifting committee.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

HOUSE AMENDMENTS CONSIDERED

Senator Faul called up for consideration Senate File 136, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1946, relating to the compensation of the deputy superintendent and certain examiners, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 136

Amend Senate File 136 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section five hundred twenty-four point seven (524.7), Code 1946, is amended by striking the period at the end thereof and adding the following: ' provided however that the salary of the deputy superintendent of banking shall not exceed a maximum of fifty-five hundred dollars (\$5500.00) per annum.'

"Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Ida County Pioneer Record, a newspaper published at Ida Grove, Iowa, and in the New London Journal, a newspaper published at New London, Iowa."

Further amend said Senate File by striking the words "and certain examiners" from the fourth (4) line of the title and inserting in lieu thereof the words "of banking".

The Senate concurred in the House amendments.

Senator Faul moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Leo	Myrland
Barkley	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Bateson	Findlay	Foster	Miller, J. F.
Doud			

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

Senator Faul moved that the 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 Musmaker called up for consideration Senate File 196, a bill for an act to repeal section eighty-five point sixty-two (85.62), Code 1946, and to enact a substitute therefor, relating to the payment of workmen's compensation to peace officers, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 196

Amend Senate File 196 by striking all of lines eight (8) to sixteen (16), inclusive, following the word "shall" in line eight (8) and by inserting in lieu thereof the following: "sustain an injury while performing the duties of a law enforcing officer and from causes arising out of and in the course of his official duty, or employment as a law enforcing officer, become temporarily or permanently physically disabled or if said injury results in death shall be entitled to compensation for all such injuries or disability together with statutory medical, nursing, hospital, surgery and funeral expenses, and where the officer is paid from public funds said compensation shall be paid out of the general fund of the state."

The Senate concurred in the House amendment.

Senator Musmaker moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Faul	Leo	Myrland
Barkley	Foster	Linnevold	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 8:

Bateson	Findlay	Kirketeg	Miller, J. F.
Doud	Fishbaugh	Long	Newsome

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

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

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Keir called up the following conference committee report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 502

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of House File 502, relating to the crediting to the state general fund of receipts from use tax, sales and income tax, liquor control receipts and other sources of revenue, beg leave to report and make the following recommendation:

That the Senate recede from its amendment to House File 502.

Respectfully submitted,

HARRY E. WEICHMAN.	ROBERT KEIR.
M. F. BOCKWOLDT.	GEORGE FAUL.
THOMAS W. WELLINGTON.	IRVING D. LONG.
DAVID G. AINSWORTH.	J. KENDALL LYNES.
On the part of the House.	On the part of the Senate.

The motion prevailed and the report was adopted.

Senator Keir moved that the Senate recede from its amendment to House File 502.

The motion prevailed and the Senate recessed.

Senator Keir moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, A	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Doud	Findlay	Jones	Miller, J. F.
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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 Keir moved that the 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 Bekman called up for consideration Senate File 123, a bill for an act to promote uniformity with other states in the matter of limitations on the size, weight and speed of motor vehicles and combinations of vehicles, to repeal section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1946, relating to the length of motor vehicles and combinations of vehicles, and to enact a substitute therefor, to amend section three hundred twenty-one point four hundred sixty-three (321.463), Code 1946, relating to the gross weight of motor vehicles and combinations of motor vehicles, to amend section three hundred twenty-one point two hundred eighty-six (321.286), Code 1946, relating to the speed of trucks, to amend section three hundred twenty-one point three hundred ten (321.310), Code 1946, relating to the towing of a trailer, and to harmonize the laws of the state of Iowa with the policy of the American Association of State Highway officials adopted April 1, 1946, concerning the maximum dimensions, weights and speeds of motor vehicles to be operated

over the highways, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 123

Amend Senate File 123 by striking from line two (2) of section two (2) the figures "431.463" and substituting in lieu thereof the figures "321.463".

Further amend by striking between line forty-nine (49) and line fifty (50) of section two (2) the following words: "Distance in feet between the extremes of any group of axles. Maximum load in pounds carried on any group of axles".

The Senate concurred in the House amendments.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine	Dykhouse	Knudson	Musmaker
Barkley	Elthon	Leo	Myrland
Bateson	Faul	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Klein	Millier, Ai	

Nays, 4:

Fishbaugh	Hawkins	Linnevold	Zastrow
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Absent or not voting, 7:

Doud	Foster	Miller, J. F.	Watson
Findlay	Kirketeg	Ritchie	

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

Senator Bekman moved that the 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 Keir, House File 270, a bill for an act relating to severely handicapped persons, creating a state hospital-school for said persons, and appropriating funds for its establishment and maintenance, with report of committee

recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson offered the following amendment and moved its adoption:

Amend House File 270 by striking the comma (,) from line 8 of section 2 and substituting a period (.). Strike the balance of the sentence and the following sentence concluding with the period (.) after the word "advance" in line 12.

Roll call was demanded.

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

Ayes, 22:

Barkley	Fishbough	Leo	Musmaker
Bateson	Foster	LinnevoId	Ritchie
Clem	Hultman	Long	Rockhill
Colburn	Kirketeg	Lucas	Schluter
Doud	Klein	Mercer	Zastrow
Elthon	Knudson		

Nays, 23:

Augustine	Faul	Keir	Reilly
Bekman	Hart	Lynes	Sharp
Benson	Hawkins	Martin	Skourup
Berg	Henningsen	Maytag	Vittetoc
Dewel	Jacobson	Miller, Ai	Watson
Dykhouse	Jones	Newsome	

Absent or not voting, 4:

Byers	Lord	Miller, J. F.	Myrland
Findlay			

The amendment was lost.

Senator Bekman offered the following amendments by Senators Bekman and Faul:

Amend House File 270 as reprinted and passed by the House as follows:

1. Strike from lines 6, 7 and 8 of section 1 the last sentence of said section and insert the following: "Such hospital-schools shall be conducted in conjunction with the activities of the University of Iowa Children's Hospital."

2. Strike from lines 9, 10, 11, 12 and 13 of section 4 the last sentence of said section.

3. Add to said House File 270 a new section as follows:

"Sec.— The board of education is authorized to accept, for the benefit of such hospital-schools, gifts, devises, or bequests of property, real or personal including grants from the federal government. Said board may exercise such powers with reference to the management, sale, disposition, investment, or control of property so given, devised, or bequeathed, as may be deemed essential to its preservation and the purposes for which

made. No contribution or grant shall be received or accepted if any condition is attached as to its use or administration other than it be used for aid to such hospital-schools as provided in this act."

Senator Rockhill took the chair at 11:05 a.m.

On motion of Senator Bekman, amendment 1 was adopted.

On motion of Senator Bekman, amendment 2 was adopted.

On motion of Senator Bekman, amendment 3 was adopted.

Senator Lucas moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Myrland
Barkley	Foster	Leo	Newsome
Bateson	Hart	Linnevold	Reilly
Bekman	Hawkins	Long	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Byers	Findlay	Lord	Miller, J. F.
Doud			

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

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

On motion of Senator Keir, House Joint Resolution 3, a resolution providing for the acquisition of a home for the Governor of the State of Iowa, the appointment of a committee in relation thereto, and prescribing its powers and providing for an appropriation for that purpose, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Klein offered the following amendment by Senators Klein and Sharp and moved its adoption:

Amend House Joint Resolution 3 by striking from section 2, lines 6, 7 and 8, the following:

"the majority of the committee shall acquire, remodel, furnish and equip a suitable and adequate property; or".

The amendment was lost.

Senator Augustine offered the following amendment and moved its adoption:

Amend House Joint Resolution 3 by striking the words "at the seat of government" in lines 5 and 6 of section 1 thereof and substituting the following: "within three blocks of the capitol extension grounds".

Senator Jacobson moved the previous question on the amendment and the resolution, which motion prevailed.

Roll call was demanded.

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

Ayes, 10:

Augustine
Benson
Fishbaugh

Hawkins
Klein
Mercer

Newsome
Reilly

Skourup
Watson

Nays, 34:

Barkley
Bateson
Bekman
Berg
Byers
Clem
Colburn
Dewel
Doud

Dykhous
Elthon
Faul
Hart
Henningsen
Hultman
Jacobson
Jones
Keir

Kirketeg
Knudson
Leo
Linnevo
Long
Lord
Lucas
Lynes

Maytag
Miller, A
Musmaker
Rockhill
Schluter
Sharp
Vittetoe
Zastrow

Absent or not voting, 6:

Findlay
Foster

Martin
Miller, J. F.

Myrland

Ritchie

The amendment was lost.

Senator Schluter moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 42:

Barkley
Bateson
Bekman

Benson
Berg
Byers

Clem
Colburn
Doud

Dykhous
Elthon
Faul

Fishbaugh	Kirketeg	Maytag	Ritchie
Foster	Klein	Mercer	Rockhill
Hart	Knudson	Miller, Ai	Schluter
Hawkins	Leo	Musmaker	Sharp
Henningsen	Long	Myrland	Skourup
Hultman	Lucas	Newsome	Vittetoe
Jacobson	Lynes	Reilly	Zastrow
Keir	Martin		

Nays, 1:

Augustine

Absent or not voting, 7:

Dewel	Jones	Lord	Watson
Findlay	Linnevold	Miller, J. F.	

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

Senator Schluter 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 WITHDRAWN FROM FURTHER CONSIDERATION

Senator Berg asked and received unanimous consent that Senate Joint Resolution 4 be withdrawn from further consideration of the Senate.

President Evans took the chair at 11:30 a.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed by the House to request the return of Senate File 279, a bill for an act relating to workmen's compensation law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 249, a bill for an act relating to the lien of personal property taxes levied by special charter cities which collect their own taxes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 331, a bill for an act providing for removal of criminal proceedings from a justice court to a superior or municipal court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 428, a bill for an act relating to the appropriation for handicapped children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 537, a bill for an act to legalize corporate acts and proceedings of Fidelity Fireworks Company.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 147, a bill for an act providing for workmen's compensation benefits for certain employees and providing the procedure for obtaining such benefits and providing for the duties of the Industrial Commissioner in connection therewith.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 157, a bill for an act providing for the taxation of sale, furnishing or servicing of heat.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 160, a bill for an act providing for the construction of and procuring sites for stadiums and field houses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 161, a bill for an act providing for the construction of and procuring sites for field houses, athletic and recreational facilities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 197, a bill for an act relating to payment of workmen's compensation to injured minor employees, minor dependents or one mentally incompetent to a trustee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 208, a bill for an act providing for the taxation of airplanes under the Iowa laws relating to sales and use tax.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 209, a bill for an act relating to the duties of the secretary of the Iowa State Tax Commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 236, a bill for an act relating to compensation of inheritance tax appraisers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 322, a bill for an act authorizing the Treasurer of the

State of Iowa to disburse national forest funds now in his hands and belonging to certain counties in the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 326, a bill for an act authorizing counties to establish and provide county hospital facilities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 424, a bill for an act legalizing and validating the proceedings authorizing and providing for the issuance, sale, delivery and payment of water revenue bonds by the town of Lansing, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 427, a bill for an act legalizing any expenditures heretofore made by Boards of Supervisors and cities or towns for the establishment and maintenance of information centers for returned veterans.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 437, a bill for an act to legalize and validate proceedings of the Board of Supervisors of Marshall County.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 478, a bill for an act to legalize and validate proceedings authorizing acceptance of conveyance of lands from the United States of America by the City of Algona.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 483, a bill for an act legalizing and validating proceedings authorizing acceptance of conveyance of lands with certain buildings and facilities thereon, from the United States of America by the City of Clarinda, Iowa.

Also: That the House has adopted House Concurrent Resolution 27, requesting the Governor to return House File 466, a bill for an act relating to the control and eradication of brucellosis.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 147

Amend section twenty-four (24), line five (5) of Senate File 147 by inserting a period (.) after the word "case".

Further amend line five (5) of same section by striking the word "and" and inserting in lieu thereof a period (.) and capitalize the "t" in "the" where it last appears in said line.

HOUSE AMENDMENT TO SENATE FILE 157

Amend Senate File 157 by striking all of section 2.

HOUSE AMENDMENT TO SENATE FILE 160

Amend Senate File 160 by adding thereto the following:

Sec. 2. Section two hundred ninety-seven point three (297.3), Code 1946, is hereby amended by striking from the sixth line thereof the word "five" and inserting in lieu thereof the word "thirty" and by inserting immediately following the word "playground" in the sixth line of said section the following: "stadium or field house,".

HOUSE AMENDMENT TO SENATE FILE 208

Amend Senate File 208 by inserting between the words "the" and "comma" in line three (3) of section three (3) the word "second".

HOUSE AMENDMENT TO SENATE FILE 236

Amend Senate File two hundred thirty-six (236) by striking from section one (1), lines four (4) to eleven (11), inclusive, and inserting in lieu thereof the following: "Each of said appraisers shall be entitled to receive as compensation the sum of \$7.50 for making each such appraisal, except in cases in which extraordinary services are rendered an order of the court or judge thereof may be entered to increase the maximum herein set in an amount not to exceed \$25.00."

HOUSE CONCURRENT RESOLUTION 27

Whereas, House File 466, a bill for an act to amend chapter one hundred sixty-four point one (164.1), Code 1946, relating to the control and eradication of brucellosis, has been passed by both Houses of the Fifty-second General Assembly and is now in the office of the Governor for his approval or disapproval; and,

Whereas, It has been found that certain corrections should be made to said bill; now, therefore,

Be It Resolved by the House, the Senate Concurring: That House File 466 be recalled from the Governor for further consideration.

Senator Lynes called up House Concurrent Resolution 27, and moved its adoption.

The motion prevailed and the resolution was adopted.

HOUSE MESSAGES CONSIDERED

House File 249, a bill for an act to amend sections four hundred twenty point two hundred thirty-one (420.231) and four hundred twenty point two hundred thirty-four (420.234), Code 1946, relating to the lien of personal property taxes levied by special charter cities which collect their own taxes.

Read first and second times, and referred to the sifting committee.

House File 331, a bill for an act to provide for removal of

criminal proceedings from a justice court to a superior or municipal court.

Read first and second times, and referred to the sifting committee.

House File 428, a bill for an act to amend chapter one hundred thirty-one (131), Acts of the Fifty-first General Assembly, relating to the appropriation for handicapped children.

Read first and second times, and referred to the sifting committee.

House File 537, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of amended, substituted and renewal articles of incorporation of Fidelity Fireworks Company, and to provide for the renewal of the charter of said company.

Read first and second times, and referred to the sifting committee.

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

Senator Lucas called up for consideration the conference committee report on Senate File 100.

Senator Barkley asked and received unanimous consent that action on the conference committee report on Senate File 100 be deferred and that the report be taken up on Friday morning, April 18th.

THIRD READING OF BILLS

On motion of Senator Maytag, Senate File 389, a bill for an act to appropriate from the general fund of the state of Iowa to the state conservation commission funds for acquisition, construction and development of lands and waters, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Maytag offered the following amendment and moved its adoption:

Amend Senate File 389 by striking from section 1, line 3, the word "five" and inserting in lieu thereof the word "seven".

Further amend said section by striking from line 4, the figures "\$2,513,100.00)" and inserting in lieu thereof the figures "\$2,713,100.00)".

The amendment was adopted.

Senator Watson offered the following amendment by Senators Watson and Dykhouse and moved its adoption:

Amend Senate File 389 by adding to section 1 thereof the following:

"Provided however that the conservation commission shall, in artificial lake development, acquire and hold for the benefit of the state of Iowa, a strip of at least three hundred (300) feet back from the high water mark of any such created lake, unless the said commission finds, with the approval of the joint legislative committee on retrenchment and reform, that a lesser sized strip, or none at all, is more practical and feasible."

The amendment was adopted.

Senator Byers took the chair at 2:15 p.m.

The following committee amendment was considered:

Amend Senate File 389 by adding after section 1 the following:

Sec. 2. The Treasurer of the State of Iowa is hereby empowered to invest any of the funds so appropriated and set aside by the provisions of section one (1) of this act in securities of the United States Government.

Sec. 3. When contracts, plans and specifications for improvements or purchase of real estate for which funds are herein appropriated have been accepted by the Conservation Commission, and approved and certified by the joint legislative committee on retrenchment and reform of the State of Iowa, the State Treasurer is authorized and directed to sell sufficient securities herein provided in section two (2) of this act to cover the cost of said improvement.

Sec. 4. The provisions of all acts or statutes in conflict or inconsistent with the provisions of this act are hereby repealed.

Sec. 5. If any section, subsection, paragraph, sentence, clause, or phrase of this act is for any reason held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the constitutionality or validity of the remaining portions of this act. The General Assembly hereby declares that it would have passed this act and each section, subsection, paragraph, sentence, clause, or phrase hereof irrespective of whether any one or more of the sections, paragraphs, sentences, clauses or phrases be declared unconstitutional.

Further amend by renumbering the remaining sections.

The amendment was adopted.

Senator Bateson offered the following amendment by Senators Bateson and Zastrow and moved its adoption:

Amend Senate File 389, section 1, as follows:

1. Strike all of line 15.
2. In line 19, strike the figures "\$89,000.00" and insert in lieu thereof the figures "\$25,000.00".

3. In lines 3 and 4, strike the words and figures "two million five hundred thirteen thousand one hundred dollars (\$2,513,100.00)" and insert in lieu thereof the following: "one million three hundred seventy-seven thousand, one hundred dollars (\$1,377,100.00)".

Senator Doud moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 4:

Bateson	Ritchie	Rockhill	Zastrow
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Nays, 41:

Augustine	Faul	Klein	Miller, Ai
Barkley	Fishbaugh	Knudson	Musmaker
Bekman	Foster	Leo	Myrland
Benson	Hart	Linnevold	Newsome
Berg	Hawkins	Lord	Reilly
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse			

Absent or not voting, 5:

Elthon	Long	Kirketeg	Miller, J. F.
Findlay			

The amendment was lost.

Senator Maytag offered the following amendment and moved its adoption:

Amend Senate File 389 by striking all of lines 3, 4, 5 and 6 of section 2 and substituting in lieu thereof the following: "and publication in the Newton Daily News, a newspaper published at Newton, Iowa, and in the Citizen, a newspaper published at Monroe, Iowa."

The amendment was adopted.

Senator Maytag moved that the bill be read a third 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:

Augustine	Byers	Dykhouse	Hart
Barkley	Clem	Elthon	Hawkins
Bekman	Colburn	Faul	Henningsen
Benson	Dewel	Fishbaugh	Hultmaa
Berg	Doud	Foster	Jacobson

Jones	Linnevold	Mercer	Ritchie
Keir	Lord	Miller, Ai	Schluter
Kirketeg	Lucas	Musmaker	Sharp
Klein	Lynes	Myrland	Skourup
Knudson	Martin	Newsome	Vittetoe
Leo	Maytag	Reilly	Watson

Nays, 2:

Bateson Zastrow

Absent or not voting, 4:

Findlay Long Miller, J. F. Rockhill

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

Senator Maytag moved that the 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 Maytag asked and received unanimous consent that Senate File 389 be immediately messaged to the House.

Senator Keir asked and received unanimous consent that House File 524 be substituted for Senate File 466.

On motion of Senator Berg, House File 524, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the state tax commission for salaries, support and maintenance of the personal and corporation income, sales and use tax divisions, was taken up and considered.

Senator Berg offered the following amendment and moved its adoption:

Amend House File 524 by striking from lines 5 and 6 of section 1 thereof the words "five hundred seventy-seven thousand five hundred dollars (\$577,500.00)" and inserting in lieu thereof the words and figures "five hundred ninety-two thousand five hundred dollars (\$592,500.00)".

Also, by striking from line 10 of section 1 the figures "\$577,500.00" and inserting in lieu thereof the words and figures "five hundred ninety-two thousand five hundred dollars (\$592,500.00)".

The amendment was adopted.

Senator Berg moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse	Klein		

Nays: none.

Absent or not voting, 4:

Findlay	Fishbaugh	Miller, Ai	Miller, J. F.
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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 Berg moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Henningsen, Senate File 473, a bill for an act to appropriate additional funds for erecting and equipping an office building on the State Capitol grounds, was taken up and considered.

Senator Faul offered the following amendment by Senators Faul and Long and moved its adoption:

Amend Senate File 473 by striking from lines 2 and 3 of section 1 the following: "eight hundred fifty-one thousand dollars (\$851,000)" and inserting in lieu thereof the following: "ten dollars (\$10.00)".

Roll call was demanded.

Rule 8 was invoked.

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

Ayes, 25:

Bateson	Dewel	Knudson	Musmaker
Bekman	Faul	Linnevold	Newsome
Benson	Foster	Long	Ritchie
Berg	Jacobson	Lord	Skourup
Byers	Jones	Martin	Vittetoe
Clem	Kirketeg	Maytag	Watson
Colburn			

Nays, 23:

Augustine	Hart	Leo	Reilly
Barkley	Hawkins	Lucas	Rockhill
Doud	Henningsen	Lynes	Schluter
Dykhouse	Hultman	Mercer	Sharp
Elthon	Keir	Miller, Ai	Zastrow
Fishbaugh	Klein	Myrland	

Absent or not voting, 2:

Findlay Miller, J. F.

The amendment was adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Barkley	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Bateson Findlay Hawkins Miller, J. F.

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

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

PRESENTATION OF VISITORS

Senator Knudson asked and received unanimous consent to present to the Senate the Honorable Dr. John R. Gardner, who was present in the Senate chamber, a former member of this legislature from Linn county, the home of our present presiding officer, Senator Byers.

HOUSE AMENDMENTS CONSIDERED

Senator Rockhill called up for consideration Senate File 236, a bill for an act to amend section four hundred fifty point twenty-five (450.25), Code 1946, relating to compensation of inheritance tax appraisers, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 236 by striking from section 1, lines 4 to 11 inclusive, and inserting in lieu thereof the following: "Each of said appraisers shall be entitled to receive as compensation the sum of \$7.50 for making each such appraisal, except in cases in which extraordinary services are rendered an order of the court or judge thereof may be entered to increase the maximum herein set in an amount not to exceed \$25.00."

Roll call was demanded.

On the question "Shall the Senate concur?" the vote was:

Ayes, 5:

Keir	Linnevold	Reilly	Rockhill
Klein			

Nays, 40:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Long	Newsome
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Schluter
Berg	Hawkins	Lynes	Sharp
Byers	Henningsen	Martin	Skourup
Clem	Jacobson	Maytag	Vittetoe
Colburn	Jones	Mercer	Watson
Dewel	Kirketeg	Miller, Ai	Zastrow

Absent or not voting, 5:

Doud	Findlay	Hultman	Miller, J. F.
Dykhouse			

The motion was lost and the Senate insists on its amendment.

THIRD READING OF BILLS

On motion of Senator Bekman, House File 316, a bill for an act to amend section eighty point eight (80.8), Code 1946, relating to the compensation of members of the highway patrol, was taken up and considered.

Senator Bekman moved that the bill be read a third 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:

Augustine	Elthon	Leo	Newsome
Barkley	Faul	Long	Reilly
Bekman	Fishbaugh	Lord	Ritchie
Benson	Foster	Lucas	Rockhill
Berg	Hart	Lynes	Schluter
Byers	Hawkins	Martin	Sharp
Clem	Henningsen	Maytag	Skourup
Colburn	Jones	Miller, Ai	Vittetoe
Dewel	Keir	Musmaker	Watson
Doud	Kirketeg	Myrland	Zastrow
Dykhouse	Klein		

Nays: none.

Absent or not voting, 8:

Bateson	Hultman	Knudson	Mercer
Findlay	Jacobson	Linnevoid	Miller, J. F.

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

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

On motion of Senator Skourup, Senate File 470, a bill for an act to amend chapter eighty (80), Code 1946, relating to the high-way patrol, was taken up and considered.

Senator Bekman offered the following amendment and moved its adoption:

Amend Senate File 470 by striking all of section 2.

The amendment was adopted.

Senator Skourup moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Bateson	Faul	Leo	Newsome
Bekman	Fishbaugh	Linnevoid	Reilly
Benson	Foster	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Hawkins	Lynes	Schluter
Clem	Henningsen	Martin	Sharp
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhouse	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Keir	Long	Miller, J. F.
Findlay	Kirketeg		

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

Senator Skourup moved that the 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 Skourup asked and received unanimous consent that Senate File 470 be immediately messaged to the House.

HOUSE AMENDMENTS CONSIDERED

Senator Henningsen called up for consideration Senate File 157, a bill for an act to amend section four hundred twenty-two point forty-three (422.43), Code 1946, and providing for the taxation of sale, furnishing or servicing of heat, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 157 by striking all of section 2.

The Senate concurred in the House amendment.

Senator Henningsen moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Elthon	Klein	Newsome
Bateson	Faul	Leo	Reilly
Bekman	Fishbaugh	Linnevold	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lynes	Schluter
Byers	Henningsen	Maytag	Sharp
Clem	Hultman	Mercer	Skourup
Colburn	Jacobson	Miller, Ai	Vittetoe
Dewel	Jones	Musmaker	Watson
Doud	Kirketeg	Myrland	Zastrow
Dykhousé			

Nays: none.

Absent or not voting, 9:

Barkley	Keir	Long	Martin
Findlay	Knudson	Lucas	Miller, J. F.
Foster			

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

Senator Henningsen moved that the 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 Henningsen called up for consideration Senate File 208, a bill for an act to provide for the taxation of airplanes under the Iowa laws relating to sales and use tax; and amending sections four hundred twenty-two point forty-six (422.46), four hundred twenty-three point four (423.4), and three hundred twenty-eight point twenty-five (328.25), Code 1946, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 208 by inserting between the words "the" and the "comma" in line 3 of section 3 the word "second".

President Evans took the chair at 4:05 p.m.

The Senate concurred in the House amendment.

Senator Henningsen moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Bateson	Elthon	Linnevoid	Reilly
Bekman	Faul	Lynes	Ritchie
Benson	Foster	Martin	Rockhill
Berg	Hart	Maytag	Schluter
Byers	Henningsen	Mercer	Sharp
Clem	Hultman	Miller, A.	Skourup
Colburn	Jacobson	Musmaker	Vittetoe
Dewel	Jones	Myrland	Watson
Doud	Klein	Newsome	Zastrow
Dykhouse	Leo		

Nays, 1:

Hawkins

Absent or not voting, 11:

Augustine	Fishbaugh	Knudson	Lucas
Barkley	Keir	Long	Miller, J. F.
Findlay	Kirketeg	Lord	

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

Senator Henningsen moved that the 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 Bekman called up for consideration Senate File 147, a bill for an act to provide workmen's compensation benefits for certain employees for disability or death from injurious exposure to certain occupational diseases, to define occupational diseases, to prescribe the terms, conditions, regulations, limitations and exceptions applicable thereto and to provide the procedure for obtaining benefits and for administering the law and for appeals and to provide the duties of the Industrial Commissioner in connection therewith, amended by the House, and moved that the Senate concur in the following amendments:

Amend section 24, line 5, of Senate File 147 by inserting a period (.) after the word "case".

Further amend line 5 of same section by striking the word "and" and insert in lieu thereof a period (.) and capitalize the "t" in "the" where it last appears in said line.

The Senate concurred in the House amendments.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Doud	Kirketeg	Myrland
Barkley	Dykhouse	Klein	Newsome
Bateson	Elthon	Linnevold	Reilly
Bekman	Faul	Lord	Rockhill
Benson	Foster	Lynes	Schluter
Berg	Hart	Maytag	Sharp
Byers	Henningsen	Mercer	Skourup
Clem	Hultman	Miller, Ai	Vittetoe
Colburn	Jacobson	Musmaker	Zastrow
Dewel	Jones		

Nays: none.

Absent or not voting, 12:

Findlay	Keir	Long	Miller, J. F.
Fishbaugh	Knudson	Lucas	Ritchie
Hawkins	Leo	Martin	Watson

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

Senator Bekman moved that the 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 Kirketeg, Senate File 392, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission, a state advisory committee and county reorganization committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an appropriation for one hundred fifteen thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946, with report of the committee on schools without recommendation and the report of the committee on appropriations recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Kirketeg asked and received unanimous consent that action on Senate File 392 be deferred and that the bill retain its place on the calendar under unfinished business.

- REPORT OF COMMITTEE TO INVESTIGATE SCHICK HOSPITAL

MR. PRESIDENT: Your committee appointed April 14, 1947, to make a personal inspection and study of the Schick General Hospital at Clinton, Iowa, begs leave to make the following report:

That on April 15, 1947, the members of your committee consisting of Senator Edwin C. Schluter, Senator J. G. Lucas, Senator Herman M. Knudson, Senator Jay C. Colburn, Senator O. H. Henningsen, and Senator Fred Maytag made a trip to Clinton, Iowa, and inspected the property with a view of acquiring it for use by the State of Iowa as a mental hospital.

After careful deliberation your committee has arrived at the following conclusions:

1. Until it has been determined that these facilities will not be made available as a Veterans' Hospital and Rehabilitation Center, the State should not consider its acquisition.
2. The size and extent of the project appears to be considerably in excess of the immediate needs of the State.
3. The buildings are not suitable for mental patients because they are set in close proximity to each other.
4. The type and apparent temporary character of construction is such that it would entail considerable unknown expenditures to remodel to suit the needs of the State.
5. The shortage or lack of hospital personnel at the present time makes questionable the ability to operate an additional institution.
6. Sufficient acreage is not available for farming, dairying and gardening essential to State institutions.
7. The cost of gas, water, electricity and coal approximates \$100,000.00 per year.

8. There are no direct railroad facilities to the area.

9. The government has imposed certain conditions upon the State of Iowa, which are not feasible, if acquisition is made.

Therefore, your committee recommends that the offer from the U. S. War Assets Administration be not accepted.

Dated this 17th day of April, 1947.

EDWIN C. SCHLUTER.

J. G. LUCAS.

HERMAN M. KNUDSON.

JAY C. COLBURN.

O. H. HENNINGSEN.

FRED MAYTAG.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. 526

H. F. 19

H. F. 262

S. F. 485

H. F. 58

H. F. 189

S. F. 400

H. F. 71

S. F. 495

S. F. 476

H. F. 72

S. F. 496

S. F. 493

H. F. 108

H. F. 142

H. F. 532

H. F. 113

S. F. 490

H. F. 519

H. F. 391

H. F. 237

H. F. 224

H. F. 480

H. F. 128

S. F. 492

IRVING D. LONG, *Chairman.*

BILLS ASSIGNED TO COMMITTEE

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

H. F. 142 Compensation of Public Officers and Employees.

H. F. 525 Appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 125, 239, 249, 360, 381, 465 and 482, and Senate Joint Resolution 11, and House Files 64, 76, 106 and 517.

ROBERT C. REILLY,

Chairman Senate Committee.

LAWRENCE PUTNEY,

Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 125, 239, 249, 360, 381, 465, and 482, and Senate Joint Resolution 11, and House Files 64, 76, 106 and 517.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 17th day of April, 1947, sent to the Governor for his approval: Senate Files 125, 239, 249, 360, 381, 465, and 482, and Senate Joint Resolution 11.

ROBERT C. REILLY, *Chairman.*

Passed on file.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 93, a bill for an act to provide for the use of state funds to supplement funds of school districts in support of education; to make an appropriation for state aid, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 93 by striking from the first paragraph of section six (6) the words and figures "eight million dollars (\$8,000,000)" and inserting in lieu thereof the words and figures "two million dollars (\$2,000,000)".

Also amend House File 93 by striking from paragraph 2 of section six (6) the words and figures "eight million dollars (\$8,000,000)" and inserting in lieu thereof the words and figures "two million dollars (\$2,000,000)".

Also amend House File 93 by striking therefrom section eight (8).

Also amend House File 93 by striking from section six (6) line nine (9) the words "from the income, corporation, and sales tax fund collected under the provisions of chapter four hundred twenty-two (422), Code 1946.", and inserting in lieu thereof the words "from the state general fund."

Also amend House File 93 by inserting after section seven (7) the following new section:

"For the purpose of carrying out the provisions of this act for the distribution of general aid herein appropriated the funds of each school district, except school house funds, shall be designated as a general fund and a special courses fund.

All monies distributed to a public school district from the appropriations provided by this act shall be placed by said school district in the said

general fund of said district which fund shall be used only for the following purposes:

The proportionate cost of operating and maintaining the school buildings and the proportionate cost of instruction and supervision occasioned by the teaching of the basic curriculum hereinafter described.

The special courses fund shall consist of monies raised by levy against the taxable property of the school district for the proportionate cost of operating and maintaining buildings and the proportionate cost of instruction and supervision in teaching courses other than those included in the basic curriculum.

For the purposes of this act, there is hereby established in each public school a basic curriculum which shall consist of the following subjects:

a. In the elementary school, the following: reading, writing, arithmetic, spelling, grammar, including written and oral language and speech, geography, United States history, history of Iowa, elementary principles of American government, music, health and sanitation, physiology and hygiene including the teaching of the effects of alcohol, narcotics and poisons upon the human system, physical education, elementary sciences including conservation, and art.

b. In the junior and senior high school, the following: principles of American government, constitutions of the United States and Iowa, history, economics, sociology, physical education, music, industrial arts, English, mathematics, science, language, business education, home economics, agriculture, and vocational education.

The board of directors of each school district shall prepare a budget as required by law setting out the amount of money proposed to be expended from the general fund and from the special courses fund. The board shall include all state funds distributed to the district under the provisions of this Act in the anticipated income to be received by the general fund, and the amount to be raised by taxation for general fund purposes shall be fixed after deducting the amount to be received from the appropriations in this Act and any other funds received from the state of Iowa, from the budget requirements. The board shall include in its budget as a separate item, any proposed expenditures from the special courses fund and the amount to be raised by taxation for such purposes shall be separate and distinct from the levy for general fund purposes.

No transfer of funds shall be made to the special courses fund from the general fund, any provision of the law to the contrary notwithstanding.

The state comptroller shall not approve any application for increased expenditures in the general fund by said district as provided in section two hundred ninety-eight point two (298.2), Code 1946, if any levy is made for the special courses fund.

Also amend House File 93 by adding after section eight (8) the following:

"There is hereby appropriated for the department of Public Instruction for the purpose of state aid to public school districts in financing their operations from other sources and direct property taxes for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of five million six hundred twenty-five thousand dollars (\$5,625,000), or

so much thereof as may be necessary to be used in the following manner:

For agricultural land credits.....	\$2,000,000.00
Transportation of pupils.....	2,000,000.00
Supplemental educational program.....	1,000,000.00
Aid to handicapped children.....	250,000.00
Aid to consolidated schools.....	125,000.00
Standard rural school aid.....	90,000.00
Normal institutes.....	33,000.00
Normal training schools.....	35,000.00
Mining camp schools.....	45,000.00
Mining camp schools (emergency)	27,000.00
Revision and study school courses.....	10,000.00
Improvement of administration and instruction.....	10,000.00

Grand total of appropriations under this section.....\$5,625,000.00

Also amend the title to House File 93 as follows: Strike all of said title and substitute in lieu thereof the following:

"A bill for an act to provide for the use of state funds to supplement funds of school districts and support of education and for the assistance of the public school districts of the state in financing their activities, from other sources than the direct property tax, and making an appropriation of the sum of seven million six hundred twenty-five thousand dollars (\$7,625,000.00) for each year of the biennium beginning July 1, 1947, and ending June 30, 1949; and providing regulations under which such funds may be expended."

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 113 by adding at the end the following:

"Sec. 6. Additional to the penal provisions of this act, any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable.

Sec. 7. If any provision of this act or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 8. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the, a newspaper published at, Iowa, and, a newspaper published at, Iowa."

Also amend the title by striking at the end thereof the following: "thereof." and inserting in lieu thereof "and providing for relief by injunction to prevent or stop violations."

HERMAN LORD.

ARTHUR H. JACOBSON.

1. Amend the Keir and Doud amendment to Senate File 392 by striking the word "four" in line 3 of section 1 and inserting in lieu thereof the word "six".

2. Further amend by striking in section 3, line 4, the word "seventy-five" and substituting in lieu thereof the word "sixty-five".

3. Further amend by adding after the final period (.) following the word "adopted" in line 9, section 3 the following: "Lines fourteen (14), fifteen (15), sixteen (16) and seventeen (17) of section two hundred seventy-five point four (275.4) are hereby repealed."

4. Further amend by inserting after the comma (,) following the word "formed" in line 2, section 4, the words "nor shall any school district boundary be changed".

5. Strike all of lines 1 to 6, inclusive, in section 5.

6. Further amend by adding a new section as follows:

"Sec. 6. Amend section two hundred seventy-five point one (275.1), Code 1946, by inserting before the word "the" in line one (1) the following: 'It is hereby declared to be the policy of the state to encourage by the granting of state aid the reorganization of school districts into such units as are necessary, economical and efficient and which will insure an equal opportunity to all children of the state. In conformity to the county administration act passed by the Fifty-second General Assembly,'".

7. Further amend by adding a new section as follows:

Sec. 7. There is hereby appropriated from the general fund of the state of Iowa the sum of ninety-nine thousand dollars (\$99,000.00), the same to be allocated as follows: To each of the ninety-nine (99) county boards of education in the state of Iowa for the expenses of carrying out the provisions of this act, the sum of one thousand dollars (\$1,000.00)."

8. Further amend by adding a new section as follows:

"Sec. 8. This act being deemed of immediate importance shall be in full force and effect upon publication in the Bedford Times-Press, a newspaper published at Bedford, Iowa, and the Lockridge Times, a newspaper published at Lockridge, Iowa."

ROBERT KEIR.

ALDEN L. DOUD.

Amend Senate File 484 by striking from line 7 of section 1 the word "Governor" and inserting in lieu thereof the words "Executive Council".

GEO. M. FAUL.

R. R. BATESON.

RALPH ZASTROW.

Amend Senate File 451 by striking section 2 and inserting in lieu thereof the following:

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Jefferson Bee, a newspaper published at Jefferson, Iowa, and in the Clayton County Register, a newspaper published at Elkader, Iowa.

F. E. SHARP.

Amend Senate File 484 by inserting after the comma (,) in line 5 of section 1 the following "employees under the State Board of Health,".

GEORGE M. FAUL.

Amend Senate File 494 by striking from line 1 of section 1 the word "this", and inserting in said line between the words "section" and "shall" the words and figures "twenty-four point fourteen (24.14), Code 1946."

A. D. CLEM.

Amend House File 93 by inserting after the title and before the enacting clause the following preamble

"Whereas, As a result of World War II and the unbalanced economic conditions arising therefrom, an inflation has occurred throughout the United States and the State of Iowa, and

Whereas, The cost of education for the local public school districts of the State of Iowa has been increased together with the cost of the city, county and state government because of such inflation, and

Whereas, The present inflation seems now to be at or near its peak, and a recession is generally expected as the resulting consequence of such inflation, and

Whereas, An emergency is now declared to exist and it seems proper to grant emergency aid to the public schools of Iowa, now therefore it is deemed expedient to include in this act for emergency funds."

Further amend House File 93 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The several school districts in the state of Iowa shall be entitled to and receive financial aid from the state in the manner and amount as provided in this act.

Sec. 2. For the purposes of this act an elementary pupil is a pupil of school age attending public school who has not entered the ninth grade, and a high school pupil is a pupil of school age attending public school in any of the grades ninth to twelfth inclusive.

Sec. 3. State funds distributed under this act shall be on the basis of eleven (11) cents per day per elementary pupil and fourteen (14) cents per day per high school pupil for every day that such pupils actually attend school.

Sec. 4. The funds allocated to each district shall be determined as follows:

1. Multiply eleven (11) cents by the combined number of nontuition elementary students in average daily attendance and average number of elementary students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

2. Multiply fourteen (14) cents by the combined number of nontuition high school students in average daily attendance and average number

of high school students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

3. Take the sum of the amounts found in paragraphs one (1) and two (2) of this section, this being the amount to which the district is entitled under this act.

Sec. 5. At the close of each school year, but not later than July 5, the local district shall supply to the state department of public instruction the information required for calculation of the amount reimbursable to the district. Forms for this purpose shall be supplied by the state department to each school district not later than April 1. After all claims have been calculated and validated for accuracy, the department of public instruction shall certify the same to the state comptroller for payment as soon as possible. In event that the amount appropriated for reimbursement of the school districts is insufficient to pay in full the amounts to each of the school districts, then the amount of each payment shall be reduced by the state comptroller in the ratio that the total funds appropriated and available bears to the total amount certified for reimbursement.

Sec. 6. There is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947 and ending June 30, 1949, for the purposes set forth in this act, the following amounts:

1. For general aid to be used as provided in sections one (1) to five (5), inclusive, of this act the sum of three million dollars (\$3,000,000).

2. For supplemental aid to be used as provided in chapter 286 of the Code, the sum of one million dollars (\$1,000,000).

3. For aid for transportation to be used as provided in chapter 285 of the Code, the sum of two million dollars (\$2,000,000).

4. For agricultural land credit for school districts to be used as provided in chapter 426 of the Code, the sum of one million five hundred thousand dollars (\$1,500,000) in addition to the five hundred thousand dollars (\$500,000) annually appropriated by said chapter.

5. For education of handicapped children to be used as provided in chapter 281 of the Code, the sum of two hundred fifty thousand dollars (\$250,000).

6. For aid to consolidated districts to be used as provided in sections 276.32 to 276.34, inclusive, of the Code, the sum of one hundred twenty-five thousand dollars (\$125,000).

7. For aid to standard schools to be used as provided in chapter 293 of the Code, the sum of ninety thousand dollars (\$90,000).

8. For aid in normal training in schools the sum of thirty-five thousand dollars (\$35,000) for the first year of the biennium only.

9. For aid to normal training institutes the sum of thirty-three thousand dollars (\$33,000).

10. For aid to mining camp schools the sum of forty-five thousand dollars (\$45,000).

11. For emergency aid to mining camp schools the sum of twenty-seven thousand dollars (\$27,000).

12. For revision and study of school courses the sum of ten thousand dollars (\$10,000).

13. For improvement of administration and instruction the sum of ten thousand dollars (\$10,000).

Total of appropriations for aid to schools for the first year
of ensuing biennium the sum of.....\$8,125,000

Total of appropriations for aid to schools for the second
year of ensuing biennium the sum of.....\$8,090,000

In addition to the foregoing amounts for the reasons outlined in the preamble of this act there is hereby made an emergency appropriation for each year of the biennium beginning July 1, 1947 and ending June 30, 1949 to be distributed and used as provided in sections one (1) to five (5), inclusive, of this act the sum of five million dollars (\$5,000,000).

Sec. 7. The superintendent of public instruction is hereby authorized to adopt such rules and regulations and definitions of terms as are necessary and proper for the administration of this chapter. When such conditions as unnatural weather hazards, bad roads, epidemics, and the like, occur to such an extent as to penalize any district, the superintendent of public instruction can adjust the formula by taking the average of several months attendance in lieu of the months affected by such epidemics or hazards."

E. K. BEKMAN.

K. KIRKETEG.

R. R. BATESON.

A. D. CLEM.

F. E. SHARP.

FLOYD JONES.

ARTHUR JACOBSON.

R. W. ZASTROW.

LEROY S. MERCER.

Amend House File 466 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend section one sixty-four point one (164.1) by adding at the end the following paragraph:

Official calfhood vaccination shall mean the vaccination of any calf between the ages of four months and eight months with Brucella Abortus Vaccine strain number nineteen (19) or such other vaccine as may hereafter be approved by U. S. Bureau of Animal Industry, which calf shall have been vaccinated by a licensed accredited veterinarian according to the rules and regulations established by the Secretary of Agriculture; also, a vaccination shall further mean that the calf shall have proved negative to an agglutination test, a blood sample for which shall have been drawn at any time within 20 days prior to vaccination. The officially vaccinated animal shall also be identified by a tattoo mark and such tattoo mark shall be described in a certificate furnished by the attending veterinarian.

Within 30 days following such vaccination, the attending veterinarian shall supply the owner with a certificate of vaccination. The veteri-

narian shall retain a copy of same and forward a copy to the local office of the U. S. Bureau of Animal Industry and also a copy to the Iowa Department of Agriculture. The veterinarian's certificate covering the official vaccination shall entitle the vaccinated animal to be consigned to sales and exhibited at shows within the state until they shall have reached the age of thirty-eight (38) months.

Sec. 2. Amend chapter one hundred sixty-four (164) by adding at the end thereof the following section: Reciprocity. The Secretary of Agriculture of the State of Iowa is hereby authorized and directed to enter into reciprocal agreements with other states to the end that cattle which are covered by certificates of vaccination in the State of Iowa and other states may be transported and sold in interstate commerce between the State of Iowa and such other states which enter into reciprocal agreements.

J. KENDALL LYNES.

Amend appropriations committee amendment to House File 521 by striking the figures "\$4,000.00" in subsection 6, section 35, and inserting in lieu thereof "\$4,500.00".

Further amend section 35 by striking the figures "\$1,723,400.00" in last line of subsection 9 and insert in lieu thereof the figures \$1,723,900.00".

Committee on Compensation of Public Officers and Employees.

HARLAN C. FOSTER, *Chairman*.

Amend the committee amendment to House File 521 by striking from line 8, section 23, the following: "For salary of superintendent \$3,500.00."

Further amend the committee amendment to House File 521 by striking from line 11, section 23, the figures "41,500.00" and inserting in lieu thereof "\$45,000.00".

ROBERT KEIR.

Amend the committee amendment to House File 521 by striking all of section 32 and inserting in lieu thereof the following:

Sec. 32. For the pharmacy examining board there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of twenty-six thousand nine hundred thirty-five dollars (\$26,935.00) or so much thereof as may be necessary to be used in the following manner:

Salary of managing secretary.....	\$ 3,600.00
For salaries, support, maintenance and miscellaneous purposes	13,900.00
Total	\$17,500.00

Uniform Narcotics Law Division

Board member travel and state retirement system.....	\$ 3,000.00
For salaries, support, maintenance and miscellaneous purposes in making investigations of illegal sales.....	6,435.00
Total	\$ 9,435.00

Grand total of all appropriations for all purposes for each year of the biennium for the pharmacy examining board.....\$26,985.00

J. A. NEWSOME.

JOHN BERG.

Amend section 1 of committee amendment to House File 521 by striking from lines 3 and 4 the following: "thirty-eight thousand seven hundred dollars (\$38,700.00)" and inserting in lieu thereof the following: "forty-three thousand dollars (\$43,000.00)" and further amending said section by striking from line 6 the figure "\$6,300.00" and inserting in lieu thereof the figure "\$7,000.00".

Further amend said section by striking from line 8 the figure "\$32,400.00" and inserting in lieu thereof the figure "\$36,000.00" and by striking from line 10 the figure "\$38,700.00" and inserting in lieu thereof the figure "\$43,000.00".

DEVERE WATSON.

A. D. CLEM.

STANLEY L. HART.

Amend the committee amendment to House File 521, section 15 as follows:

1. By striking the figures "24,000.00" in line 10 and inserting in lieu thereof the figures "52,653.40".

2. By striking the figures "\$30,000.00" in line 11 and inserting in lieu thereof the figures "\$58,653.40".

3. By adding after line 15 the following: "(4) Dental hygiene, for salaries, support, maintenance and miscellaneous purposes, 3,000.00" and by renumbering the remaining sub-paragraphs.

4. By striking from line 20 the figures "37,500.00" and inserting in lieu thereof the figures "50,000.00".

5. By adding after line 23 thereof the following:

"(7) Tuberculosis Control, for salaries, support, maintenance and miscellaneous purposes, 12,500.00."

6. By adding after line 23 as amended above the following:

"(8) Cancer Control, for salaries, support, maintenance and miscellaneous purposes, 10,000.00."

7. By adding after line 23 as amended above the following:

"(9) Venereal Disease Control, for salaries, support, maintenance and miscellaneous purposes, 15,000.00".

8. By adding after line 23 as amended above the following:

"(10) Hospital Survey and Planning, for salaries, support, maintenance and miscellaneous purposes, 20,000.00".

9. By striking from line 24 the figures "\$163,000.00" and inserting in lieu thereof the figures "\$264,953.40".

10. By striking from line 49 the figures "\$220,725.80" and inserting in lieu thereof the figures "\$322,379.20".

E. K. BEKMAN.

GEO. M. FAUL.

JOHN BERG.

On motion of Senator Faul, the Senate adjourned until 10:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 18, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Roy W. Pfaff, pastor of the Methodist Church, Irwin, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Knudson for the day on request of Senator Watson.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file.

By Senator Henningsen, from residents of Clinton county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate File 497, by committee on appropriations, a bill for an act to appropriate three million dollars (\$3,000,000.00) for emergency aid to the public schools of Iowa, for each year of the biennium, beginning July 1, 1947, and ending June 30, 1949, and providing for the distribution thereof.

Read first and second times, and referred to the sifting committee.

Senate File 498, by committee on appropriations, a bill for an act to appropriate from the general fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for the institutions under the control of the state board of control.

Read first and second times, and referred to the sifting committee.

Senate Joint Resolution 14, by committee on governmental affairs, a resolution directing the state department of Public Instruction to compile and furnish to the members of the Fifty-third General Assembly on or before January 10, 1949, a complete list

of the names of school employees, including all superintendents, assistant superintendents, department heads, directors of departments, supervisors, principals, coaches, instructors, teachers, and all other persons employed on the instructional staff, and the total compensation paid or to be paid to each of them for the school years 1947-1948 and 1948-1949.

Read first and second times, and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Elthon asked and received unanimous consent to present to the Senate eight students of the Thompson high school, members of the play cast who were in Des Moines attending the Drake festival, and who were present in the balcony with their director, Mrs. Donald Johnston.

Senator Faul asked and received unanimous consent to present to the Senate fifteen students from the Pleasant Hill country school who were present in the balcony with their teacher, Miss Rowena Perry.

Senator Lynes asked and received unanimous consent that House File 466 be recalled from the House.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Evans presiding.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to return herewith as requested by the Senate, House File 466, a bill for an act relating to the control and eradication of Brucellosis.

Also: That the House has amended and concurred in Senate amendments to and passed House File 125, a bill for an act relating to adoptions.

Also: That the House has concurred in Senate amendments to and passed House File 465, a bill for an act requiring the licensing, inspection and regulation of hospitals.

Also: That the House has concurred in Senate amendments to and passed House File 484, a bill for an act appropriating one hundred eighty-two thousand dollars (\$182,000.00) from the general fund of the state for the office of the board of control.

Also: That the House has concurred in Senate amendments to and passed House File 511, a bill for an act to appropriate from the general fund of the state to the board of education.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 152, a bill for an act relating to classification of railroads by the executive council.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 131, a bill for an act providing for the preservation of records of a child placing agency.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 259, a bill for an act relating to the powers and duties of the state department of public instruction.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 282, a bill for an act relating to the investment of public funds by the treasurer of state.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE SUBSTITUTE AMENDMENT FOR HOUSE FILE 125

1. Amend the Senate substitute amendment to House File 125 by inserting after the comma (,) after the word "Welfare" in line thirty (30) of section one (1) the following: "or the designated qualified person or agency as directed by the court."

2. Further amend by adding immediately after the period (.) at the end of section one (1) the following: "Provided that where the State Department does not otherwise receive the petition, the clerk shall immediately forward one copy thereof to the Department."

3. Further amend by adding immediately after the period at the end of section four (4) the following: "Upon the time of filing said petition of adoption, such notice of pendency of adoption proceedings as the Court shall prescribe shall be given to a divorced parent not having custody of the child."

4. Amend section three (3) by inserting at the end of line one (1) thereof the following: "Code 1946,".

Further amend section three (3) by inserting a single quotation mark (') at the end of said section.

Amend section five (5) by inserting immediately after the parenthesis () in lines one (1) and four (4): "Code 1946,".

Amend section six (6) by inserting immediately after the parenthesis () in line one (1): "Code 1946,".

HOUSE AMENDMENT TO SENATE FILE 259

Amend section one (1) paragraph two (2) of Senate File 259 by inserting after the word "counties" in line three (3) thereof the words "after formal action".

RECONSIDERATION OF HOUSE FILE 466

Senator Lynes called up House File 466, a bill for an act to amend chapter one hundred sixty-four point one (164.1), Code 1946, relating to the control and eradication of Brucellosis.

Senator Lynes moved that the signature of the President of the Senate on House File 466 be expunged from the record, which motion prevailed.

Senator Lynes moved that the record whereby the report of the committee on enrolled bills on House File 466 was adopted be expunged from the record, which motion prevailed.

Senator Lynes moved to reconsider the vote by which House File 466 was reconsidered and the motion to reconsider was laid on the table, which motion prevailed.

Senator Lynes moved that the Senate reconsider the vote by which House File 466 passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 466 passed the Senate?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhous			

Nays: none.

Absent or not voting, 5:

Findlay	Knudson	Miller, J. F.	Rockhill
Keir			

The motion prevailed and the Senate reconsidered.

Senator Lynes moved to reconsider the vote by which House File 466 went to its third reading, which motion prevailed.

Senator Lynes offered the following amendment and moved its adoption:

Amend House File 466 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Amend section one sixty-four point one (164.1) by adding at the end the following paragraph:

Official calfhood vaccination shall mean the vaccination of any calf between the ages of four months and eight months with Brucella Abortus Vaccine strain number nineteen (19) or such other vaccine as may hereafter be approved by U. S. Bureau of Animal Industry, which calf shall have been vaccinated by a licensed accredited veterinarian according to the rules and regulations established by the Secretary of Agriculture; also, a vaccination shall further mean that the calf shall have proved negative to an agglutination test, a blood sample for which shall have been drawn at any time within 20 days prior to vaccination. The officially vaccinated animal shall also be identified by a tattoo mark and such tattoo mark shall be described in a certificate furnished by the attending veterinarian.

Within 30 days following such vaccination, the attending veterinarian shall supply the owner with a certificate of vaccination. The veterinarian shall retain a copy of same and forward a copy to the local office of the U. S. Bureau of Animal Industry and also a copy to the Iowa Department of Agriculture. The veterinarian's certificate covering the official vaccination shall entitle the vaccinated animal to be consigned to sales and exhibited at shows within the state until they shall have reached the age of thirty-eight (38) months.

Sec. 2. Amend chapter one hundred sixty-four (164) by adding at the end thereof the following section: Reciprocity. The Secretary of Agriculture of the State of Iowa is hereby authorized and directed to enter into reciprocal agreements with other states to the end that cattle which are covered by certificates of vaccination in the State of Iowa and other states may be transported and sold in interstate commerce between the State of Iowa and such other states which enter into reciprocal agreements.

The amendment was adopted.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Augustine	Dykhouse	Klein	Musmaker
Barkley	Elthon	Leo	Myrland
Bateson	Faul	Linnevold	Newsome
Bekman	Fishbaugh	Long	Reilly
Benson	Hart	Lord	Schluter
Berg	Henningsen	Lucas	Sharp
Byers	Hultman	Lynes	Skourup
Clem	Jacobson	Martin	Vittetoe
Colburn	Jones	Maytag	Watson
Dewel	Kirketeg	Mercer	Zastrow

Nays: none.

Absent or not voting, 10:

Doud
Findlay
Foster

Hawkins
Keir
Knudson

Miller, Ai
Miller, J. F.

Ritchie
Rockhill

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

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

Senator Lynes asked and received unanimous consent that House File 466 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Berg, Senate File 492, a bill for an act authorizing the State of Iowa to become indebted in the amount of eighty-five million dollars (\$85,000,000) and providing for the issue and sale of bonds of said state in evidence thereof, to procure funds for and pay service compensation to persons who served in the armed forces of the United States at any time between the sixteenth day of September, 1940, and the second day of September, 1945, both inclusive or their successors in interest, providing for a board to administer such payments, providing for additional compensation to persons under disability, providing for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds, and providing penalties for the violation of the provisions of this act; providing for the application of any surplus to the retirement of the indebtedness herein credited; and providing for submission of this act to the people to be voted upon at the general election to be held in the year 1948, was taken up and considered.

Senator Bateson offered the following amendment by Senators Bateson and Zastrow and moved its adoption:

Amend Senate File 492, section 7, line 7, by striking the words "Polk County" and inserting in lieu thereof the following: "the county of his legal residence."

Senator Keir moved the previous question on the amendment, which motion prevailed.

The amendment was adopted.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse			

Nays, 2:

Keir Maytag

Absent or not voting, 3:

Findlay Knudson Miller, J. F.

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

Senator Berg moved that the 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

Senator Maytag asked and received unanimous consent to have the following "Explanation of Vote" on Senate File 492 printed in the Senate Journal:

It is with considerable reluctance that I arise in opposition to the Veterans' Bonus Bill, particularly because this is a bill to submit a question to the people and I believe in the ultimate right of the people to decide questions of this kind. However I believe that the framers of our Constitution, in providing that such questions should be submitted to the people, felt that we would not submit one which did not have the prior approval of the Legislators on its merits. I am opposed to this proposition on its merits and I should like to briefly state my reasons.

If we are going to have a bonus then I think this is a very good bill. It has been carefully drafted and I know that the authors of it have spent a great deal of time working on it. If we are to pass a bonus bill then I think this is a good one.

I believe that we should not pass a bonus bill, or certainly not at this time. We are now living in a period of the greatest economic activity that this Nation has ever known. Most of the pleas for a bonus

are based on a desire to help rehabilitate the veteran. I believe that if there is to be a time when we should pay a veterans' bonus, it is not now, or within the time when this bonus will be paid.

Early in this war our National Congress considered the basic questions involved in caring for the veterans. They passed the G.I. Bill of Rights and other bills which have provided the greatest benefits, the most generous benefits, the most intelligently devised benefits, that any nation at any time in history has ever granted those men who have fought and bled for their country. If I am correctly informed, we are currently spending about seven billion dollars per year, which is about fifty dollars per capita, in carrying out the provisions of the G.I. Bill of Rights. We will unquestionably continue to spend that amount and more. It was contemplated that the program would settle in advance the questions such as that which we now have before us.

I believe that the greatest thing we can do for our veterans is to provide a healthy economic climate in which they can live and work. I do not believe that paying a bonus up to \$500 per veteran is going to make our economic climate any more healthy. I believe that much of the funds expended—not all, but much—will be used for purposes not constructive, just as some of the funds paid out under the G.I. Bill of Rights have unfortunately been so used. And furthermore I think that the issuance of ninety million dollars in bonds, which will become a charge against our taxpayers for up to twenty years, will not contribute to a healthy economic climate. In the long run it will be detrimental rather than helpful to the veteran.

For these reasons and many others which I will not take the time of the Senate to enumerate I am, with considerable reluctance, going to vote against this bill.

On motion of Senator Henningsen, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Barkley for the balance of the day on request of Senator Faul.

PRESENTATION OF VISITORS

Senator Vittetoe asked and received unanimous consent to present to the Senate ten students from the Webster consolidated school, members of the play cast attending the Drake University festival, who were present in the Senate chamber with their superintendent, Mr. Thos. S. Deham.

HOUSE AMENDMENTS CONSIDERED

Senator Byers called up for consideration Senate File 160, a bill for an act to amend section two hundred ninety-six point one (296.1), Code 1946, and to provide for the construction of and procuring sites for stadiums and field houses, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENT TO SENATE FILE 160

Amend Senate File 160 by adding thereto the following:

Sec. 2. Section two hundred ninety-seven point three (297.3), Code 1946, is hereby amended by striking from the sixth line thereof the word "five" and inserting in lieu thereof the word "thirty" and by inserting immediately following the word "playground" in the sixth line of said section the following: "stadium or field house,".

The Senate concurred in the House amendments.

Senator Byers moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevoold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lynes	Rockhill
Byers	Hultman	Martin	Schluter
Colburn	Jacobson	Maytag	Sharp
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Knudson	Miller, J. F.
Clem	Foster	Lucas	Skourup

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

Senator Byers moved that the 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 Doud called up for consideration Senate File 259, a bill for an act to amend section two hundred eighty-five point eight (285.8), Code 1946, relating to the powers and duties of the State Department of Public Instruction in connection with school transportation, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENT TO SENATE FILE 259

Amend section 1, paragraph 2, of Senate File 259 by inserting after the word "counties" in line 3 thereof the words "after formal action".

The Senate concurred in the House amendments.

Senator Doud moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lynes	Rockhill
Byers	Hultman	Martin	Schluter
Colburn	Jacobson	Maytag	Sharp
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Knudson	Miller, J. F.
Clem	Foster	Lucas	Skourup

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

Senator Doud moved that the 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 Bekman called up for consideration House File 125, a bill for an act to amend chapter six hundred (600), Code 1946, relating to adoptions and fixing penalties for violation of the law relating to adoptions, amended by the House, and moved that the Senate concur in the following:

HOUSE AMENDMENTS TO SENATE SUBSTITUTE AMENDMENT FOR HOUSE FILE 125

1. Amend the Senate substitute amendment to House File 125 by inserting after the comma (,) after the word "Welfare" in line 30 of section 1 the following: "or the designated qualified person or agency as directed by the court."

2. Further amend by adding immediately after the period (.) at the end of section the following: "Provided that where the State Department does not otherwise receive the petition, the clerk shall immediately forward one copy thereof to the Department."

3. Further amend by adding immediately after the period at the end of section 4 the following: "Upon the time of filing said petition of adoption, such notice of pendency of adoption proceedings as the Court shall prescribe shall be given to a divorced parent not having custody of the child."

4. Amend section 3 by inserting at the end of line 1 thereof the following: ", Code 1946,".

Further amend section 3 by inserting a single quotation mark (') at the end of said section.

Amend section 5 by inserting immediately after the parenthesis () in lines 1 and 4: "Code 1946,".

Amend section 6 by inserting immediately after the parenthesis () in line 1: "Code 1946,".

The Senate concurred.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Byers	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Findlay	Knudson	Miller, J. F.
Clem	Foster		

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

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

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Lucas called up the conference committee report on Senate File 100, a bill for an act to amend chapter one hundred twenty-four (124), Code 1946, relating to the issuance of permits to sell beer and malt liquors and to the regulation of places where sales are made by such permit holders, and moved its adoption.

Senator Dewel moved as a substitute that action on the report be deferred and that the consideration of the report be made a special order of business for Monday morning April 21st.

Roll call was demanded.

On the question "Shall action on the report be deferred?" the vote was:

Ayes, 8:

Augustine
Bateson

Berg
Dewel

Hart
Henningsen

Myrland
Vittetoe

Nays, 30:

Bekman
Benson
Clem
Doud
Elthon
Faul
Fishbaugh
Hawkins

Jacobson
Jones
Keir
Kirketeg
Klein
Leo
Linnevold
Long

Lucas
Lynes
Maytag
Mercer
Miller, A.
Musmaker
Newsome

Reilly
Ritchie
Rockhill
Schluter
Sharp
Watson
Zastrow

Absent or not voting, 12:

Barkley
Byers
Colburn

Dykhouse
Findlay
Foster

Hultman
Knudson
Lord

Martin
Miller, J. F.
Skourup

The substitute motion was lost.

On motion of Senator Lucas the conference committee report was adopted.

On motion of Senator Lucas the amendments contained in the conference committee report and found on pages 1178 to 1183 inclusive of the Senate journal were adopted.

Senator Lucas offered the following amendment and moved its adoption:

Amend the title to Senate File 100 by striking the period (.) at the end thereof and inserting in lieu thereof the following: "also creating a department of liquor and beer law enforcement in the office of the attorney general of Iowa."

The amendment was adopted.

Senator Lucas moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

The Chair announced that he had received a written request from Senator J. F. Miller to be recorded as voting "Aye" on Senate File 100. The request was granted.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Augustine	Fishbaugh	Leo	Musmaker
Bateson	Hawkins	Linnevold	Newsome
Bekman	Hultman	Long	Ritchie
Benson	Jacobson	Lucas	Rockhill
Clem	Jones	Lynes	Schluter
Colburn	Keir	Maytag	Sharp
Doud	Kirketeg	Miller, A.	Vittetoe
Elthon	Klein	Miller, J. F.	Zastrow

Nays, 12:

Byers	Hart	Martin	Reilly
Dewel	Henningsen	Mercer	Skourup
Faul	Lord	Myrland	Watson

Absent or not voting, 6:

Barkley	Dykhouse	Foster	Knudson
Berg	Findlay		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report on and adopted the amendments recommended therein and passed House File 54, a bill for an act relating to compensation and expenses of county, municipal and school examiners and their assistants.

Also: That the House has concurred in Senate amendments to and passed House File 270, a bill for an act relating to state-hospital school for handicapped persons and providing funds therefor.

Also: That the House has concurred in Senate amendments to and passed House File 524, a bill for an act appropriating funds to the state tax commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 389, a bill for an act appropriating from the general fund

to the state conservation commission funds for acquisition, construction and development of lands and waters.

A. C. GUSTAFSON, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 54

To the President of the Senate and the Speaker of the House:

We, the conference committee appointed to consider the difference between the Senate and the House on House File 54, relating to the compensation of state examiners and assistant state examiners, beg leave to report that we have had the same under consideration and desire to recommend as follows: Strike sections 2, 3, 4 and 5 and substitute in lieu thereof the following:

Sec. 2. County, municipal and school examiners and their assistants shall be paid a per diem of not to exceed ten dollars each for each day they actually work, and their actual and necessary expenses. Said payment shall be made from the general fund on certification of the auditor of state, and the general fund shall be reimbursed as provided in sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946.

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Davis County Republican, a newspaper published at Bloomfield, Iowa, and in the Chariton Herald-Patriot, a newspaper published at Chariton, Iowa.

Respectfully submitted,

M. F. HICKLIN.

D. A. DONOHUE.

GUY G. BUTLER.

W. INGALLS.

On the part of the House.

A. D. CLEM.

GEORGE FAUL.

IRVING D. LONG.

H. M. KNUDSON.

On the part of the Senate.

HOUSE AMENDMENT TO TITLE OF HOUSE FILE 54

Amend the title to House File 54 by striking all of same and inserting in lieu thereof the following:

"A bill for an act relating to the compensation and expenses of county, municipal and school examiners and their assistants, and providing payment therefor."

Senator Faul took the chair at 1:50 p.m.

UNFINISHED BUSINESS

On motion of Senator Kirketeg, Senate File 392, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission, a state advisory committee and county reorganization committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an appropria-

tion for one hundred fifteen thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946, was taken up for further consideration.

Senator Doud offered the following amendment by Senators Keir and Doud:

Section 1. Amend section two hundred seventy-five point one (275.1), Code 1946, by adding the following: "Such detailed studies and surveys shall be commenced within four months after the effective date of this act".

Sec. 2. Section two hundred seventy-five point three (275.3), Code 1946, is amended by adding thereto the following: "For the purpose of assisting the county boards of education in adopting reorganization plans which conform to the state-wide plan of education and to state laws, the State Superintendent of Public Instruction shall cause reorganization plans and suggestions to be prepared and forwarded to the county superintendents of schools together with such recommendations as may promote the purposes set forth in section two hundred seventy-five point one (275.1), Code 1946."

Sec. 3. Amend section two hundred seventy-five point four (275.4), Code 1946, by striking from line seven the words "sixty percent" and inserting in lieu thereof the words "a majority".

Further amend section two hundred seventy-five point four (275.4), Code 1946, by striking the period at the end of line thirteen, inserting a semicolon, and adding the following: "Provided, however, that if seventy-five percent of the total votes cast in all of the affected districts are in favor of the plan, it shall be deemed to have been adopted."

Sec. 4. From the effective date of this act until June 30, 1953, no new school districts may be formed, either by consolidation, merger or otherwise under the laws of this state, except under the provisions of this chapter.

Sec. 5. Amend section two hundred seventy-five point twelve (275.12), Code 1946, by striking the period at the end of line five, inserting a semicolon, and adding the following: "Provided, however, that after July 1, 1953, no school district shall be eligible to receive general aid, supplemental aid, or transportation reimbursement if it does not maintain a school."

Further amend Senate File 392 by amending the title as follows: Strike all after the word "Act" in line one and insert the words "to amend Chapter Two Hundred Seventy-Five (275), Code 1946, relating to the reorganization of school districts."

Senator Doud offered the following amendment by Senators Keir and Doud to the amendment and moved its adoption:

1. Amend the Keir and Doud amendment to Senate File 392 by striking the word "four" in line 3 of section 1 and inserting in lieu thereof the word "six".

2. Further amend by striking in section 3, line 4, of paragraph 2,

the word "seventy-five" and substituting in lieu thereof the word "sixty-five".

3. Further amend by adding after the final period (.) following the word "adopted" in line 9, section 3 the following: "Lines fourteen (14), fifteen (15), sixteen (16) and seventeen (17) of section two hundred seventy-five point four (275.4) are hereby repealed."

4. Further amend by inserting after the comma (,) following the word "formed" in line 2, section 4, the words "nor shall any school district boundary be changed".

5. Strike all of lines 1 to 6, inclusive, in section 5.

6. Further amend by adding a new section as follows:

"Sec. 6. Amend section two hundred seventy-five point one (275.1), Code 1946, by inserting before the word "the" in line one (1) the following: 'It is hereby declared to be the policy of the state to encourage by the granting of state aid the reorganization of school districts into such units as are necessary, economical and efficient and which will insure an equal opportunity to all children of the state. In conformity to the county administration act passed by the Fifty-second General Assembly,'".

7. Further amend by adding a new section as follows:

Sec. 7. There is hereby appropriated from the general fund of the state of Iowa the sum of ninety-nine thousand dollars (\$99,000.00), the same to be allocated as follows: To each of the ninety-nine (99) county boards of education in the state of Iowa for the expenses of carrying out the provisions of this act, the sum of one thousand dollars (\$1,000.00)."

8. Further amend by adding a new section as follows:

"Sec. 8. This act being deemed of immediate importance shall be in full force and effect upon publication in the Bedford Times-Press, a newspaper published at Bedford, Iowa, and the Lockridge Times, a newspaper published at Lockridge, Iowa."

Senator Doud asked and received unanimous consent to withdraw the amendment to the amendment to Senate File 392 filed by Senators Doud and Keir and found on page 1205 of the Senate journal.

The amendment to the amendment was adopted.

President Evans took the chair at 2:35 p.m.

Senator Bateson offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding thereto a new section as follows:
"Sec. 6. Nothing herein contained shall affect pending litigation."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Bateson asked and received unanimous consent to withdraw the amendment to Senate File 392 filed by him and found on page 1128 of the Senate Journal.

Senator Kirketeg moved that the bill be read a third 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:

Augustine	Fishbaugh	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lucas	Ritchie
Benson	Henningsen	Lynes	Rockhill
Berg	Hultman	Martin	Schluter
Byers	Jacobson	Maytag	Sharp
Clem	Jones	Mercer	Skourup
Dewel	Keir	Miller, Ai	Vittetoe
Doud	Kirketeg	Musmaker	Watson
Dykhouse	Klein	Myrland	Zastrow
Elthon	Leo		

Nays, 1:

Colburn

Absent or not voting, 7:

Barkley	Findlay	Knudson	Miller, J. F.
Faul	Foster	Lord	

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

Senator Kirketeg moved that the 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 Doud, House File 181, a bill for an act to amend certain sections of chapter three hundred twenty-four (324), Code 1946, relating to motor vehicle fuel tax, was taken up and considered.

Senator Faul asked and received unanimous consent to withdraw the amendment to House File 181 filed by him and found on page 599 of the Senate journal.

Senator Doud offered the following amendment and moved its adoption:

Amend House File 181 by striking from section 3, lines 6 and 7, the words "not caused by the fault of the carrier of such motor fuel."

The amendment was adopted.

Senator Elthon asked and received unanimous consent to withdraw the amendment to House File 181 filed by him and found on page 1157 of the Senate journal.

Senator Elthon offered the following amendment and moved its adoption:

Amend House File 181 by adding to section 7, the following: "Construction or maintenance work as used in this section shall not be so construed as to include motor vehicle fuel used in the actual production of sand, gravel, shale, slag or crushed rock."

Sec. 10. This act being deemed of immediate importance shall be in full force and effect on its publication in the Northwood Anchor, a newspaper published at Northwood, Iowa, and in the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa.

The amendment was adopted.

Senator Doud moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Hart	Linnevoold	Reilly
Bekman	Hawkins	Long	Rockhill
Benson	Henningsen	Lord	Schluter
Berg	Hultman	Lucas	Sharp
Colburn	Jacobson	Martin	Skourup
Doud	Jones	Maytag	Vittetoe
Dykhouse	Kirketeg	Miller, A.	Watson
Elthon	Klein	Musmaker	Zastrow
Faul	Leo	Newsome	

Nays: none.

Absent or not voting, 15:

Barkley	Dewel	Keir	Miller, J. F.
Bateson	Findlay	Knudson	Myrland
Byers	Fishbaugh	Lynes	Ritchie
Clem	Foster	Mercer	

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

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

On motion of Senator Jacobson, Senate File 111, a bill for an act to make unlawful secondary boycotts by strikes, violence or concerted action on the part of labor organizations or the officers, representatives, agents or members thereof, to force or require any person, firm or corporation to do or refrain from doing certain acts

and to provide penalties for violations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 111 by adding thereto a new section as follows:

"Sec. 3. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

The amendment was lost.

Senator Lord offered the following amendment by Senators Lord and Jacobson and moved its adoption:

Amend Senate File 111 as follows:

Amend section 1 subparagraph (c) by inserting after the word "employer" in line 18 of said section, the following: "other than their own employer".

By striking section 2 and inserting in lieu thereof the following:

"Sec. 2. It shall be unlawful for any labor union, association or organization, or the officers, representatives, agents, or a member or members thereof to carry out or attempt to carry out in this State any contract, agreement, arrangement, combination or conspiracy declared unlawful in section one (1) of this act."

Sec. 3. It shall be unlawful for any labor union, group, association or organization, or the officers, representatives, agents or members thereof, to cause a stoppage or slow-down of the work or a part of the work of an employer because of a dispute between labor unions, groups, associations or organizations, or the officers, representatives, agents or members thereof, with respect to jurisdiction over, or the right to do the work or a part of the work of such employer.

Sec. 4. Any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof who shall violate any of the provisions of this act shall be deemed guilty of a misconduct and shall, upon conviction thereof, be punished by a fine of not more than one hundred dollars or by imprisonment in the county jail for a period of not more than thirty days.

Sec. 5. Additional to the penal provisions of this act, any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable.

Sec. 6. If any provision of this act or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 7. This act being deemed of immediate importance shall be in

full force and effect from and after its passage and publication in the
 , a newspaper published at
 , Iowa, and
 , a newspaper published at
 , Iowa."

Also amend the title to Senate File 111 so that as amended the title will read as follows:

"A bill for an act to make unlawful certain acts, boycotts, secondary boycotts, strikes, violence, or concerted action on the part of labor organizations, or the officers, representatives, agents, or a member or members thereof; providing penalties for violations and providing for relief by injunction to prevent or stop violations."

Senator Lord offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from section 7 all of lines 3, 4, 5, 6 and 7 and inserting in lieu thereof the following: "passage and publication in The Wapello Republican, a newspaper published at Wapello, Iowa, and The Muscatine Journal and News-Tribune, a newspaper published at Muscatine, Iowa."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Lord moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Bateson	Elthon	Kirketeg	Musmaker
Bekman	Fishbaugh	Leo	Newsome
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Long	Rockhill
Colburn	Hultman	Lord	Schluter
Dewel	Jacobson	Lucas	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Miller, Ai	Vittetoe

Nays, 8:

Augustine	Henningsen	Martin	Watson
Faul	Klein	Reilly	Zastrow

Absent or not voting, 10:

Barkley	Findlay	Lynes	Miller, J. F.
Byers	Foster	Mercer	Myrland
Clem	Knudson		

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

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

On motion of Senator Jacobson, Senate File 113, a bill for an act to prohibit and to make it unlawful to picket or to interfere or attempt to interfere with another in his work or employment by force, threats, violence or intimidation, to picket so as to obstruct or interfere with free ingress or egress from any premises or the free use of public streets, sidewalks or the public ways, or to engage in violence, intimidation or unlawful destruction or seizure of property in connection with labor disputes or labor organization activities and to provide punishments for violations thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Jacobson asked and received unanimous consent to withdraw the amendment by Senators Lord and Jacobson to Senate File 113 filed by them and found on page 1205 of the Senate journal.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 113 by adding thereto a new section as follows:

"Sec. 6. The provisions of this act shall not apply to employees covered by the Federal Railroad Labor Act of 1920."

The amendment was lost.

Senator Lord offered the following amendment by Senators Jacobson and Lord and moved its adoption:

Amend Senate File 113 as follows:

"Sec. 6. Additional to the penal provisions of this act, any person, or any labor union, labor association or labor organization or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable.

Sec. 7. If any provision of this act or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 8. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the _____, a newspaper published at _____, Iowa, and _____, a newspaper published at _____, Iowa."

Also amend the title by striking at the end thereof the following: "thereof." and inserting in lieu thereof "and providing for relief by injunction to prevent or stop violations."

Senator Newsome offered the following amendment to the amendment and moved its adoption :

Amend the amendment by striking from section 8 all of lines 3, 4, 5, 6 and 7 and inserting in lieu thereof the following: "after its passage and publication in The Wapello Republican, a newspaper published at Wapello, Iowa, and The Muscatine Journal and News-Tribune, a newspaper published at Muscatine, Iowa."

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator Maytag moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Bateson	Elthon	Kirketeg	Musmaker
Bekman	Fishbaugh	Leo	Newsome
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Long	Rockhill
Colburn	Hultman	Lord	Schluter
Dewel	Jacobson	Lucas	Sharp
Doud	Jones	Maytag	Skourup
Dykhouse	Keir	Miller, Ai	Vittetoe

Nays, 7:

Augustine	Henningsen	Martin	Watson
Faul	Klein	Reilly	

Absent or not voting, 11:

Barkley	Findlay	Lynes	Myrland
Byers	Foster	Mercer	Zastrow
Clem	Knudson	Miller, J. F.	

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

Senator Maytag moved that the 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 Dykhouse asked and received unanimous consent that House File 403 be substituted for Senate File 293.

On motion of Senator Dykhouse, House File 403, a bill for an act to amend section one hundred nine point thirty-nine (109.39), Code 1946, relating to size limits of fish, was taken up and considered.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 87:

Augustine	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 13:

Barkley	Foster	Knudson	Miller, J. F.
Byers	Keir	Lynes	Myrland
Clem	Kirketeg	Mercer	Sharp
Findlay			

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

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

On motion of Senator Watson, Senate File 400, a bill for an act to enable levee and drainage districts heretofore organized under the laws of this state, to cooperate with any agency of the United States Government engaged in flood control or reclamation projects which will benefit the lands in such districts and to avail themselves of construction of improvements by such agencies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Augustine	Fishbaugh	Klein	Newsome
Bateson	Hart	Leo	Reilly
Bekman	Hawkins	Linnevold	Ritchie
Benson	Henningsen	Long	Rockhill
Colburn	Hultman	Lord	Schluter
Dewel	Jacobson	Martin	Skourup
Doud	Jones	Maytag	Vittetoe
Dykhouse	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 13:

Barkley	Findlay	Lucas	Miller, J. F.
Berg	Foster	Lynes	Myrland
Byers	Knudson	Mercer	Sharp
Clem			

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

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

On motion of Senator Martin, House File 249, a bill for an act to amend sections four hundred twenty point two hundred thirty-one (420.231) and four hundred twenty point two hundred thirty-four (420.234), Code 1946, relating to the lien of personal property taxes levied by special charter cities which collect their own taxes, was taken up, and considered.

Senator Martin moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Augustine	Faul	Klein	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Hart	Linnevold	Ritchie
Benson	Hawkins	Long	Rockhill
Berg	Henningsen	Lord	Schluter
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Keir	Miller, A.	Watson
Elthon	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 15:

Barkley	Findlay	Lucas	Myrland
Byers	Foster	Lynes	Sharp
Clem	Jones	Mercer	Zastrow
Dykhouse	Knudson	Miller, J. F.	

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

Senator Martin moved that the 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 Faul asked and received unanimous consent that House File 527 be substituted for Senate File 477.

On motion of Senator Faul, House File 527, a bill for an act to amend section five hundred seven point four (507.4), Code 1946, relating to compensation of insurance examiners and assistant insurance examiners, was taken up, and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Elthon	Leo	Reilly
Bateson	Faul	Long	Ritchie
Bekman	Hart	Lord	Rockhill
Benson	Henningsen	Martin	Schluter
Berg	Jacobson	Maytag	Skourup
Dewel	Kirketeg	Musmaker	Vittetoe
Doud	Klein	Newsome	Watson

Nays, 1:

Hawkins

Absent or not voting, 21:

Barkley	Fishbaugh	Knudson	Miller, Ai
Byers	Foster	Linnevold	Miller, J. F.
Clem	Hultman	Lucas	Myrland
Colburn	Jones	Lynes	Sharp
Dykhouse	Keir	Mercer	Zastrow
Findlay			

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

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

On motion of Senator Newsome, House File 189, a bill for an act to amend chapter two hundred and fifty (250), acts of the Fifty-first General Assembly relating to the purchase, conveyance and supervision of certain real estate in Wayne county, Iowa, was taken up, and considered.

Senator Newsome moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Faul	Linnevold	Reilly
Bateson	Hart	Long	Ritchie
Bekman	Hawkins	Lord	Rockhill
Benson	Henningsen	Martin	Schluter
Berg	Jacobson	Maytag	Skourup
Dewel	Kirketeg	Musmaker	Vittetoe
Doud	Klein	Newsome	Watson
Elthon	Leo		

Nays: none.

Absent or not voting, 20:

Barkley	Findlay	Keir	Miller, Ai
Byers	Fishbaugh	Knudson	Miller, J. F.
Clem	Foster	Lucas	Myrland
Colburn	Hultman	Lynes	Sharp
Dykhous	Jones	Mercer	Zastrow

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

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

On motion of Senator Skourup, Senate File 490, a bill for an act authorizing the State Highway Commission to purchase any bridge and approaches thereto over the Mississippi river on the boundary of the State of Iowa and lying within the boundaries of the State of Iowa which is in receivership, and which is a connecting link between a primary road or primary road extension in a city or town of this state and similar roads of an adjoining state, and to make payment for any such bridge and its approaches from a primary road fund, and to operate and maintain such bridge and approaches free of tolls as a part of the primary road system, was taken up and considered.

Senator Skourup asked and received unanimous consent that action on Senate File 490 be deferred.

SENATE CONCURRENT RESOLUTION 26

By Skourup

Be It Resolved by the Senate, the House of Representatives of the State of Iowa Concurring Therein:

Whereas, In the 49th General Assembly of the state of Iowa House Concurrent Resolution number eighteen (18) was adopted providing, among other things, for a Senate and House committee on interstate co-

operation, which committee members in turn became members of the Iowa commission on interstate cooperation, and

Whereas, Under the provisions of the resolution the President of the Senate was and is empowered to appoint five (5) members of the Senate for the Senate standing committee on interstate cooperation, and

Whereas, Under the provisions of the resolution the Speaker of the House of Representatives was and is empowered to appoint five (5) members of the House of Representatives for the House standing committee on interstate cooperation,

Now, therefore,

Be It Resolved by the Senate, the House Concurring, that the President of the Senate appoint five (5) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman, and that the Speaker of the House of Representatives appoint five (5) members of the House to the House standing committee on interstate cooperation.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 16th the Governor had approved the following resolution:

Senate Joint Resolution 9, relating to primary and secondary road problems.

Also that on April 17th the Governor had approved the following bills:

Senate File 239, relating to Dubuque Boat and Boiler Company.

Senate File 482, relating to Independent school district of Garner, Iowa.

Senate Joint Resolution 11, relating to sewage disposal plant at Iowa State College and the city of Ames, Iowa.

RESIGNATION OF EMPLOYEE

MR. PRESIDENT:

I hereby tender my resignation as clerk in the Legal Research Department of the Legislature.

Mary L. Peterson.

ADDITIONAL COPIES

Senator Doud asked and received unanimous consent to have 1000 copies of Senate File 392 as passed by the Senate printed.

Senator Lord asked and received unanimous consent to have 300 copies of Senate File 326 as passed by the House and Senate printed.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 497	H. F. 249	H. F. 384
S. F. 367	S. F. 116	H. F. 425
H. F. 537	H. F. 497	H. F. 195
S. F. 60	H. F. 205	H. F. 340
H. F. 432	H. F. 226	H. F. 132

IRVING D. LONG, *Chairman.*

REPORTS OF COMMITTEES

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 486, a bill for an act to make appropriations to Burlington Transportation Company, Galesburg, Illinois, et al., begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 487, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 488, a bill for an act to make appropriations to Nobles County Cooperative Oil Company, Worthington, Minn., et al., begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 483, a bill for an act to appropriate from the general fund and from institutional industries fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the

board of control for support of the institutions under said board of control, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 483 section 1 by striking the words and figures "seven million eighty-eight thousand fifty dollars (\$7,088,050.00)" from lines 8 and 9 and inserting in lieu thereof "seven million nine hundred forty-eight thousand six hundred sixty dollars (\$7,948,660.00)".

Further amend section 2 by striking the words and figures "eight hundred twenty thousand dollars (\$820,000.00)" from lines 4 and 5 and inserting in lieu thereof "eight hundred eighty-six thousand one hundred dollars (\$886,100.00)" and by striking from line 7 the figures "\$806,500.00" and inserting "\$871,100.00" and by striking from line 9 the figures "13,500.00" and inserting "15,000.00" and by striking from line 12 the figures "\$820,000.00" and inserting in lieu thereof "\$886,100.00".

Further amend section 3 by striking the words and figures "eight hundred six thousand dollars (\$806,000.00)" from lines 4 and 5 and inserting in lieu thereof "eight hundred fifty-eight thousand nine hundred dollars (\$858,900.00)" and by striking from line 7 the figures "\$792,500.00" and inserting in lieu thereof "\$843,900.00" and by striking from line 9 the figures "13,500.00" and inserting in lieu thereof "15,000.00" and by striking from line 12 the figures "\$806,000.00" and inserting in lieu thereof "\$858,900.00".

Further amend section 4 by striking the words and figures "seven hundred twenty-eight thousand seven hundred fifty dollars (\$728,750.00)" from lines 4 and 5 thereof and inserting in lieu thereof "eight hundred forty-six thousand nine hundred dollars (\$846,900.00) and by striking from line 8 the figures "\$715,250.00" and inserting "\$831,900.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof "15,000.00" and by striking from line 13 the figures "\$728,750.00" and inserting in lieu thereof the figures "\$846,900.00".

Further amend section 5 by striking the words and figures "eight hundred thousand dollars (\$800,000.00)" from lines 4 and 5 and inserting in lieu thereof the words and figures "eight hundred eighty thousand four hundred dollars (\$880,400.00)" and by striking from line 7 the figures "\$786,500.00" and inserting in lieu thereof the figures "\$865,400.00" and by striking from line 9 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 12 the figures "\$800,000.00" and inserting in lieu thereof the figures "\$880,400.00".

Further amend section 6 by striking the words and figures "seven hundred ninety-one thousand dollars (\$791,000.00)" from line 5 and inserting in lieu thereof the words and figures "eight hundred sixty-four thousand eight hundred fifty dollars (\$864,850.00)" and by striking from line 8 the figures "\$777,500.00" and inserting in lieu thereof the figures "\$849,850.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 13 the figures "\$791,000.00" and inserting in lieu thereof the figures "\$864,850.00".

Further amend section 7 by striking the words and figures "six hundred seventy-eight thousand five hundred dollars (\$678,500.00)" from lines 5 and 6 and inserting in lieu thereof the words and figures "eight hundred thirty thousand nine hundred ollars (\$830,900.00)" and by striking from line 8 the figures "\$665,000.00" and inserting in lieu thereof the figures "\$815,900.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 13 the figures "\$678,500.00" and inserting in lieu thereof the figures "\$830,900.00".

Further amend section 8 by striking the words and figures "two hundred nieny-eight thousand nine hundred dollars (\$298,900.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "three hundred eight thousand, five hundred eighty-five dollars (\$308,585.00)" and by striking the figures "\$293,500.00" in line 8 and inserting in lieu thereof the figures "\$302,585.00" and by striking the figures "5,400.00" in line 10 and inserting in lieu thereof the figures "6,000.00" and by striking the figures "\$298,900.00" in line 13 and inserting in lieu thereof the figures "\$308,585.00".

Further amend section 9 by striking the words and figures "two hundred fifty-five thousand dollars (\$255,000.00)" and inserting in lieu thereof the words and figures "two hundred seventy thousand dollars (\$270,000.00)" in lines 4 and 5 and by striking the figures "\$245,000.00" in line 7 and inserting in lieu thereof the figures "\$260,000" and by striking the figures "\$255,000.00" in line 12 and inserting in lieu thereof the figures "\$270,000.00".

Further amend section 10 by striking the words and figures "five hundred thousand five hundred dollars (\$500,500.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "five hundred thirty-three thousand nine hundred dollars (\$533,900.00)" and by striking the figures "\$488,500.00" in line 7 and inserting in lieu thereof the figures "\$521,900.00" and by striking the figures "\$10,800.00" in line 9 and inserting in lieu thereof the figures "\$12,000.00" and by striking the figures "\$500,500.00" in line 12 and inserting in lieu thereof the figures "\$533,900.00".

Further amend section 10 by adding the following: "The appropriation for the state sanatorium at Oakdale, Iowa, shall be to the Board of Education in conformance with the provisions of Senate File 70, Acts of the Fifty-second General Assembly."

Further amend section 11 by striking the words and figures "three hundred eighty-two thousand five hundred dollars (\$382,500.00)" from lines 4 and 5 and inserting in lieu thereof the words and figures "five hundred five thousand eight hundred fifty dollars (\$505,850.00)" and by striking the words and figures "three hundred thirty-two thousand five hundred dollars (\$332,500.00)" in lines 5 and 6 and inserting in lieu thereof the words and figures "four hundred fifty-five thousand eight hundred fifty dollars (\$455,850.00)" and by striking the figures "\$371,500.00" from line 14 and inserting in lieu thereof the figures "\$493,850.00" and by striking the figures "11,000.00" from line 16 and inserting in lieu thereof the figures "12,000.00" and by striking the figures

"\$382,500.00" from line 19 and inserting in lieu thereof the figures "\$505,850.00".

Further amend section 13 by striking the words and figures "four hundred sixty-two thousand dollars (\$462,000.00)" in line 4 and inserting in lieu thereof the words and figures "five hundred forty-eight thousand two hundred dollars (\$548,200.00)" and by striking the figures "\$412,000.00" and inserting in lieu thereof the figures "\$498,200.00" in line 5 and by striking the figures "\$451,000.00" in line 12 and inserting in lieu thereof the figures "\$536,200.00" and by striking the figures "11,000.00" in line 14 and inserting in lieu thereof the figures "12,000.00" and by striking the figures "\$462,000.00" in line 17 and inserting in lieu thereof the figures "\$548,200.00".

Further amend section 14 by striking the words and figures "one hundred thirty-six thousand nine hundred dollars (\$136,900.00)" in lines 5 and 6 and inserting in lieu thereof the words and figures "one hundred fifty-two thousand four hundred fifty dollars (\$152,450.00)" and by striking the figures "\$126,900.00" in line 8 and inserting in lieu thereof the figures "\$147,450.00" and by striking the figures "\$10,000.00" in line 10 and inserting in lieu thereof the figures "5,000.00" and by striking the figures "\$136,900.00" in line 13 and inserting in lieu thereof the figures "\$152,450.00".

Further amend section 15 by striking the words and figures "fifty-four thousand dollars (\$54,000.00)" in lines 4 and 5 and by inserting in lieu thereof the words and figures "fifty-six thousand six hundred dollars (\$56,600.00)" and by striking the figures "\$49,000.00" from line 7 and inserting in lieu "\$51,600.00" and by striking the figures "54,000.00" from line 12 and inserting in lieu thereof the figures "\$56,600".

Further amend section 16 by striking the words and figures "one hundred forty-two thousand dollars (\$142,000.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "one hundred seventy-three thousand twenty-five dollars (\$173,025.00)" and by striking the figures "\$137,000.00" from line 7 and inserting in lieu thereof the figures "\$168,025.00" and by striking the figures "\$142,000.00" from line 12 and inserting in lieu thereof the figures "\$173,025.00".

Further amend by striking the words and figures "seven million one hundred eighty-eight thousand fifty dollars (\$7,188,050.00)" in the last two lines of the explanation and inserting in lieu thereof the words and figures "eight million forty-eight thousand six hundred sixty dollars (\$8,048,660.00)".

Amend the title of House File 483 by striking the period at the end of line five and add the following: "and to the Board of Education for support of the state sanatorium at Oakdale, Iowa."

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 491, a bill for an act to make appropriations to Christine M. Mitchell, Reinbeck, Iowa, et al., begs leave to report it has

had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred House File 526, a bill for an act to provide for the transfer of funds in the state sinking fund for public deposit, created in chapter four hundred fifty-four (454), Code 1946, and the transfer of such funds therefrom creates a general contingent fund for the ensuing biennium and providing for the administration of said fund, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 526 by striking the words "sinking fund" wherever they appear in the bill and substitute in lieu thereof the words "general fund".

ROBERT KEIR, *Chairman*.

Ordered passed on file.

Senator Foster submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred House File 142, a bill for an act relating to salary of the special assistant attorney assigned to look after the work of the Highway Commission, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 142 by striking all after line 4, section 1, and substituting in lieu thereof the words "five thousand dollars" per annum.

HARLAN C. FOSTER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 116 as follows:

1. Amend by striking from line 4 of section 2 the word "thirty" and inserting in lieu thereof the word "twenty".

2. Amend by adding after the word "average" as it appears in both lines 12 and 14 of section 3 the word "annual".

3. Amend by adding to section 4 the following:

"c. An individual shall be deemed 'partially unemployed' in any week in which he, having been separated from his regular job, earns at odd jobs less than his weekly benefit amount plus three dollars."

4. Amend by adding after section 4 a new section to read as follows:

"Sec. 5. Amend section ninety-six point four (96.4), Code 1946, by striking from line 3 in subsection 4 the words 'two weeks' and inserting in lieu thereof the words 'one week'."

5. Amend by adding another section after section 4 to read as follows:

"Sec. 6. Amend section ninety-six point three (96.3), Code 1946, by striking from lines 14 and 15 of subsection 5 the words 'one hundred thirty dollars' and inserting in lieu thereof the words 'one hundred fifty dollars'.

"Also amend section ninety-six point seven (96.7), Code 1946, as amended by Senate File 195, Acts of the Fifty-second General Assembly, by striking from lines 14 and 15 of section 2 of said Act the words and figures 'one hundred thirty dollars (\$130.00)' and inserting in lieu thereof the words 'one hundred fifty dollars'."

6. By renumbering the sections.

7. Amend the title to Senate File 116 by adding after the comma following the figures "1946" in line 1 the following: "and Senate File 195, Acts Fifty-second General Assembly,".

E. K. BEKMAN.

GEORGE FAUL.

Amend Senate File 480 by striking the word "forty-five" in line 3, section 1 and insert in lieu thereof the words "forty-five hundred".

HARLAN C. FOSTER.

Amend House File 71 by substituting for the period (.) at the end of section 6 a comma (,) and adding the words "or to regularly chartered national and state banks".

FRANK C. BYERS.

ROBERT KEIR.

Amendment to the Bekman, et. al. amendment filed April 17, 1947 to House File 93.

1. Amend section 6 of the Bekman, et. al. amendment by inserting at the end of subsection 1 the following: "The necessary expense incurred by the department of Public Instruction in the administration of the general aid may be paid from the appropriation for the same provided in this act."

2. Further amend said amendment as follows by inserting the following new sections.

"Sec. 8. Sections four hundred twenty-six point four (426.4), Code 1946, and four hundred twenty-six point five (426.5), Code 1946, are hereby repealed.

Sec. 9. Section four hundred twenty-six point six (426.6), Code 1946, is hereby amended by striking from line five (5) the word "hereunder".

Sec. 10. Further amend section four hundred twenty-six point six (426.6), Code 1946, by inserting after the date "November 10" in line fifteen (15), the following: "following approval of said list by the Board of Supervisors shall".

3. Further amend said amendment by adding a new section as follows:

"Sec. 11. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Tipton Advertiser, a newspaper published at Tipton, Iowa and in the West Branch Times, a newspaper published at West Branch, Iowa."

KATHLYN M. KIRKETEG.

E. K. BEKMAN.

Amend the Bateson, et. al. amendment to House File 113 by adding following section 1, a new section.

"Sec. 2. All school corporations having a school enumeration of less than twelve hundred (1200) and exceeding two hundred fifty (250), one hundred twenty five dollars (\$125).

Further amend by striking from subsection 2 the words and figures "one hundred twenty five dollars (\$125.00) and substituting in lieu thereof the words and figures "one hundred forty dollars (\$140.00)".

Renumber sections.

E. K. BEKMAN.

Amend House File 161 by striking all of section eight (8) and re-numbering the remaining sections.

ROBERT C. REILLY.

1. Amend House File 262 by adding thereto a new section as follows:

"Sec. 8. Chapter one hundred thirty-eight (138), Code 1946, is amended by adding thereto a new section as follows: 'In case of the adoption of a county health unit plan in any county having a population of one hundred seventy-five thousand (175,000) or more, the civil service status and pension rights of any then existing employee of any then existing departments of health in such county shall be maintained and protected.'"

2. Further amend House File 262 by striking all of line 7 of the title and inserting in lieu thereof the following: "(359.17) and chapter one hundred thirty-eight (138), Code 1946, relating to local boards of health and to the preservation of the civil service and pension rights of certain employees."

GEORGE M. FAUL.

Amend House File 374 by adding thereto after section six (6) the following:

"Sec. 7. Subsection one (1) of section three hundred twenty-nine point one (329.1) is hereby amended by striking all of said subsection after the word 'designed' in line two (2) thereof, and substituting in lieu thereof the following: ", set aside, and dedicated for a period not less than ten (10) years for the landing and take-off of aircraft and utilized, or to be utilized, in the interest of the public for such purposes. Such dedication to the public use shall be evidenced by a written grant of said land for the use and benefit of the public for the purposes hereinbefore mentioned for the required period of time, which grant shall be filed with the Aeronautics Commission of the state."

EARL C. FISUBAUGH, JR.

Amend House File 374 by striking all of lines 3, 4 and 5 of section 6 and inserting in lieu thereof the following: "publication in The Colfax Tribune, a newspaper published at Colfax, Iowa, and in the Baxter New Era, a newspaper published at Baxter, Iowa."

FRED MAYTAG.

Amend section 6 of the appropriations committee amendment to House File 521 as follows;

1. Strike from lines 3 and 4 the words and figures, "eleven thousand three hundred thirty-six dollars, (\$11,336.00)" and insert in lieu thereof the following, "eleven thousand nine hundred sixty-six dollars (\$11,966.00)".

2. Strike from line 8 the figures "7,136.00" and insert in lieu thereof the figures, "7,766.00".

3. Strike from line 11 the figures, "11,336.00" and insert in lieu thereof the figures, "11,966.00".

EDWIN C. SCHLUTER.

Amend the committee amendment to House File 521 by striking from lines 4 and 5 of section 19 the following: "forty-five thousand dollars (\$45,000.00) and insert in lieu thereof the words 'fifty thousand dollars (\$50,000.00).'"

LEROY S. MERCER.

1. Amend the appropriations committee amendment to House File 521 by striking from line 4 of section 38 the following: "six hundred forty-five thousand dollars (\$645,000.00)" and inserting in lieu thereof the following: "two million six hundred forty-five thousand dollars (\$2,645,000.00)".

2. Further amend the appropriations committee amendment to House File 521 by inserting immediately after line 5 of section 38 the following:

"For old age assistance (In addition to ten million dollars (\$10,000,000.00) appropriated for this purpose by House File 502) \$2,000,000.00".

3. Further amend the appropriations committee amendment to House File 521 by striking from line 10 of section 38 the figures "645,000.00" and inserting in lieu thereof the figures "2,645,000.00".

GEORGE M. FAUL.

JOHN BERG.

Amend section nine (9) of the committee amendment to House File 521 by striking the words and figures in lines 3 and 4 and inserting in lieu thereof the following: "eight hundred dollars (\$800.00)".

Further amend said section nine (9) by inserting after line 6 the following: "For support of the conference of commissioners on uniform state laws300.00".

Further amend said section nine (9), line 9, by striking the figure "500.00" and inserting in lieu thereof the figure "800.00".

ALDEN L. DOUD.

1. Amend the appropriations committee amendment to House File 521 by striking from line 4 of section 24 the following: "forty-five thousand dollars (\$45,000.00)" and inserting in lieu thereof the following: "fifty-five thousand dollars (\$55,000.00)".

2. Further amend the appropriations committee amendment to House File 521 by striking from section 24 all of lines 6 and 7 and inserting in lieu thereof the following:

"For salary of curator....."	\$ 3,600.00
For salaries, support, maintenance and miscellaneous purposes	51,400.00"

3. Further amend the appropriations committee amendment to House

File 521 by striking from line 10 of section 24 the figures "51,400.00" and inserting in lieu thereof the figures "55,000.00".

GEORGE M. FAUL.

Amend the appropriations committee amendment to House File 521 by striking lines 6 and 7 of section 25 and inserting in lieu thereof the following:

"For salary of commissioner.....	\$ 4,500.00
For salaries, support, maintenance and miscellaneous purposes	42,580.00"

GEORGE M. FAUL.

Amend the Senate appropriations committee amendment to House File 521, by striking all of section 14, and inserting in lieu thereof, the following:

"Sec. 14. For the department of agriculture there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of five hundred forty-one thousand nine hundred ten dollars (\$541,910.00) or so much thereof as may be necessary to be used in the following manner:

MAIN OFFICE

For salary of secretary of agriculture.....	\$ 6,000.00
For salaries, support, maintenance and miscellaneous purposes	158,700.00

Total for main office	\$164,700.00
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(1) Agricultural statistics

For state aid	12,000.00
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2. Animal Health and Veterinary

For control and eradication of contagious and infectious livestock diseases including Bang's Disease, salaries and traveling expenses; assistant state veterinarians (per diem and expenses), indemnities and miscellaneous purposes..... 162,000.00

(3) Barberry Eradication

For state aid	5,000.00
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(4) Bee Inspection

For state aid	10,000.00
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(5) Beef Producers Association

For state aid	7,500.00
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(6) Corn and Small Grain Growers' Association

For state aid	2,750.00
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(7) Crop Pest

For state aid	25,000.00
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(8) Dairy Association

For state aid	7,500.00
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(9) Dairy Calf Club

For state aid	2,000.00
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(10) Dairy Specialist and Bacteriologist

For salaries, support, maintenance and miscellaneous purposes	30,000.00
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(11) Entomology	
For salaries, support, maintenance and miscellaneous purposes	12,500.00
(12) Hatchery Inspection	
For state hatchery inspection	10,000.00
(13) Horse Breeders' Association	
For state aid	7,500.00
(14) Horticultural Societies	
For state aid	8,000.00
(15) Vegetable Growers' Association	
For state aid	4,500.00
(16) Poultry Associations, Short Courses and Achievement Shows	
For state aid	18,000.00
(17) Sheep Breeders' Association	
For state aid	7,500.00
(18) Soil Conservation	
For salaries, support and miscellaneous purposes	31,600.00
(19) Swine Breeders' Association	
For state aid	7,500.00
(20) Veterinary Examiners	
For per diem and expense.....	360.00
(21) Weather Bureau	
For state aid	6,000.00

Grand total of all appropriations for all purposes for each
year of the biennium for the department of agriculture
and divisions thereof\$541,910.00"

EDWIN C. SCHLUTER.

Amend the committee amendment to House File 521, section 15 as follows:

1. By striking the figures "24,000.00" in line 10 and inserting in lieu thereof the figures "52,653.40".

2. By striking the figures "\$30,000.00" in line 11 and inserting in lieu thereof the figures "\$58,653.40".

3. By adding after line 15 the following:

"(3) Dental hygiene, for salaries, support, maintenance and miscellaneous purposes, 3,000.00" and by renumbering the remaining sub-paragraphs.

4. By striking from line 20 the figures "37,500.00" and inserting in lieu thereof the figures "50,000.00".

5. By adding after line 23 thereof the following:

"(7) Tuberculosis Control, for salaries, support, maintenance and miscellaneous purposes, 12,500.00."

6. By adding after line 23 as amended above the following:

"(8) Cancer Control, for salaries, support, maintenance and miscellaneous purposes, 12,500.00".

7. By adding after line 23 as amended above the following:

"(9) Venereal Disease Control, for salaries, support, maintenance and miscellaneous purposes, 15,000.00".

8. By adding after line 23 as amended above the following:

"(10) Hospital Survey and Planning, for salaries, support, maintenance and miscellaneous purposes, 20,000.00".

9. By striking from line 24 the figures "\$163,000.00" and inserting in lieu thereof the figures "\$264,953.40".

10. By striking from line 50 the figures "\$220,725.80" and inserting in lieu thereof the figures "\$322,379.20".

11. By striking from lines 3, 4, and 5 the words and figures "two hundred twenty thousand seven hundred twenty-five dollars and eighty cents (\$225,725.80)" and inserting in lieu thereof the words and figures "three hundred twenty-two thousand three hundred seventy-nine dollars and twenty cents (\$322,379.20)".

E. K. BEKMAN.

GEORGE FAUL.

JOHN BERG.

On motion of Senator Elthon, the Senate adjourned until 11:00 a.m. Monday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 21, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Z. F. Pauk, pastor of the John Hus Presbyterian church, Cedar Rapids, Iowa.

COMMUNICATION

The following communication was received:

Des Moines, Iowa
April 21, 1947

Dear Friends of the Senate:

Both Mrs. Miller and I want to express to you our sincere thanks for the beautiful flowers and cards you have sent to me during my illness.

I am feeling much better and expect to leave the hospital soon.

I have followed with keen interest the developments regarding legislation, and regret that I have not been able to take an active part these last few weeks.

I hope to see you all again before final adjournment.

Again thank you.

Sincerely,
J. F. Miller.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Byers, from residents of Linn county favoring state aid to schools.

By Senator Henningsen, from residents of Clinton county favoring state aid to schools; also, in opposition to proposed labor legislation; also favoring proposed road legislation.

By Senator Lynes, from residents of Greene and Butler counties favoring local option and opposing liquor legislation.

By Senator Mercer, from residents of Iowa county favoring state aid to schools.

INTRODUCTION OF BILLS

Senate Joint Resolution 15, by committee on public health, a resolution creating a special committee to study the public health

laws of the State of Iowa and the methods used for public health protection and to make a report to the Fifty-third General Assembly of Iowa, and making an appropriation for the committee to carry on its work.

Read first and second times, and referred to the sifting committee.

Senate File 499, by committee on ways and means, a bill for an act to legalize the annexation of town owned park to the incorporated town of Orange City, Iowa.

Read first and second times, and referred to the sifting committee.

Senator Faul announced that inasmuch as Senate File 174 had been up for consideration under date of April 11th and action on the bill was deferred, he asked and received unanimous consent that Senate File 174 be placed on the calendar under "Unfinished Business".

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Clem called up the following conference committee report on House File 54, a bill for an act to amend sections eleven point eight (11.8), eleven point nine (11.9), Code 1946, relating to the compensation and expenses of state examiners and assistant state examiners, providing an appropriation therefor, and to repeal sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946, and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 54

To the President of the Senate and the Speaker of the House:

We, the conference committee appointed to consider the difference between the Senate and the House on House File 54, relating to the compensation of state examiners and assistant state examiners, beg leave to report that we have had the same under consideration and desire to recommend as follows: Strike sections 2, 3, 4 and 5 and substitute in lieu thereof the following:

Sec. 2. County, municipal and school examiners and their assistants shall be paid a per diem of not to exceed ten dollars each for each day they actually work, and their actual and necessary expenses. Said payment shall be made from the general fund on certification of the auditor of state, and the general fund shall be reimbursed as provided in sections eleven point twenty (11.20) and eleven point twenty-one (11.21), Code 1946.

Sec. 3. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Davis County Republican, a newspaper published at Bloomfield, Iowa,

and in the Chariton Herald-Patriot, a newspaper published at Chariton, Iowa.

Respectfully submitted,

M. F. HICKLIN.

A. D. CLEM.

D. A. DONOHUE.

GEORGE FAUL.

GUY G. BUTLER.

IRVING D. LONG.

W. INGALLS.

H. M. KNUDSON.

On the part of the House. On the part of the Senate.

HOUSE AMENDMENT TO TITLE OF HOUSE FILE 54

Amend the title to House File 54 by striking all of same and inserting in lieu thereof the following:

"A bill for an act relating to the compensation and expenses of county, municipal and school examiners and their assistants, and providing payment therefor."

The motion prevailed and the report was adopted.

On motion of Senator Clem, the amendments contained in the conference committee report were adopted.

Senator Clem moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Henningsen	Lord	Rockhill
Clem	Hultman	Lucas	Schluter
Colburn	Jacobson	Lynes	Sharp
Dewel	Jones	Martin	Skourup
Doud	Keir	Maytag	Vittetoe
Dykhous	Kirketeg	Mercer	Watson
Elthon	Klein	Miller, A	Zastrow

Nays: none.

Absent or not voting, 6:

Bateson	Findlay	Miller, J. F.	Ritchie
Byers	Hawkins		

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

Senator Clem moved that the 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

Senator Elthon asked and received unanimous consent to take up House File 113.

On motion of Senator Bekman, House File 113, a bill for an act to amend section two hundred ninety-eight point one (298.1), Code 1946, relating to the amount that school districts may levy for the general fund of school districts, was taken up and considered.

Senator Bateson offered the following amendment by Senators Bateson, Doud, Lynes and Zastrow:

Amend House File 113 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend section two hundred ninety-eight point one (298.1), Code 1946, by striking all after the eighth line thereof and inserting in lieu thereof the following:

"'1. All school corporations having a school enumeration of twelve hundred (1200) or more, one hundred ten (\$110) dollars.

"'2. All other school corporations, one hundred twenty-five (\$125) dollars.'"

Senator Bekman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding following section 1, a new section:

"Sec. 2. All school corporations having a school enumeration of less than twelve hundred (1200) and exceeding two hundred fifty (250), one hundred twenty-five dollars (\$125)."

Further amend by striking from subsection 2 the words and figures "one hundred twenty-five dollars (\$125.00)" and substituting in lieu thereof the words and figures "one hundred forty dollars (\$140.00)".

Renumber sections.

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 536, a bill for an act relating to the compensation of justices of the peace and constables.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 375, a bill for an act relating to deputy treasurer and clerks.

Also: That the House insists on its amendments to Senate File 236, a bill for an act relating to compensation of inheritance tax appraisers,

and requests a conference committee and the Speaker of the House has appointed as members of the conference committee on the part of the House, Representatives Nielsen, Tesmer, Duffield and Prange.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE AMENDMENTS TO SENATE FILE 375

Amend Senate File 375 as follows:

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

"Section 1. Chapter three hundred forty-one (341), Code 1946, is hereby amended by adding thereto as a new section the following: 'In any county in which there exists a city, not the county seat, having a population of six thousand (6,000) or over, the treasurer may appoint a resident deputy collector of taxes for such city and vicinity under bond as provided for other deputies, and said deputy shall be allowed a reasonable compensation, to be fixed by the board of supervisors, for the time he is employed as hereinafter provided. Such resident deputy collector shall maintain an office in such city for a period of approximately five weeks each spring and fall, such periods to terminate on April 1 and October 1 respectively or as soon thereafter as possible. The treasurer in such case shall prepare the necessary books and records for such deputy each year, and the board of supervisors is authorized to allow payment of incidental expenses pertaining to the operation of such office, not to exceed one hundred dollars per year.'"

2. Amend by striking the title and inserting in lieu thereof the following:

"A bill for an act relating to resident county deputy collectors of taxes."

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

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of House File 113, and the Bekman amendment to the amendment by Senator Bateson.

Senator Bekman moved the adoption of his amendment to the amendment.

Roll call was demanded.

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

Ayes, 22:

Barkley
Bekman
Benson
Berg
Byers
Colburn

Dewel
Dykhouse
Fishbaugh
Foster
Jacobson
Kirketeg

Knudson
Leo
LinnevoId
Long
Lord

Lucas
Maytag
Mercer
Musmaker
Vittetoe

Nays, 19:

Augustine	Henningsen	Miller, Ai	Schluter
Clem	Jones	Newsome	Sharp
Elthon	Klein	Reilly	Skourup
Faul	Lynes	Ritchie	Zastrow
Hawkins	Martin	Rockhill	

Absent or not voting, 9:

Bateson	Hart	Keir	Myrland
Doud	Hultman	Miller, J. F.	Watson
Findlay			

The amendment to the amendment was adopted.

On motion of Senator Zastrow, the amendment as amended was adopted.

Senator Bekman moved that the bill be read a third 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:

Barkley	Dykhouse	Kirketeg	Mercer
Bateson	Elthon	Knudson	Miller, Ai
Bekman	Faul	Leo	Musmaker
Benson	Fishbaugh	Linnevold	Reilly
Berg	Foster	Long	Rockhill
Byers	Hart	Lord	Schluter
Clem	Henningsen	Lucas	Sharp
Colburn	Hultman	Lynes	Skourup
Dewel	Jacobson	Martin	Vittetoe
Doud	Jones	Maytag	

Nays, 6:

Augustine	Klein	Ritchie	Zastrow
Hawkins	Newsome		

Absent or not voting, 5:

Findlay	Miller, J. F.	Myrland	Watson
Keir			

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

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 181, a bill for an act relating to motor vehicle fuel tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 530, a bill for an act relating to optional maintenance levies of secondary roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 535, a bill for an act relating to the limitations of actions brought to set aside a will.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 3, a bill for an act providing for minors to utilize the rights and provisions of the Federal Servicemen's Readjustment Act of 1944.

Also: That the House has amended and agreed to title of Senate File 160, a bill for an act relating to stadiums and field houses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 204, a bill for an act legalizing certain proceedings of the city of Cedar Rapids, Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 267, a bill for an act relating to extensions and renewal of motor vehicle operators licenses and fees therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 268, a bill for an act relating to entry upon operators or chauffeurs licenses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 289, a bill for an act relating to the setting of open seasons on game.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 454, a bill for an act prohibiting hunting from aircraft without permit and providing penalty for violation.

Also: That the House has reconsidered the vote by which it passed the following bill and the vote by which it went to its third reading and has amended and concurred in the Senate amendments to and passed House File 466, a bill for an act relating to brucellosis.

Also: That the House has reconsidered the vote by which it passed the following bill and by which it went to its third reading, and has amended and passed Senate File 279, a bill for an act relating to workmen's compensation.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 279

Amend Senate File 279 as follows:

1. By striking the word "paragraph" in line three (3) of section one (1), and inserting in lieu thereof the word "subsection".
2. By striking the word "sub-paragraph" in line two (2) of section 2 and substituting in lieu thereof the word "subsection".
3. By inserting after the word and figure "four (4)" in line two (2), section two (2), the following: "be amended".
4. Amend the title by striking the word "paragraph" in lines three (3) and four (4) thereof and inserting the word "subsection".

HOUSE AMENDMENTS TO SENATE FILE 267

Amend Senate File 267 as follows:

1. By striking from line twenty (20), in section one (1) after the word "birth" all of the remainder of the section and substituting in lieu thereof the following:

"All applications for renewal of operators' licenses made after July 5, 1948, shall be made under the direct supervision of a uniformed member of the Department and shall be approved by such uniformed member. The commissioner may, in his discretion, authorize the renewal of a valid license upon application without an examination provided that, a person holding such license has not more than three (3) convictions of moving traffic violations during the previous two (2) years and, provided that such person satisfactorily passes a vision test as prescribed by the Department."

2. By adding thereto the following new section:

"Sec. 2. The Commissioner shall be authorized to assign not to exceed ten percent (10%) of the total number of Iowa Highway Safety Patrolmen authorized by law for the purposes of carrying out the provisions of section one (1) of this act."

HOUSE AMENDMENT TO SENATE FILE 454

Amend Senate File 454 as follows:

1. By striking the word "accordingly" in line three (3), section two (2), and inserting in lieu thereof the following: "by a fine not to exceed one hundred dollars (\$100.00), or by a term not to exceed thirty (30) days in the county jail."

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 466

1. Amend Senate amendment to House File 466, section 1, by inserting the words "Code 1946" in line two (2) following the figures one hundred sixty-four point one (164.1).
2. Amend Senate amendment to House File 466, section 2, by inserting the words "Code 1946" in line one (1) following the figures one hundred sixty-four (164).

HOUSE AMENDMENT TO SENATE FILE 160

Amend the title to Senate File 160 by striking the first comma (,) in the third line of said title and inserting in lieu thereof the following: "and section two hundred ninety-seven point three (297.3).".

HOUSE MESSAGES CONSIDERED

House File 536, a bill for an act to amend sub-sections two (2), three (3) and four (4) of section six hundred one point one thirty-one (601.131), Code 1946, relating to the compensation of Justices of the Peace and Constables.

Read first and second times, and referred to the sifting committee.

House File 530, a bill for an act to amend section three hundred nine point eleven (309.11), Code 1946, relating to optional maintenance levies of secondary roads.

Read first and second times, and referred to the sifting committee.

House File 535, a bill for an act to amend chapter 614, Code 1946, relating to limitations of actions and specifically to the limitations of actions brought to set aside a will.

Read first and second times, and referred to the sifting committee.

CONFERENCE COMMITTEE ON SENATE FILE 236

The President appointed on the part of the Senate on the conference committee on Senate File 236, Senators Rockhill, Zastrow, Clem and Watson.

HOUSE AMENDMENTS CONSIDERED

Senator Doud called up for consideration, Senate File 279, a bill for an act to amend section eighty-five point twenty-two (85.22), Code 1946, by adding at the end thereof a separate paragraph prescribing the force and effect for subrogation purposes under the Workmen's Compensation Law of payments made unto an injured employee, his guardian, parent, next friend, or legal representative, by any third party, his or its principal or agent liable for, connected with, or involved in causing the injury to such employee, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 279 as follows:

1. By striking the word "paragraph" in line 3 of section 1, and inserting in lieu thereof the word "subsection".

2. By striking the word "sub-paragraph" in line 2 of section 2 and substituting in lieu thereof the word "subsection".

3. By inserting after the word and figure "four (4)," in line 2 section 2 the following : "be amended".

4. Amend the title by striking the word "paragraph" in lines 3 and 4 thereof and inserting the word "subsection".

The Senate concurred in the House amendments.

Senator Doud moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Dykhous	Kirketeg	Miller, Ai
Barkley	Elthon	Klein	Musmaker
Bateson	Faul	Knudson	Newsome
Bekman	Fishbaugh	Leo	Reilly
Benson	Foster	Linnevold	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Jones	Mercer	Zastrow

Nays: none.

Absent or not voting, 6:

Findlay	Long	Myrland	Watson
Keir	Miller, J. F.		

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

Senator Doud moved that the 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 Lynes called up for consideration House File 466, a bill for an act to amend chapter one hundred sixty-four point one (164.1), Code 1946, relating to the control and eradication of Brucellosis, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 466

1. Amend Senate amendment to House File 466, section 1, by inserting the words "Code 1946" in line 2 following the figures "one hundred sixty-four point one (164.1)".

2. Amend Senate amendment to House File 466, section 2, by inserting the words "Code 1946" in line 1 following the figures "one hundred sixty-four (164)".

The Senate concurred in the House amendment.

Senator Lynes moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Augustine	Dykhouse	Leo	Musmaker
Barkley	Fishbaugh	Linnevold	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Doud	Klein	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 10:

Byers	Findlay	Knudson	Myrland
Elthon	Jacobson	Miller, J. F.	Watson
Faul	Keir		

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

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

UNFINISHED BUSINESS

On motion of Senator Skourup, Senate File 490, a bill for an act authorizing the State Highway Commission to purchase any bridge and approaches thereto over the Mississippi river on the boundary of the State of Iowa and lying within the boundaries of the State of Iowa which is in receivership, and which is a connecting link between a primary road or primary road extension in a city or town of this state and similar roads of an adjoining state, and to make payment for any such bridge and its approaches from a primary road fund, and to operate and maintain such bridge and approaches free of tolls as a part of the primary road system, was taken up for further consideration.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Dykhouse	Klein	Musmaker
Barkley	Elthon	Leo	Newsome
Bateson	Faul	Linnevold	Reilly
Bekman	Fishbaugh	Long	Ritchie
Benson	Foster	Lord	Rockhill
Berg	Hart	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Zastrow
Doud	Kirketeg	Miller, A I	

Nays: none.

Absent or not voting, 7:

Findlay	Keir	Miller, J. F.	Watson
Hawkins	Knudson	Myrland	

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

Senator Skourup moved that the 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 Maytag called up for consideration Senate File 454, a bill for an act relating to the prohibiting of hunting from aircraft without a permit, and providing penalties for violation of this act, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 454 as follows:

1. By striking the word "accordingly" in line 3, section 2, and inserting in lieu thereof the following: "by a fine not to exceed one hundred dollars (\$100.00) or by a term not to exceed thirty (30) days in the county jail."

The Senate concurred in the House amendment.

Senator Maytag moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevoid	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay Keir Miller, J. F.

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

Senator Maytag moved that the 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 Byers called up for consideration Senate File 160, a bill for an act to amend section two hundred ninety-six point one (296.1), Code 1946, and to provide for the construction of and procuring sites for stadiums and field houses, amended by the House, and moved that the Senate concur in the following amendment:

Amend the title to Senate File 160 by striking the first comma (,) in the third line of said title and inserting in lieu thereof the following: "and section two hundred ninety-seven point three (297.3)."

The Senate concurred in the House amendment.

Senator Byers moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Dewel	Hultman	Lord
Barkley	Doud	Jacobson	Lucas
Bateson	Dykhouse	Jones	Lynes
Bekman	Elthon	Kirketeg	Martin
Benson	Faul	Klein	Maytag
Berg	Foster	Knudson	Mercer
Byers	Hart	Leo	Miller, Ai
Clem	Hawkins	Linnevoid	Musmaker
Colburn	Henningsen	Long	Myrland

Newsome
Reilly
Ritchie

Nays: none.

Rockhill
Schluter
Sharp

Skourup
Vittetoe

Watson
Zastrow

Absent or not voting, 4:

Findlay

Fishbaugh

Keir

Miller, J. F.

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

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

UNFINISHED BUSINESS

On motion of Senator Doud, Senate File 174, a bill for an act to amend the law as it appears in chapter ninety-seven (97), Code 1946, relating to old age and survivors' insurance of certain public employees and regulating the collections of contributions to said system and the payments of benefits thereunder, was taken up for further consideration.

Senator Doud offered the following amendment:

Amend Senate File 174 as follows:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section ninety-seven point forty-five (97.45), Code 1946, is amended by striking the semicolon (;) and the word "or" in line fourteen (14) of subsection six (6), paragraph (a) of said section and adding the following: 'Unless that employee has had ten years of employment in public service in Iowa prior to July 1, 1947, and in that event he shall be a fully insured individual when he has been covered by six calendar quarters immediately preceding the quarter in which he retired after reaching the age of sixty-five years, or died, whichever event first occurred, and pays by himself, his representative, or beneficiary, as the case may be, to the commission, the tax upon the wages he was being paid in the last quarter of 1946 for four additional calendar quarters, which sum shall also be matched by the employing political division or sub-division and paid to the commission at the time of the employee's retirement or death; or'".

Senator Doud offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 11 the word "commission" and inserting in lieu thereof the word "employer".

The amendment to the amendment was adopted.

On motion of Senator Doud the amendment as amended was adopted.

Senator Faul asked and received unanimous consent to withdraw the amendments to Senate File 174 filed by Senators Faul and Bekman and found on pages 1046 and 1064 of the Senate journal.

Senator Lord offered the following amendment and moved its adoption:

Amend Senate File 174 by adding the following section:

Sec. 7. Section ninety-seven point thirteen (97.13), Code 1946, is amended by adding the following: "Every individual with a record of fifty (50) years or more employment by the state of Iowa or its political subdivisions, including public school districts, in work now covered by this act and who has attained the age of sixty-five (65) years, shall be entitled to benefits of twenty-five (25) dollars per month during the remaining years of the life of such individual, upon application to the Iowa Employment Security Commission and submission of proof of such employment. Payments under this section shall be made from the general fund of the state of Iowa from funds not otherwise appropriated."

The amendment was adopted.

Senator Doud moved that the bill be read a third 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:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Rockhill
Berg	Hawkins	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Jones	Miller, Ai	Watson
Doud	Kirketeg	Musmaker	Zastrow
Dykhouse	Klein		

Nays: none.

Absent or not voting, 4:

Findlay	Keir	Knudson	Miller, J. F.
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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 Doud moved that the 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 Rockhill asked unanimous consent to take up certain claim bills now on the calendar.

Objection was raised.

Senator Rockhill moved that the Senate take up for consideration certain bills by the committee on claims now on the calendar, which motion prevailed.

On motion of Senator Rockhill, Senate File 486, a bill for an act to make appropriations to Burlington Transportation Company, Galesburg, Illinois; Western Transportation Company, Des Moines, Iowa; Bessie Groves, Des Moines, Iowa; Calhoun County, Rockwell City, Iowa; Oakville Consolidated School District, Oakville, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse took the chair at 2:30 p.m.

Senator Rockhill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Ayes, 41:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Hart	Lucas	Ritchie
Benson	Hawkins	Lynes	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Hultman	Maytag	Skourup
Clem	Jacobson	Mercer	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Klein	Musmaker	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 9:

Doud	Keir	Leo	Miller, J. F.
Findlay	Kirketeg	Lord	Sharp
Foster			

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

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

On motion of Senator Rockhill, Senate File 487, a bill for an act to make appropriations to certain named persons in settlement of damages sustained by them on account of accidents on primary roads, or on account of collisions with state highway equipment, or on account of acts of commission or omission by the state highway commission or its employees, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Skourup
Clem	Jacobson	Maytag	Vittetoe
Colburn	Jones	Miller, Ai	Watson
Dewel	Kirketeg	Musmaker	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 9:

Doud	Keir	Lord	Miller, J. F.
Findlay	Leo	Mercer	Sharp
Foster			

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

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

On motion of Senator Rockhill, Senate File 488, a bill for an act to make appropriations to Nobles County Cooperative Oil Company, Worthington, Minnesota; Mervin Wogen, Albert Lea, Minnesota; Elmer Jensen, Independence, Iowa; Dessa G. Vanderwilt, Knoxville, Iowa; W. E. Bohl, Buffalo Center, Iowa; R. C. Drake, Crystal Lake, Iowa; J. E. Campbell, Harlan, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Dykhouse	Jones	Mercer
Barkley	Elthon	Kirketeg	Musmaker
Bateson	Faul	Klein	Myrland
Bekman	Fishbaugh	Leo	Newsome
Benson	Foster	Linnevold	Rockhill
Berg	Hart	Lucas	Schluter
Byers	Hawkins	Lynes	Sharp
Clem	Henningsen	Martin	Skourup
Colburn	Hultman	Maytag	Zastrow
Dewel			

Nays, 5:

Jacobson	Ritchie	Vittetoe	Watson
Reilly			

Absent or not voting, 8:

Doud	Keir	Long	Miller, Ai
Findlay	Knudson	Lord	Miller, J. F.

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

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

On motion of Senator Rockhill, Senate File 491, a bill for an act to make appropriations to Christine M. Mitchell, Reinbeck, Iowa; Alfred Wrieden, Fort Madison, Iowa; Page County, Clarinda, Iowa; Grant Shade, Des Moines, Iowa; J. A. Strand and Ruth Andersen Strand, Dayton, Iowa; Tri City Delivery Service, Davenport, Iowa; Mrs. Clara B. Noble, Des Moines, Iowa; Muscatine County, Muscatine, Iowa; Robert P. Bell, Cedar Rapids, Iowa; Harold W. Miller, Chariton, Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Henningsen moved the previous question on the main bill, which motion prevailed.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Knudson	Musmaker
Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Lord	Reilly
Berg	Hawkins	Lucas	Ritchie
Byers	Henningsen	Lynes	Rockhill
Clem	Hultman	Martin	Schluter
Colburn	Jacobson	Maytag	Skourup
Doud	Jones	Mercer	Vittetoe
Dykhousé	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein		

Nays, 1:

Watson

Absent or not voting, 7:

Barkley	Findlay	Long	Sharp
Dewel	Keir	Miller, J. F.	

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

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

On motion of Senator Faul, House File 495, a bill for an act to provide for county public hospitals to provide care of indigent persons having legal settlement outside of the county furnishing such care, and to further provide for the collection of such costs from the county wherein the patient has a legal settlement or persons legally liable for such support, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Augustine	Faul	Linnevold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Skourup
Colburn	Kirketeg	Mercer	Vittetoe
Dewel	Klein	Miller, Ai	Watson
Dykhousé	Knudson	Musmaker	Zastrow
Elthon	Leo		

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Hawkins	Miller, J. F.
Doud	Fishbaugh	Keir	Sharp

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

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

On motion of Senator Bekman, House File 176, a bill for an act relating to the abandonment of cemetery lots, was taken up and considered.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 176 by striking from line 4 of section 1 the word "or".

Also by inserting a new section following section two (2) as follows and renumber the following sections:

"Sec. 3. Section five hundred sixty-six point twenty-two (566.22), Code 1946, is amended by striking from line three (3) the word 'twenty-year' and inserting in lieu thereof the word 'ten-year'."

The amendment was adopted.

Senator Bekman moved that the bill be read a third 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:

Augustine	Elthon	Linnevold	Myrland
Bateson	Faul	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Kirketeg	Mercer	Vittetoe
Dewel	Knudson	Miller, Ai	Watson
Doud	Leo	Musmaker	Zastrow
Dykhouse			

Nays, 2:

Hawkins	Klein
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Absent or not voting, 7:

Barkley	Fishbaugh	Keir	Rockhill
Findlay	Foster	Miller, J. F.	

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

Senator Bekman moved that the 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 Bekman called up for consideration Senate File 267, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to extension and renewal of motor vehicle operators licenses and fees therefor, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 267 as follows:

1. By striking from line 20 in section 1 after the word "birth" all of the remainder of the section and substituting in lieu thereof the following:

"All applications for renewal of operators' licenses made after July 5, 1948, shall be made under the direct supervision of a uniformed member of the Department and shall be approved by such uniformed member. The Commissioner may, in his discretion, authorize the renewal of a valid license upon application without an examination provided that, a person holding such license has not more than three (3) convictions of moving traffic violations during the previous two (2) years and, provided that such person satisfactorily passes a vision test as prescribed by the Department."

2. By adding thereto the following new section:

"Sec. 2. The Commissioner shall be authorized to assign not to exceed ten percent (10%) of the total number of Iowa Highway Safety Patrolmen authorized by law for the purposes of carrying out the provisions of section 1 of this act."

The Senate concurred in the House amendments.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Elthon	Knudson	Myrland
Bateson	Faul	Leo	Newsome
Bekman	Foster	Linnevoold	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein	Musmaker	

Nays: none.

Absent or not voting, 7:

Barkley
Findlay

Fishbaugh
Keir

Long
Miller, J. F.

Rockhill

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

Senator Bekman moved that the 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 Maytag, House File 374, a bill for an act to amend section three hundred twenty-nine point four (329.4), three hundred twenty-nine point six (329.6), three hundred twenty-nine point nine (329.9) and three hundred twenty-nine point twelve (329.12), Code 1946, relating to airport zoning, actions for the establishment of airport zoning regulations with respect to extra-territorial airport hazard areas, the courts wherein such actions may be maintained and the parties to such actions, airport zoning commissions, action by counties with respect to airport zoning and airport boards of adjustment, was taken up and considered.

Senator Maytag asked and received unanimous consent to withdraw the amendment to House File 374 filed by him and found on page 1276 of the Senate journal.

Senator Maytag asked and received unanimous consent that action on House File 374 be deferred and that the bill retain its place on the calendar under "unfinished business".

On motion of Senator Berg, Senate File 145, a bill for an act to repeal section four hundred thirteen point twenty-three (413.23), Code 1946, relating to the height of ceilings in private dwellings, with report of committee recommending amendment and passage, was taken up and considered.

Senator Berg moved the adoption of the committee report.

RESIGNATION OF EMPLOYEES

MR. PRESIDENT: I hereby tender my resignation as general research clerk of the Fifty-second General Assembly, effective April 21st.

Florence Bond.

MR. PRESIDENT: I hereby tender my resignation as general research clerk of the Fifty-second General Assembly, effective April 21st.

Rhea C. Pape.

MR. PRESIDENT: I hereby tender my resignation as general research clerk of the Fifty-second General Assembly, effective April 21st.

Ada M. Jolley.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 123, 131, 136, 147, 152, 157, 160, 161, 196, 197, 208, 209, 259, 282, 322, 326, 389, 424, 427, 437, 478 and 483.

ROBERT C. REILLY,
Chairman Senate Committee.

LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 123, 131, 136, 147, 152, 157, 160, 161, 196, 197, 208, 209, 259, 282, 322, 326, 389, 424, 427, 437, 478, and 483.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 21st day of April, 1947, sent to the Governor for his approval: Senate Files 123, 131, 136, 147, 152, 157, 160, 161, 196, 197, 208, 209, 259, 282, 322, 326, 389, 424, 427, 437, 478, and 483.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17th the Governor had approved the following bills:

Senate File 125, relating to weekly compensations.

Senate File 360, relating to care and support of children.

Senate File 381, relating to nursing homes.

Also, that on April 18th the Governor had approved the following bills:

Senate File 181, relating to compensation of county officers.

Senate File 249, relating to "Power to Appoint".

Senate File 298, relating to salary of insurance commissioner.

Senate File 464, relating to payment of claims to certain named persons.

Senate File 465, relating to unexpended funds made for aid to dependent children.

COMMUNICATION

The following communication was received from the Governor.

Des Moines
April 19, 1947

HON. K. A. EVANS
Lieutenant Governor
State House
Des Moines, Iowa
Dear Sir:

I am returning herewith Senate File 463. I can and do approve sections 1, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 16 and 17.

I disapprove of sections 2, 11 and 15 for the reasons hereinafter stated.

Section 2 of the act acknowledges liability on the part of the state of Iowa for the stealing and wrecking of a car by an escaped inmate of the Eldora Training School for Boys. This person was a ward of the state. The state is no more liable for damage occasioned by his action than a parent is liable for the actions of a minor child. The parent can only be liable in case he directly instigates or assists a minor child in a tortious act. If the theory behind this claim were extended to its logical conclusion, then the state would assume liability if any inmate of the county jail or state penitentiary or any state mental hospital should escape from custody, break in a house, rob a bank or commit murder. It might even be logical in a case where a person apprehended by a police officer and taken into custody immediately escaped from custody before conviction, stole an automobile, robbed a store or committed some other crime. It would likewise make the state responsible for any crime committed by any inmate or parolee under the jurisdiction of the Board of Parole.

I have disapproved of section 11 of the bill for two reasons. First of all, the appropriation is made to Ralph C. Norris as an individual, rather than to him in his official capacity as county superintendent of schools, or to Polk county. The file submitted fails to show whether the cost of tuition and transportation was paid by Ralph C. Norris person-

ally or by the county. The claim however is filed by Ralph C. Norris, Polk county superintendent of schools.

The second reason I have disapproved of section 11 of the bill is that the damage upon which the appropriation is sought is a result of action by the federal government and not as a result of any action by the state or any subdivision thereof. The claim therefore should be submitted to the federal government for collection.

I have disapproved of section 15 of the bill for the reason that the decedent appears to have been a guest of the Iowa official who was driving a state car at the time of the accident resulting in the death of Charles R. Sexton. As I understand the law in Iowa, there can be no recovery by a guest except in the case of recklessness on the part of the operator of the car. Mere negligence is insufficient.

The file submitted contains no evidence of recklessness on the part of the state employee operating the car involved in the accident.

There is doubt that a Governor of the state has the power which he ought to have to veto an item in the appropriation bill of this type. I believe he has no such authority. Therefore while I approve all but three items of the bill, I feel that I must disapprove the whole of Senate File 463.

Respectfully submitted,

(Signed) ROBERT D. BLUE, *Governor*.

AMENDMENTS FILED

Amend Senate File 280 by striking all after the enacting clause and substituting therefor the following:

"Section 1. Any tax certifying or tax levying body of Iowa or any governmental subdivision thereof may apply to the State Tax Commission for refund of the amount of tax imposed hereunder and paid upon sales to it of any goods, wares or merchandise used for public purposes. Such refund may be obtained only in the following amounts and manner and only under the following conditions:

a. On forms furnished by the Commission to be within such time as the Commission may provide by regulation. The governmental unit claiming a refund shall report to the Commission the total amount or amounts valued in money expended directly or indirectly for goods, wares or merchandise used for public purposes by such tax certifying or tax levying body or governmental subdivision thereof.

b. On these forms the tax certifying or tax levying body or governmental subdivision thereof, shall separately list the persons making the sales to it or to its order, together with the dates of the sales and the total amount so expended.

c. The tax certifying or tax levying body or governmental subdivision thereof must prove to the satisfaction of the Commission that the person making the sales has included the amount thereof in the computation of the gross receipts of such person and that such person has paid the tax levied by this division based upon such computation of gross receipts.

Sec. 2. If the Commission is satisfied that the foregoing conditions and requirements have been complied with they shall refund the amount

claimed by the tax certifying or tax levying body or governmental subdivision thereof. The refunds herein provided shall not extend to purchases of goods, wares or merchandise used by or in connection with the operation of any municipal utility of such governmental unit affording service to the general public.

Sec. 3. The provisions of this act shall also apply to purchases by any tax certifying or tax levying body or governmental subdivision thereof which are subject to the use tax provided by chapter 423, Code of Iowa 1946.

Sec. 4. Application for refunds herein provided shall be certified to the state tax commission quarterly and within thirty days after the close of each quarter on March 31st, June 30th, September 30th and December 31st of each year. The state tax commission shall certify to the state comptroller the amount of refund to which each tax certifying body, tax levying body or governmental unit is entitled and the state comptroller is hereby authorized to issue his warrant for the amount of refund to the treasurer thereof.

Sec. 5. This act shall become effective as to purchases made on or after July 1, 1947.

Sec. 6. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Postville Herald, a newspaper published at Postville, Iowa, and in the Manchester Press, a newspaper published at Manchester, Iowa."

Also amend the title to Senate File 280 by striking the present title and substituting therefor the following:

"A bill for an act relating to refunds of sale and use tax paid on purchases by tax certifying and tax levying governmental bodies of Iowa, or any subdivision or branch thereof."

R. A. ROCKHILL.

Amend House File 58 by striking all of section 1.

Further amend House File 58, by striking from section 2, line 1 the following: "Sec. 2. Further amend" and insert in lieu thereof the word: "Amend".

JOHN P. BERG.

Amend part 1 of the Long amendment to House File 72 by striking, beginning with the word "Sec." in line 3 thereof to the semicolon (;) in line 17, and by inserting in lieu thereof the following:

"Sec. 3. Section four hundred twenty-nine point eleven (429.11), Code 1946, is amended by striking lines one (1) to fifteen (15) both inclusive and substituting in lieu thereof the following: "Any domestic corporation engaged in the business of loaning money to deserving persons whose business or circumstances are such as to make it desirable or convenient for them to accumulate funds with which to repay such loans by paying into a fund comparatively small amounts at frequent regular intervals, which fund may be held by such corporation as collateral security for the payment of such loans; or any person, partnership, association, or corporation engaged in the business of loaning money, in an amount not in excess of \$2500.00 to any one borrower exclusive of charges authorized herein, to deserving persons whose business or circumstances

are such as to make it desirable or convenient for them to repay such loans by paying comparatively small amounts at frequent regular intervals, shall file on or before January 15th of each year with the auditor of state a verified report and statement of its financial condition, and showing the following items"

GEORGE FAUL.

Amend House File 262 by adding thereto the following:

Sec. 8. Section one hundred thirty-eight point one (138.1), Code 1946, is amended by striking from lines 2 and 3 the following: "by their own resolution, or".

Sec. 9. Section one hundred thirty-eight point one (138.1), Code 1946, is amended by striking from line 4 the following words: "and local board of" and substituting in lieu thereof the word "the".

Sec. 10. Section one hundred thirty-eight point one (138.1), Code 1946, is amended by inserting after the word "health" in line 4 the following words: "of cities, towns, and townships".

Sec. 11. Section one hundred thirty-eight point two (138.2), Code 1946, is amended by striking from line 8 the following: "members of the local county medical society" and inserting in lieu thereof: "physicians residing and practicing in the county".

E. K. BEKMAN.

A. D. CLEM.

Amend the Senate Appropriations Committee amendment to House File 521 by striking all of section 16 and inserting in lieu thereof the following:

"Sec. 16. For the department of public instruction there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of two hundred five thousand seven hundred twenty dollars (\$205,720.00) or so much thereof as may be necessary to be used in the following manner:

MAIN OFFICE

For salary of superintendent of public instruction.....	\$ 6,000.00
For salaries, support, maintenance and miscellaneous purposes	72,720.00
Total main office	\$ 78,720.00

SCHOOL LUNCH PROGRAM

For salaries, support, maintenance and miscellaneous purposes. (Should Federal appropriation be stopped for public school lunches then this money should revert to the general fund)	\$ 37,000.00
Total for school lunches	\$ 37,000.00

VETERANS EDUCATIONAL PROGRAM

General office communications and supplies.....	\$ 2,500.00
Revolving fund	87,500.00
<hr/>	
Total for veterans education	\$ 90,000.00
Grand total of all appropriations for all purposes for each year of the biennium for the department of public in- struction	\$205,720.00"

R. W. ZASTROW and R. R. BATESON.

Amend House File 521, section 36, by striking all of line 52.

Further amend by striking from line 54 the figures "\$45,264.00" and inserting in lieu thereof the figures "\$48,264.00".

Further amend by striking all of line 55.

DUANE E. DEWEL.

Amend the committee amendment to House File 521, section 15, subsection 6, line 2, by striking the figures "\$19,600.00" and inserting in lieu thereof the figures "\$21,203.00".

E. K. BEKMAN.

Amend House File 536 by striking from section 3, lines 1 and 2, the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

Further amend House File 536, section 3, subsection d, by striking the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

Further amend section 4 by striking the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

A. E. AUGUSTINE.

Amend House File 540 by adding the following new section:

Sec. 3. This act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in The Malvern Leader, a newspaper published at Malvern, Iowa and the Davis County Republican, a newspaper published at Bloomfield, Iowa.

O. N. HULTMAN.

On motion of Senator Mercer, the Senate adjourned until 10:00 a.m. Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 22, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. M. D. Summerbell, pastor of the Methodist church, Anita, Iowa.

INTRODUCTION OF BILLS

Senate File 500, by committee on judiciary 2, a bill for an act to legalize the appointments of certain public officials by the Governor of Iowa which have been confirmed by the Senate.

Read first and second times, and referred to the sifting committee.

Senate File 501, by committee on judiciary 2, a bill for an act to amend House File seventy-six (76), Acts of the Fifty-second General Assembly, relating to the military service tax credit fund.

Read first and second times, and referred to the sifting committee.

Senate File 502, by committee on appropriations, a bill for an act to facilitate the transportation of school children, to make possible the consolidation of school districts, to transfer funds from the general fund of the state of Iowa to a special farm-to-market road fund, and to provide for the expenditure of such funds on farm-to-market road projects especially related to school transportation.

Read first and second times, and referred to the sifting committee.

Senate File 503, by committee on appropriations, a bill for an act to appropriate from the general fund of the state funds for the institutions under the control of the state board of education.

Read first and second times, and referred to the sifting committee.

Senate File 504, by committee on claims, a bill for an act to make appropriations to L. E. Ellis and Co., Des Moines, Iowa; Louis and Gertrude Hangartner, Postville, Iowa; Cynthia and Fred Baltz, Postville, Iowa; Howard County Treasurer, Cresco, Iowa; Hotel President, Waterloo, Iowa; Clyde Van Dusen, Sioux City, Iowa; Mrs. Johanna Kallemeyne, Princeton, Missouri; Margaret Hadsell, Waterloo, Iowa; W. C. Stewart, Waterloo, Iowa; Ankeny Consolidated School District, Ankeny, Iowa; Alva Carlson, Ankeny, Iowa; Cass County Treasurer, Atlantic, Iowa; C. M. Hanson, Des Moines, Iowa; John E. Spencer, Des Moines, Iowa; Mrs. Charles R. Sexton, Administratrix, Altoona, Iowa; Mrs. Venus Willcoxson, Administratrix, Bloomfield, Iowa; Hancock County, Garner, Iowa.

Read first and second times, and referred to the sifting committee.

President Evans announced that the Senate would stand at ease until the return of the committee on appropriations.

Senator Elthon suggested that with the consent of the Senators present, the recently famous quartet of the House might be invited to "Sing to the Senate" at this time.

Senator Zastrow moved that the quartet from the House be invited to entertain the Senate, which motion prevailed.

President Evans appointed as a committee to invite the quartet to the Senate, Senators Zastrow, Elthon and Benson.

The committee performed its duty, returned to the Senate Chamber and was discharged.

HOUSE AMENDMENTS CONSIDERED

Senator Fishbaugh called up for consideration Senate File 375, a bill for an act to amend section three hundred forty point four (340.4), Code 1946, relating to deputy treasurer and clerks, amended by the House, and moved that the Senate concur in the following amendments:

HOUSE AMENDMENTS TO SENATE FILE 375

Amend Senate File 375 as follows:

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

"Section 1. Chapter three hundred forty-one (341), Code 1946, is

hereby amended by adding thereto as a new section the following: 'In any county in which there exists a city, not the county seat, having a population of six thousand (6,000) or over, the treasurer may appoint a resident deputy collector of taxes for such city and vicinity under bond as provided for other deputies, and said deputy shall be allowed a reasonable compensation, to be fixed by the board of supervisors, for the time he is employed as hereinafter provided. Such resident deputy collector shall maintain an office in such city for a period of approximately five weeks each spring and fall, such periods to terminate on April 1 and October 1 respectively or as soon thereafter as possible. The treasurer in such case shall prepare the necessary books and records for such deputy each year, and the board of supervisors is authorized to allow payment of incidental expenses pertaining to the operation of such office, not to exceed one hundred dollars per year.'"

2. Amend by striking the title and inserting in lieu thereof the following:

"A bill for an act relating to resident county deputy collectors of taxes."

The Senate concurred in the House amendments.

Senator Fishbaugh moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Barkley	Faul	Linnevold	Newsome
Bekman	Fishbaugh	Long	Reilly
Benson	Foster	Lucas	Ritchie
Berg	Hart	Lynes	Rockhill
Clem	Henningsen	Martin	Schluter
Colburn	Hultman	Maytag	Sharp
Dewel	Jones	Mercer	Skourup
Doud	Klein	Miller, Ai	Vittetoe
Dykhouse	Knudson	Musmaker	Watson
Elthon	Leo	Myrland	Zastrow

Nays: none.

Absent or not voting, 10:

Augustine	Findlay	Keir	Lord
Bateson	Hawkins	Kirketeg	Miller, J. F.
Byers	Jacobson		

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

UNFINISHED BUSINESS

On motion of Senator Maytag, House File 374, a bill for an act to amend section three hundred twenty-nine point four (329.4), three hundred twenty-nine point six (329.6), three hundred

twenty-nine point nine (329.9) and three hundred twenty-nine point twelve (329.12), Code 1946, relating to airport zoning, actions for the establishment of airport zoning regulations with respect to extra-territorial airport hazard areas, the courts wherein such actions may be maintained and the parties to such actions, airport zoning commissions, action by counties with respect to airport zoning and airport boards of adjustment, was taken up for further consideration.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend House File 374 by adding thereto after section six (6) the following:

"Sec. 7. Subsection one (1) of section three hundred twenty-nine point one (329.1) is hereby amended by striking all of said subsection after the word 'designed' in line two (2) thereof, and substituting in lieu thereof the following: ", set aside, and dedicated for a period not less than ten (10) years for the landing and take-off of aircraft and utilized, or to be utilized, in the interest of the public for such purposes. Such dedication to the public use shall be evidenced by a written grant of said land for the use and benefit of the public for the purposes hereinbefore mentioned for the required period of time, which grant shall be filed with the Aeronautics Commission of the state."

Senator Dewel moved the previous question on the amendment and the main bill, which motion prevailed.

Roll call was demanded.

Rule 8 was invoked.

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

Ayes, 17:

Barkley	Hawkins	Lynes	Rockhill
Clem	Kirketeg	Musmaker	Schluter
Faul	Klein	Newsome	Watson
Fishbaugh	Leo	Ritchie	Zastrow
Foster			

Nays, 28:

Bateson	Doud	Keir	Mercer
Bekman	Dykhouse	Knudson	Miller, A.
Benson	Elthon	Linnevold	Myrland
Berg	Hart	Long	Reilly
Byers	Henningsen	Lucas	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe

Absent or not voting, 5:

Augustine	Hultman	Lord	Miller, J. F.
Findlay			

The amendment was lost.

Senator Maytag moved that the bill be read a third 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:

Barkley	Faul	Long	Newsome
Bateson	Foster	Lord	Reilly
Bekman	Hart	Lucas	Ritchie
Benson	Hawkins	Lynes	Rockhill
Berg	Henningsen	Martin	Schluter
Byers	Jones	Maytag	Sharp
Clem	Keir	Mercer	Skourup
Colburn	Klein	Miller, A.	Vittetoe
Dewel	Knudson	Musmaker	Watson
Dykhouse	Linnevold	Myrland	Zastrow

Nays, 2:

Fishbaugh Leo

Absent or not voting, 8:

Augustine	Elthon	Hultman	Kirketeg
Doud	Findlay	Jacobson	Miller, J. F.

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

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

On motion of Senator Faul, Senate File 280, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1946, relating to exemption from tax sales of purchases by tax-certifying or tax-levying governmental bodies of Iowa, or any subdivision or branch thereof, was taken up for further consideration.

Senator Rockhill offered the following amendment and moved its adoption:

Amend Senate File 280 by striking all after the enacting clause and substituting therefor the following:

"Section 1. Any tax certifying or tax levying body of Iowa or any governmental subdivision thereof may apply to the State Tax Commission for refund of the amount of tax imposed hereunder and paid upon sales to it of any goods, wares or merchandise used for public purposes. Such refund may be obtained only in the following amounts and manner and only under the following conditions:

a. On forms furnished by the Commission to be within such time as the Commission may provide by regulation. The governmental unit

claiming a refund shall report to the Commission the total amount or amounts valued in money expended directly or indirectly for goods, wares or merchandise used for public purposes by such tax certifying or tax levying body or governmental subdivision thereof.

b. On these forms the tax certifying or tax levying body or governmental subdivision thereof shall separately list the persons making the sales to it or to its order, together with the dates of the sales and the total amount so expended.

c. The tax certifying or tax levying body or governmental subdivision thereof must prove to the satisfaction of the Commission that the person making the sales has included the amount thereof in the computation of the gross receipts of such person and that such person has paid the tax levied by this division based upon such computation of gross receipts.

Sec. 2. If the Commission is satisfied that the foregoing conditions and requirements have been complied with they shall refund the amount claimed by the tax certifying or tax levying body or governmental subdivision thereof. The refunds herein provided shall not extend to purchases of goods, wares or merchandise used by or in connection with the operation of any municipal utility of such governmental unit affording service to the general public.

Sec. 3. The provisions of this act shall also apply to purchases by any tax certifying or tax levying body or governmental subdivision thereof which are subject to the use tax provided by chapter 423, Code of Iowa 1946.

Sec. 4. Application for refunds herein provided shall be certified to the state tax commissioner quarterly and within thirty days after the close of each quarter on March 31st, June 30th, September 30th and December 31st of each year. The state tax commission shall certify to the state comptroller the amount of refund to which each tax certifying body, tax levying body or governmental unit is entitled and the state comptroller is hereby authorized to issue his warrant for the amount of refund to the treasurer thereof.

Sec. 5. This act shall become effective as to purchases made on or after July 1, 1947.

Sec. 6. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Postville Herald, a newspaper published at Postville, Iowa, and in the Manchester Press, a newspaper published at Manchester, Iowa."

Also amend the title to Senate File 280 by striking the present title and substituting therefor the following:

"A bill for an act relating to refunds of sale and use tax paid on purchases by tax certifying and tax levying governmental bodies of Iowa, or any subdivision or branch thereof."

Senator Byers raised the point of order that the amendment rewrites the original bill and changes the title which has not been approved by the sifting committee, and therefore the amendment was out of order.

The chair ruled the point not well taken.

Senator Skourup moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

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

Ayes, 32:

Barkley	Henningsen	Long	Myrland
Bateson	Hultman	Lord	Newsome
Bekman	Jacobson	Lucas	Reilly
Benson	Kirketeg	Martin	Rockhill
Berg	Klein	Maytag	Sharp
Clem	Knudson	Mercer	Skourup
Colburn	Leo	Miller, Ai	Watson
Faul	Linnevold	Musmaker	Zastrow

Nays, 12:

Augustine	Doud	Jones	Ritchie
Byers	Dykhouse	Keir	Schluter
Dewel	Hawkins	Lynes	Vittetoe

Absent or not voting, 6:

Elthon	Fishbaugh	Hart	Miller, J. F.
Findlay	Foster		

The amendment was adopted.

Senator Lynes asked and received unanimous consent to withdraw his motion filed to reconsider the vote by which Senate File 280 failed to pass the Senate.

Senator Faul moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Bateson	Foster	Long	Newsome
Bekman	Henningsen	Lord	Reilly
Benson	Hultman	Lucas	Rockhill
Berg	Jacobson	Martin	Sharp
Clem	Kirketeg	Maytag	Skourup
Colburn	Klein	Miller, Ai	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul	Linnevold	Myrland	

Nays, 14:

Augustine	Dykhouse	Leo	Ritchie
Byers	Hawkins	Lynes	Schluter
Dewel	Jones	Mercer	Vittetoe
Doud	Keir		

Absent or not voting, 5:

Barkley	Fishbaugh	Hart	Miller, J. F.
Findlay			

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

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

PRESENTATION OF VISITORS

Senator Musmaker asked and received unanimous consent to present to the Senate, a former member of the legislature, a former secretary of State, the honorable Ed M. Smith of Winter-set.

Mr. Smith addressed the Senate briefly.

Senator Ai Miller asked and received unanimous consent to present to the Senate, twelve senior students from the Yale Independent school who were present in the balcony with their instructor, Mrs. L. H. Propst.

REPORT OF JOIN COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 270, 316, 347, 465, 484, 502, 511, 524, and House Joint Resolution 3.

ROBERT C. REILLY,

Chairman Senate Committee.

IVAN R. MILLS,

Ranking Member House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 270, 316, 347, 465, 484, 502, 511, 524, and House Joint Resolution 3.

On motion of Senator Dykhousé, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Leo presiding.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

S. F. 502	S. F. 500	S.J.R. 12
S. F. 503	S. F. 501	S.J.R. 14
S. F. 498	H.J.R. 10	S. F. 494
H. F. 483	H. F. 450	H. F. 368
S. F. 489	H. F. 365	

IRVING D. LONG, *Chairman.*

THIRD READING OF BILLS

On motion of Senator Lucas, House File 537, a bill for an act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of amended, substituted and renewal articles of incorporation of Fidelity Fireworks Company, and to provide for the renewal of the charter of said company, was taken up and considered.

Senator Lucas moved that the bill be read a third 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:

Augustine	Elthon	Klein	Musmaker
Bateson	Faul	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Foster	Long	Reilly
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhousé	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Hultman	Miller, J. F.	Ritchie
Findlay	Knudson		

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

Senator Lucas moved that the 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 Byers asked and received unanimous consent that

the rules be suspended and that Senate File 500 be taken up at this time.

On motion of Senator Elthon, Senate File 500, a bill for an act to legalize the appointment of certain public officials by the Governor of Iowa which have been confirmed by the Senate, was taken up and considered.

Senator Byers offered the following amendment and moved its adoption:

Amend Senate File 500 by striking from section 3 all of lines 3, 4 and 5 thereof and inserting in lieu thereof the following: "publication in The Madrid Register-News, a newspaper published at Madrid, Iowa, and in the Kossuth County Advance, a newspaper published at Algona, Iowa."

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Knudson	Musmaker
Bateson	Faul	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Kirketeg	Mercer	Watson
Dykhouse	Klein	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Foster	Miller, J. F.	Rockhill
Findlay	Keir		

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

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

President Evans took the chair at 1:45 p.m.

Senator Byers asked and received unanimous consent that the

rules be suspended and that Senate File 501 be taken up at this time.

On motion of Senator Byers, Senate File 501, a bill for an act to amend House File seventy-six (76), Acts of the Fifty-second General Assembly, relating to the military service tax credit fund, was taken up and considered.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Doud	Klein	Miller, Ai	Watson
Dykhouse	Knudson	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Barkley	Foster	Hawkins	Miller, J. F.
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the 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 Faul asked and received unanimous consent that Senate File 145 be rereferred to the sifting committee.

On motion of Senator Dykhouse, House File 532, a bill for an act relating to hydro-electric generating plants or projects and making it unlawful for any person, firm, association or corporation to engage in the business of constructing, maintaining or operating a hydro-electric generating plant or system within the State of Iowa without first having obtained from the Executive Council of the State a certificate of convenience and necessity therefor, and providing the procedure for the obtaining

and the issuance of such a certificate, and penalties for violations, was taken up and considered.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Bateson	Faul	Leo	Newsome
Bekman	Hart	Linnevold	Reilly
Berg	Henningsen	Long	Ritchie
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Knudson	Myrland	

Nays, 5:

Augustine	Fishbaugh	Foster	Hawkins
Benson			

Absent or not voting, 10:

Barkley	Klein	Miller, J. F.	Rockhill
Elthon	Lord	Musmaker	Skourup
Findlay	Martin		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhouse moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dewel, House File 212, a bill for an act authorizing township trustees to condemn lands for a community center or juvenile playgrounds, was taken up and considered.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Augustine	Elthon	Knudson	Miller, Ai
Bekman	Findlay	Leo	Myrland
Benson	Foster	Linnevold	Newsome
Berg	Hart	Long	Reilly
Byers	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Schluter
Colburn	Jacobson	Lynes	Sharp
Dewel	Jones	Martin	Vittetoe
Doud	Keir	Maytag	Watson
Dykhouse	Kirketeg	Mercer	Zastrow

Nays: none.

Absent or not voting, 10:

Barkley
Bateson
Faul

Fishbaugh
Hultman
Klein

Miller, J. F.
Musmaker

Rockhill
Skourup

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 367, a bill for an act to transfer funds from the Use Tax Fund of the State of Iowa to the Primary Road Fund to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the state of Iowa under existing federal law for Primary Roads and the extensions of primary roads through cities and towns, with report recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir asked and received unanimous consent that House File 540 be substituted for Senate File 367.

On motion of Senator Keir, House File 540, a bill for an act to transfer funds from the Use Tax Fund of the State of Iowa to the Primary Road Fund to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the State of Iowa under existing Federal law for primary roads and the extensions of primary roads through cities and towns, was taken up and considered.

Senator Hultman offered the following amendment and moved its adoption:

Amend House File 540 by adding the following new section:

Sec. 3. This act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in The Malvern Leader, a newspaper published at Malvern, Iowa and the Davis County Republican, a newspaper published at Bloomfield, Iowa.

The amendment was adopted.

Senator Faul asked and received unanimous consent that action on House File 540 be deferred and that the bill retain its place on the calendar under unfinished business.

On motion of Senator Keir, House File 525, a bill for an act to appropriate from the general fund of the state to the cosmetology examiners for operating deficiency to June 30, 1947, with report of committee recommending passage, was taken up and considered, and the report of the committee adopted.

Senator Berg moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Dykhouse	Klein	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 6:

Doud	Foster	Miller, J. F.	Reilly
Findlay	Kirketeg		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 484, a bill for an act relating to the approval of compensation of employees of the state during the biennial fiscal period beginning July 1, 1947, and ending June 30, 1949, was taken up and considered.

Senator Faul offered the following amendment by Senators Faul, Bateson and Zastrow and moved its adoption:

Amend Senate File 484 by striking from line 7 of section 1 the word "Governor" and inserting in lieu thereof the words "Executive Council".

The amendment was adopted.

Senator Faul asked and received unanimous consent to withdraw the amendment to Senate File 484 filed by him and found on page 1238 of the Senate Journal.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Hart	Linnevold	Newsome
Barkley	Hawkins	Long	Reilly
Bateson	Henningsen	Lord	Ritchie
Bekman	Hultman	Lucas	Rockhill
Berg	Jacobson	Lynes	Schluter
Byers	Jones	Martin	Sharp
Clem	Keir	Maytag	Skourup
Colburn	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, Ai	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul	Leo		

Nays, 2:

Benson Fishbaugh

Absent or not voting, 6:

Dewel	Findlay	Miller, J. F.	Myrland
Doud	Foster		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 485, a bill for an act to provide for an emergency appropriation for the State Printing Board to permit said board to function during the remainder of the biennium and for certain departments, was taken up and considered.

Senator Lucas moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Knudson	Musmaker
Barkley	Foster	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dykhouse	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, Ai	Watson
			Zastrow

Nays: none.

Absent or not voting, 5:

Dewel	Findlay	Fishbaugh	Miller, J. F.
Doud			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lucas moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doud, Senate File 329, a bill for an act to amend chapter eighty-five (85), Code of 1946, relating to workmen's compensation and specifically to definitions, was taken up and considered.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 329 by inserting after the word "districts" in line seven (7) the word "and" and by inserting after the word "corporations" in line eight (8) the following: "shall be deemed employees, including" and also by striking from line nine (9) the following: "shall be deemed employees".

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend Senate File 329 by striking all of lines 3, 4, 5 and 6 of section 3 and substituting in lieu thereof the following: "The County Register, a newspaper published at Keosauqua, Iowa, and in the Record-Republican, a newspaper published at Bonaparte, Iowa."

The amendment was adopted.

Senator Doud moved that the bill be read a third 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:

Augustine	Dykhouse	Klein	Myrland
Barkley	Faul	Linnevoid	Newsome
Bateson	Foster	Long	Reilly
Bekman	Hart	Lord	Ritchie
Benson	Hawkins	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Jacobson	Martin	Skourup
Clem	Jones	Maytag	Vittetoe
Colburn	Keir	Mercer	Watson
Doud	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting, 10:

Dewel	Fishbaugh	Leo	Miller, J. F.
Elthon	Hultman	Miller, Al	Sharp
Findlay	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doud moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Doud, House File 497, a bill for an act to amend section two hundred thirty-nine point nine (239.9) and section two hundred forty-one point seventeen (241.17), Code 1946, relating to the payment of reasonable funeral expenses for blind persons and dependent children so as to increase maximum payments and allowances, was taken up and considered.

Senator Doud moved that the bill be read a third 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:

Augustine	Elthon	Leo	Musmaker
Barkley	Faul	Linnevold	Myrland
Bateson	Foster	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Hawkins	Lucas	Ritchie
Berg	Henningsen	Lynes	Rockhill
Byers	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Doud	Klein	Miller, Al	Watson
Dykhouse			

Nays, 1:

Kirketeg

Absent or not voting, 8:

Dewel	Fishbaugh	Knudson	Sharp
Findlay	Hultman	Miller, J. F.	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doud moved that the 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 Schluter called up for consideration the following report and moved its adoption:

REPORT OF COMMITTEE TO INVESTIGATE SCHICK HOSPITAL

MR. PRESIDENT: Your committee appointed April 14, 1947, to make a personal inspection and study of the Schick General Hospital at Clinton, Iowa, begs leave to make the following report:

That on April 15, 1947, the members of your committee consisting of Senator Edwin C. Schluter, Senator J. G. Lucas, Senator Herman M. Knudson, Senator Jay C. Colburn, Senator O. H. Henningsen and Senator Fred Maytag made a trip to Clinton, Iowa, and inspected the property with a view of acquiring it for use by the state of Iowa as a mental hospital.

After careful deliberation your committee has arrived at the following conclusions:

1. Until it has been determined that these facilities will not be made available as a Veterans' Hospital and Rehabilitation Center, the state should not consider its acquisition.

2. The size and extent of the project appears to be considerably in excess of the immediate needs of the state.

3. The buildings are not suitable for mental patients because they are set in close proximity to each other.

4. The type and apparent temporary character of construction is such that it would entail considerable unknown expenditures to remodel to suit the needs of the state.

5. The shortage or lack of hospital personnel at the present time makes questionable the ability to operate an additional institution.

6. Sufficient acreage is not available for farming, dairying and gardening essential to state institutions.

7. The cost of gas, water, electricity and coal approximates \$100,000.00 per year.

8. There are no direct railroad facilities to the area.

9. The government has imposed certain conditions upon the state of Iowa, which are not feasible, if acquisition is made.

Therefore, your committee recommends that the offer from the U. S. War Assets Administration be not accepted.

Dated this 17th day of April, 1947.

EDWIN C. SCHLUTER.
J. G. LUCAS.
HERMAN M. KNUDSON.
JAY C. COLBURN.
O. H. HENNINGSEN.
FRED MAYTAG.

The motion prevailed and the report was adopted.

Senator Henningsen asked and received unanimous consent to have the following remarks printed in the Senate journal:

Relative to my remarks made regarding the letter received from General Hawley, having rejected Schick Hospital as a Veteran's Hospital. I have since had information that the Congressional Committee on Veteran's affairs has agreed to make a personal visit to this hospital and that the Veteran's committee at Clinton also has assurance from the U. S. Senators of Iowa, Illinois, and Wisconsin that if this committee report is not favorable they will seek to pass a bill in Congress which would compel the Veteran's administration to take over this hospital.

I am making this statement to correct any misunderstanding that might have arisen from my previous remarks.

O. H. HENNINGSEN.

EXECUTIVE SESSION

On motion of Senator Elthon, the Senate resolved itself into executive session.

The Senate, in executive session, confirmed the following appointments:

Mrs. Mary E. Huncke of Polk county, as a member of the State Board of Social Welfare for the term beginning July 1, 1947.

N. P. Black of Dallas county, as Superintendent of Banking for the unexpired portion of the regular term ending June 30, 1949.

Halstead M. Carpenter of Jones county, as a member of the State Board of Education for the unexpired portion of the regular term ending June 30, 1947.

Halstead M. Carpenter of Jones county, as a member of the State Board of Education for the term beginning July 1, 1947.

L. Guy Young of Taylor county, as a member of the State Conservation Commission for the term beginning July 1, 1947.

The Senate, in executive session, refused to confirm the following:

Lee R. Watts of Adams county, as a member of the State Highway Commission for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

Senator Bateson moved that the Senate adjourn until 8:00 a.m., Wednesday.

Senator Faul moved as a substitute that when the Senate adjourn, it adjourn until 10:00 a.m., Wednesday.

The motion prevailed and the substitution was made.

The substitute motion was adopted.

THIRD READING OF BILLS

On motion of Senator Byers, House File 62, a bill for an act relating to the powers of the state tax commission and amending section four hundred twenty-one point seventeen (421.17), Code 1946, was taken up and considered.

Senator Byers offered the following amendment and moved its adoption:

Amend House File 62 by striking the period (.) in line 10 of section 1 and inserting after the word "district" in said line the following: "in any year."

Senator Maytag took the chair at 4:40 p.m.

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Henningsen	Lord	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Kirketeg	Miller, Ai	Watson
Dykhouse	Klein	Musmaker	Zastrow
Elthon	Knudson	Myrland	

Nays: none.

Absent or not voting, 7:

Barkley	Faul	Hawkins	Miller, J. F.
Doud	Findlay	Lucas	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Berg, Senate File 494, a bill for an act to amend section twenty-four point fourteen (24.14), Code of Iowa, 1946, relating to the local budget law and the expenditure of funds thereunder, was taken up and considered.

Senator Clem offered the following amendment and moved its adoption:

Amend Senate File 494 by striking from line 1 of section 1 the word "this", and inserting in said line between the words "section" and "shall" the words and figures "twenty-four point fourteen (24.14), Code 1946."

The amendment was adopted.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 236

To the President of the Senate and the Speaker of the House:

We, the conference committee appointed to consider the difference between the Senate and the House on Senate File 236, relating to compensation of inheritance tax appraisers, begs leave to report that we have had the same under consideration and desire to recommend as follows: Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. Section four hundred fifty point twenty-five (450.25), Code 1946, is hereby amended by striking said section and inserting in lieu thereof the following:

"Each of said appraisers shall be entitled to receive as compensation a minimum of five dollars and not to exceed ten dollars per day of eight hours each for making each such appraisal. If the claim of any appraiser in connection with the appraisal of one estate is for more than thirty dollars, it shall be itemized and verified and filed with the clerk of the district court in which the estate is pending and notice of hearing on such claim shall be given as shall be prescribed by the court. Upon hearing on any such claim the court shall fix the amount of compensation to be allowed and enter an order therefor in the records of such estate, which allowance shall be taxed as part of the costs of probate."

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and The Madrid Register-News, a newspaper published at Madrid, Iowa.

Respectfully submitted,

R. A. ROCKHILL.

ANDREW J. NIELSEN.

RALPH W. ZASTROW.

FRED W. TESMER.

A. D. CLEM.

R. E. DUFFIELD.

DEVERE WATSON.

CLAIRE G. PRANGE.

On the part of the Senate. On the part of the House.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 176, a bill for an act relating to the abandonment of cemetery lots.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 473, a bill for an act appropriating funds for erecting and equipping an office building on the state capitol ground.

A. C. GUSTAFSON, *Chief Clerk.*

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 22nd the Governor had approved the following bills:

Senate File 123, relating to motor vehicles.

Senate File 131, relating to records of child placing agencies.

Senate File 136, relating to compensation of employees of the banking department.

Senate File 152, relating to railroad classification.

Senate File 157, relating to the servicing of heat.

Senate File 160, relating to stadiums and field houses.

Senate File 161, relating to field houses and recreational facilities.

Senate File 196, relating to peace officers.

Senate File 197, relating to workmen's compensation.

Senate File 209, relating to Code amendments.

Senate File 259, relating to school transportation.

Senate File 282, relating to investment of public funds by the state treasurer.

Senate File 322, relating to national forest funds.

Senate File 389, relating to lands and waters of the state.

Senate File 427, relating to information centers for veterans.

Senate File 478, relating to prisoner of war camp at Algona.

Senate File 483, relating to prisoner of war camp at Clarinda.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 3, 204, 267, 268, 279, 289, 375 and 454, and House Files 54, 125, 176, 181, 189, 249, 403, 466, 495 and 527.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 3, 204, 267, 268, 279, 289, 375 and 454, and House Files 54, 125, 176, 181, 189, 249, 403, 466, 495, and 527.

BILLS SENT TO THE GOVERNOR

Senator Reilly, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 22nd day of April, 1947, sent to the Governor for his approval: Senate Files 3, 204, 267, 268, 279, 289, 375 and 454.

ROBERT C. REILLY, *Chairman.*

Passed on file.

REPORTS OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 518, a bill for an act to appropriate funds from the primary road fund to the industrial commissioner for payment of workmen's compensation claims of employees of the state highway commission, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 525, a bill for an act to appropriate from the general fund of the state to the cosmetology examiners for operating deficiency to June 30, 1947, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

Amend Senate File 450 by striking all of section 2 and renumbering the remaining section.

RALPH E. BENSON.

Amend House File 521 as follows:

1. By striking from line 8, section 24, the following:
"For salary of superintendent\$3,500.00".
2. By striking from line 11, section 24, the figures "41,500.00" and inserting in lieu thereof "45,000.00".

O. H. HENNINGSSEN.

Amend Senate File 497 by striking from line 3, section 1, the words and figures "three million dollars (\$3,000,000.00)" and inserting in lieu thereof the words and figures "five million dollars (\$5,000,000.00)".

Further amend by striking from line 1 of the title, the words and figures "three million dollars (\$3,000,000.00)" and inserting in lieu thereof the words and figures "five million dollars (\$5,000,000.00)".

By Committee on Appropriations
ROBERT KEIR, *Chairman*.

Amend House File 384, as passed by the House, by inserting after section 5 thereof the following sections:

"Sec. 6. In addition to other methods provided by law for the improvement of county secondary roads not included in the farm-to-market road system any county, when authorized by the vote of the people, may issue anticipatory bonds for the purpose of raising funds to pay the cost of grading, draining, bridging and graveling, or other form of all-weather surfacing, and completing the construction of such secondary roads, and may levy taxes for the payment of such portions of said bonds and interest thereon as are not paid by the secondary road construction fund, but in no case shall the amount of such bonds issued under this act exceed an amount equal to one hundred fifty per cent (150%) of the motor vehicle fuel tax allotments for secondary road funds received by the county from the state in the ten years ending June 30, 1946.

Sec. 7. The board of supervisors, by resolution, may or upon petition of a number of qualified electors of the county equal to ten per cent (10%) of the total number of votes cast for governor at the last preceding election, shall, propose a program of highway improvement, specifying the portions of such secondary roads proposed to be improved, the general nature of the improvements, the time within which it is proposed to complete said improvements, and the estimated cost of each of the roads included in said program.

Sec. 8. The board shall fix a date for hearing on said proposed program of improvement, and the county auditor shall cause to be published in two newspapers of general circulation in the county once each week for two consecutive weeks, a notice of such hearing and a description of the roads proposed to be improved, the general nature of the proposed improvements, and an estimate of the cost of each such road

to be improved. At such hearing any citizen may appear, object, and be heard. After the hearing the board may dismiss the proceedings or shall adopt a program for such road improvement substantially as proposed.

Sec. 9. In the event the proposed program for such road improvement be adopted by the board and approved by the state highway commission, the board shall submit to the voters of the county at a general election or at a special election called for that purpose, the question of issuing bonds from year to year to be designated as county secondary road bonds, and of raising funds with which to pay said bonds and the interest thereon as the same become due.

Sec. 10. Notice of said election shall be given by publication once each week for two consecutive 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 when such election is to be held.

Sec. 11. The form of the ballot shall be substantially as follows:

'Shall the following public measure be adopted? Shall the board of supervisors be authorized to issue from year to year, serial bonds to be known as county secondary road bonds for improvement of secondary roads not included in the farm-to-market system in the aggregate amount not exceeding dollars, to provide funds for the following purposes:

For draining, grading, bridging, and completing construction without surfacing the secondary roads described as follows: (Here set forth the general location of the secondary roads to be drained, graded, bridged, and construction completed without surfacing, the approximate length and estimated cost of each portion thereof.)

For surfacing with gravel or other form of all-weather surfacing such secondary roads described as follows: (Here set forth the general location of the secondary roads to be surfaced, the type of surfacing to be used, the approximate length and estimated cost of each portion thereof.)

And shall a sufficient portion of the allotment to the county by the state of funds from motor vehicle fuel tax collections for secondary roads be appropriated and used for the payment of said secondary road bonds and the interest thereon?

And shall the board of supervisors of the county be authorized to levy and collect taxes on all taxable property of the county from year to year, in amounts sufficient to pay any part of the principal and the interest on said bonds, as the same mature, which other funds so appropriated are insufficient to pay?"

'Yes.....' No.....'

Sec. 12. The returns of said election shall be canvassed by the board, and its findings shall be entered at large in the minutes of its proceedings.

Sec. 13. 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.

Sec. 14. If sixty per cent (60%) of the votes cast thereon be in favor of such issue of bonds, 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 secondary road construction fund, issue portions of the bonds so authorized.

Sec. 15. All bonds shall be issued in serial form and shall mature in not more than fifteen (15) years from date of issue. Each bond shall show on its face the date of its maturity and shall be payable on that date. The interest rate shall not exceed four per cent (4%) per annum payable semi-annually on the first day of May and November of each year. Bonds of each issue shall be retired in order of the consecutive numbering thereof, beginning the first year after the end of the construction period. The maturities of the bonds shall be so arranged that during the period of the retirement thereof the total amount of bonds maturing plus the total amount of interest maturing shall be substantially the same for each year.

Sec. 16. The resolution authorizing each issue shall be entered at large in the minutes of the board. Such resolution shall clearly specify the amount of bonds authorized, the denomination of each bond, the rate of interest which each bond shall bear, the date of maturity of each bond, and the authorization of the chairman of the board to sign, and of the county auditor to countersign the same.

Sec. 17. When such bonds have been signed and countersigned, the county auditor shall charge the county treasurer with the amount of the issue and deliver the same to the county treasurer, who shall be responsible therefor on his bond.

Sec. 18. The county treasurer shall sell said bonds as provided in chapter seventy-five (75), Code 1946. If unable to sell said bonds for at least par, plus accrued interest, the county treasurer may apply any part or all of said bonds as par plus accrued interest in payment of any warrants duly authorized and issued for the particular purpose for which such bonds are issued.

Sec. 19. The county treasurer shall, in disposing of said bonds, keep an accurate record of the name and postoffice address of all persons to whom any of said bonds are issued, with a particular designation and description of the bonds delivered to each person. Any subsequent holder of any of such bonds may present the same to the county treasurer and cause his name and postoffice address to be entered in lieu of that of such former holder.

Sec. 20. Bonds issued hereunder shall not be taxed.

Sec. 21. If at said election the proposition carries, the board of supervisors shall at the beginning of each year during the life of said bonds set aside from the allotment of motor vehicle fuel taxes an amount sufficient to pay the principal and interest of said bonds maturing in said year. The amount so set aside is hereby appropriated for the payment of principal and interest of bonds, and shall be transferred to the secondary road bond redemption fund.

Said secondary road bond redemption fund shall be used for no other

purpose than the payment of principal and interest on county secondary road bonds issued hereunder.

Sec. 22. The board of supervisors shall, if necessary, levy and collect from year to year a sufficient amount of taxes, which together with said appropriated funds, shall be sufficient to pay the bonds herein authorized to be issued, and the interest thereon, as the same mature. The proceeds from such taxes shall be credited to the secondary road bond redemption fund.

Sec. 23. When the secondary road bond redemption fund is sufficient to pay the first maturing and retirable bond, the county treasurer shall, by mail, as shown by his records, promptly notify the holder of such bond of such fact, and all interest on such bond shall cease on the date when said bond matures.

Sec. 24. Said bonds shall be deemed the general obligations of the county. The amount of bonds issued under this act shall not, when added to all other indebtedness of the county, exceed in the aggregate five per cent (5%) of the assessed valuation of the taxable property within such county to be ascertained by the last state and county tax list previous to the date of the issue of such bonds, any other statute to the contrary notwithstanding.

Sec. 25. Nothing in this act shall be construed as to impair or invalidate any bonds heretofore issued under the statutes herein amended, revised, and codified. All the conditions, guarantees, obligations, and securities for said bonds shall remain in full force and effect, the same as though said statutes had not been amended, revised, and codified. Such bonds with the interest thereon shall be retired under the provisions hereof. Nothing herein contained shall be so construed as to impair or invalidate any authorization to issue bonds heretofore voted by the people of any county under the statutes herein amended, revised, and codified. Such authorization shall remain in full force and effect. All the provisions of this act are hereby made applicable to the issuance, sale, guarantees, payment, and retirement of said bonds as fully and completely as though said authorization had been voted hereunder.

Sec. 26. Section three hundred nine point ten (309.10), Code 1946, is amended as follows:

(1) By adding at the end of subsection two (2) thereof the following: ', and the payment of secondary road bonds of the county hereafter authorized and issued.'; (2) By adding at the end of subsection seven (7) thereof the following: ', and the payment of secondary road bonds of the county hereafter authorized and issued.'

Sec. 27. Whenever any county shall issue secondary road bonds for the improvement of secondary roads not included in the farm-to-market road system pursuant to the procedure herein authorized, sections three hundred nine point nine (309.9), three hundred nine point twenty-three (309.23) and three hundred nine point thirty-one (309.31), Code 1946, shall not apply to such county.

Sec. 28. Whenever any county shall issue secondary road bonds for the improvement of such secondary roads pursuant to the procedure herein authorized, the first three (3) paragraphs of section three hundred nine point thirty-two (309.32), Code 1946, shall not apply.

Sec. 29. Section three hundred twelve point eight (312.8), Code 1946, is amended as follows: By striking out the word 'three' in line sixteen (16) thereof and inserting in lieu thereof the word 'five'.

Sec. 30. Section three hundred sixteen point eight (316.8), Code 1946, is amended as follows: By striking out the word 'seven' in line six (6) thereof and inserting in lieu thereof the word 'fifteen'.

Sec. 31. Section three hundred sixteen point ten (316.10), Code 1946, is amended as follows: By striking out all that part of said section commencing with the words 'the maximum' in the first line thereof, down to and including the words 'the issuance of such bonds,' in line sixteen (16) of said section.

Further amend said House File 384 by renumbering the remaining sections.

Further amend said House File 384 by adding to the title the following:

"and for the authorization, issuance and payment of secondary road bonds for improvement of secondary roads not included in the farm-to-market road system".

W. N. SKOURUP.

Amend House File 526 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The general contingent fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, is hereby created and said fund shall consist of the sum of one million dollars (\$1,000,000) hereby appropriated thereto from the general fund of the state. Said contingent fund shall be administered by the joint committee on retrenchment and reform and allocations therefrom may be made only for contingencies arising during the biennium which are legally payable from the funds of the state. No allocation from said fund shall be made for the administration of, or carrying out, the provisions of any act passed by the Fifty-second General Assembly which does not contain an appropriation. Nor shall the committee on retrenchment and reform allocate any funds for any purpose or project which was, or should have been, presented to the general assembly by way of a bill and which failed to become enacted into law. A report of the dispositions made of the fund during the first eighteen months of the biennium shall be made by the committee on retrenchment and reform to the state comptroller prior to the convening of the Fifty-third General Assembly and by him included in the printed budget. Any balance in said contingent fund as of June 30, 1949, shall revert to the general fund of the state."

Further amend said Senate File 526 by striking from the title all after the words "An Act" and inserting in lieu thereof the following:

"creating the general contingent fund of the state for the ensuing biennium and providing for the administration of said fund."

Committee on Appropriations
ROBERT KEIR, Chairman.

RESOLUTION

Be It Resolved:

That the Senate in session April 22, 1947, do express our appreciation at finding in seat number 42 our esteemed Senator J. F. Miller, familiarly known as "Jake".

We want him to know that we think it has been a privilege and a pleasure to work with him.

May he have continued health, is the wish of the Senate, and we ask a standing vote in approval of this resolution; and request it be published in the Journal of the Senate.

J. A. NEWSOME.

E. C. MYRLAND.

STANLEY L. HART.

FRANK C. BYERS.

ROBERT KEIR.

J. T. DYKHOUSE.

R. W. ZASTROW.

R. R. BATESON.

FRED J. RITCHIE.

ELMER K. BEKMAN.

JAY C. COLBURN.

RESIGNATION OF EMPLOYEE

MR. PRESIDENT: I hereby tender my resignation as assistant sergeant-at-arms of the Senate of the Fifty-second General Assembly, effective April 22nd.

EDW. A. KOPP.

Senator Bateson moved that the Senate adjourn until 10:00 a.m. Wednesday, which motion prevailed.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 23, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Earl D. Hart, pastor of the Methodist church, Pomeroy, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Henningsen, from residents of Clinton county in opposition to proposed labor legislation.

By Senator Linnevold, from residents of Winneshiek county favoring state aid to schools.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, a number of student nurses from the various hospitals of the city of Des Moines who were present in the balcony with their social science instructor and secretary of the State League of Nursing Education, Miss Helen Cromwell.

Senator Faul asked and received unanimous consent to present to the Senate, forty junior students from the Ankeny high school who were present in the balcony with their teachers, Mrs. M. E. Reimer and Miss E. Bond.

Senator Barkley asked and received unanimous consent to present to the Senate, eighteen senior students of the American Government class of the Moulton high school who were present in the balcony with their superintendent, Mr. W. A. Wegener.

Senator Barkley also asked and received unanimous consent to present to the Senate one of the outstanding members of the Moulton Senior class, Miss Ila Dean Grey who was present in the Senate Chamber. Also, Miss Shirley Piatt, another member of the Senior class and a part time secretary in his office.

Senator Ritchie asked and received unanimous consent to present

to the Senate twelve members of the senior class of the Larrabee high school who were present in the balcony with their superintendent, Mr. A. H. Rath.

Senator Bateson asked and received unanimous consent to present to the Senate twenty-four students from the Jewell high school who were present in the balcony with their superintendent, Mr. Alfred W. Fischer.

Senator Ai Miller asked and received unanimous consent to present to the Senate twenty-six students from the Waukee consolidated high school who were present in the balcony with their instructor, Miss Mary Cline.

Senator Lucas asked and received unanimous consent to present to the Senate four students from the Fernald high school who were present in the balcony with their teacher, Mrs. Lailson.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Rockhill called up the following conference committee report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 236

To the President of the Senate and the Speaker of the House:

We, the conference committee appointed to consider the difference between the Senate and the House on Senate File 236, relating to compensation of inheritance tax appraisers, begs leave to report that we have had the same under consideration and desire to recommend as follows: Strike all after the enacting clause and substitute in lieu thereof the following:

Section 1. Section four hundred fifty point twenty-five (450.25), Code 1946, is hereby amended by striking said section and inserting in lieu thereof the following:

"Each of said appraisers shall be entitled to receive as compensation a minimum of five dollars and not to exceed ten dollars per day of eight hours each for making each such appraisalment. If the claim of any appraiser in connection with the appraisalment of one estate is for more than thirty dollars, it shall be itemized and verified and filed with the clerk of the district court in which the estate is pending and notice of hearing on such claim shall be given as shall be prescribed by the court. Upon hearing on any such claim the court shall fix the amount of compensation to be allowed and enter an order therefor in the records of such estate, which allowance shall be taxed as part of the costs of probate."

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its publication in The Marshalltown

Times-Republican, a newspaper published at Marshalltown, Iowa, and The Madrid Register-News, a newspaper published at Madrid, Iowa.

Respectfully submitted,

R. A. ROCKHILL.

ANDREW J. NIELSEN.

RALPH W. ZASTROW.

FRED W. TESMER.

A. D. CLEM.

R. E. DUFFIELD.

DEVERE WATSON.

CLAIRE G. PRANGE.

On the part of the Senate. On the part of the House.

The motion prevailed, and the report was adopted.

On motion of Senator Rockhill, the amendments contained in the conference committee report on Senate File 236 were adopted.

Senator Rockhill moved that Senate File 236 be read a third 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:

Augustine	Fishbaugh	Leo	Myrland
Barkley	Foster	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Vittetoe
Doud	Klein	Miller, Ai	Watson
Dykhousé	Knudson	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Byers	Faul	Kirketeg	Miller, J. F.
Elthon	Findlay		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rockhill moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and concurred in Senate amendment to and passed the following bill in which the concurrence of the Senate is asked:

House File 113, a bill for an act relating to the amount that school districts may levy for the general fund of school districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 109, a bill for an act to declare that no person shall be deprived of the right to work because of membership in, or refusal to join any labor union.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 113

Amend Senate amendment to House File 113 by substituting in lieu thereof the following:

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Amend section two hundred ninety-eight point one (298.1), Code 1946, by striking all after the eighth line and inserting in lieu thereof the following:

'1. All school corporations having a school enumeration of twelve hundred (1200) or more, one hundred ten (\$110) dollars.

'2. All school corporations having a school enumeration of less than twelve hundred (1200) and exceeding two hundred fifty (250), one hundred twenty-five dollars (\$125).

'3. All other school corporations, one hundred forty dollars (\$140).'

HOUSE AMENDMENT TO SENATE FILE 109

1. Amend Senate File 109 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It is declared to be the policy of the state of Iowa that no person within its boundaries shall be deprived of the right to work at his chosen occupation for any employer because of membership in, affiliation with, withdrawal or expulsion from, or refusal to join, any labor union, organization, or association, and any contract which contravenes this policy is illegal and void.

Sec. 2. It shall be unlawful for any person, firm, association or corporation to refuse or deny employment to any person because of membership in, or affiliation with, or resignation or withdrawal from, a labor union, organization or association, or because of refusal to join or affiliate with a labor union, organization or association.

Sec. 3. It shall be unlawful for any person, firm, association, corporation or labor organization to enter into any understanding, contract, or agreement, whether written or oral, to exclude from employment members of a labor union, organization or association, or persons who do not belong to, or who refuse to join, a labor union, organization or association, or because of resignation or withdrawal therefrom.

Sec. 4. It shall be unlawful for any person, firm, association, labor organization or corporation, or political subdivision, either directly or indirectly, or in any manner or by any means as a prerequisite to or a condition of employment to require any person to pay dues, charges, fees, contributions, fines or assessments to any labor union, labor association or labor organization.

Sec. 5. It shall be unlawful for any person, firm, association, labor organization or corporation to deduct labor organization dues, charges, fees, contributions, fines or assessments from an employee's earnings, wages or compensation, unless the employer has first been presented with an individual written order therefor signed by the employee, and by his or her spouse, if married, in the manner set forth in section five hundred thirty-nine point four (539.4), Code 1946, which written order shall be terminable at any time by the employee giving at least thirty days written notice of such termination to the employer.

Sec. 6. Any person, firm, association, labor organization, or corporation or any director, officer, representative, agent or member thereof, who shall violate any of the provisions of this Act or who shall aid and abet in such violation shall be deemed guilty of a misdemeanor.

Sec. 7. Additional to the penal provisions of this Act, any person, firm, corporation, association, or any labor union, labor association or labor organization, or any officer, representative, agent or member thereof may be restrained by injunction from doing or continuing to do any of the matters and things prohibited by this Act, and all of the provisions of the law relating to the granting of restraining orders and injunctions, either temporary or permanent, shall be applicable.

Sec. 8. If any provision of this Act or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this Act, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Sec. 9. The provisions of this Act shall not apply to employers or employees covered by the Federal Railroad Labor Act.

Sec. 10. This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Rake Register, a newspaper published at Thompson, Iowa and the Iowa Falls Citizen, a newspaper published at Iowa Falls, Iowa."

2. Amend the title to Senate File 109 by striking all of said title and inserting in lieu thereof the following title:

"A bill for an Act to make it unlawful to discriminate in the employment of any person either because of membership or non-membership in a labor union, organization or association, or to require any person to pay dues or other charges thereto as a condition of employment, and to make it unlawful to deduct labor organization dues or other charges from the compensation of an employee unless the employee has authorized such deduction as provided in this Act, and to prescribe penalties for violations and relief by injunction to prevent or stop violations."

UNFINISHED BUSINESS

On motion of Senator Hultman, House File 540, a bill for an act to transfer funds from the Use Tax Fund of the State of Iowa to the Primary Road Fund to enable the State Highway Commission to match the Federal Aid road funds allotted or to be allotted to the state of Iowa under existing federal law for

primary roads and the extensions of primary roads through cities and towns, was taken up for further consideration.

Senator Berg moved that action on House File 540 be deferred, and that the bill retain its place on the calendar; also that a printed copy of the explanation of the bill be placed on the desks of each of the Senators, which motion prevailed.

On motion of Senator Berg, Senate File 494, a bill for an act to amend section twenty-four point fourteen (24.14), Code of Iowa, 1946, relating to the local budget law and the expenditure of funds thereunder, was taken up for further consideration.

Senator Clem moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Leo	Myrland
Barkley	Foster	Linnevold	Newsome
Bateson	Hart	Long	Reilly
Bekman	Hawkins	Lord	Ritchie
Benson	Henningsen	Lucas	Rockhill
Berg	Hultman	Lynes	Schluter
Byers	Jacobson	Martin	Sharp
Clem	Jones	Maytag	Skourup
Colburn	Keir	Mercer	Vittetoe
Dewel	Klein	Miller, A	Watson
Elthon	Knudson	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Doud	Findlay	Kirketeg	Miller, J. F.
Dykhous			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Berg moved that the 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 Keir, House File 521, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for various departments and various divisions thereof, of the state of Iowa, for the purposes provided by law, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Keir asked and received unanimous consent to withdraw the committee amendment filed to House File 521 and found on pages 1186 to 1204 of the Senate journal. All amendments filed thereto were also withdrawn.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 521, section 29 line 18 by striking the figures "\$3600" and insert in lieu thereof the figures "3160".

Further amend section 29 line 20 by striking the figures "44,400" and insert in lieu thereof the figures "44,840".

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

1. Amend House File 521 by striking from line 7 of section 27 the figures "5,600.00" and inserting in lieu thereof the figures "6,000.00".

2. Further amend House File 521 by striking from line 13 of section 27 the figures "59,600.00" and inserting in lieu thereof the figures "60,000.00".

The amendment was adopted.

Senator Foster offered the following amendment and moved its adoption:

Amend House File 521, section 36, line 34 by striking the figures "\$4000.00" and insert in lieu thereof the figures "\$4500.00".

Then further amend section 36, line 38 by striking the figures "\$135,000.00" and insert in lieu thereof "\$135,500.00".

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 521 by striking from section 26 all of lines 7 and 8 and inserting in lieu thereof the following:

"For salary of commissioner.....	\$ 4,500.00
For salary, support, maintenance and miscellaneous purposes	41,500.00"

The amendment was adopted.

Senator Clem offered the following amendment and moved its adoption:

Amend House File 521 by striking from lines 4 and 5 of section 30 the words and figures "one thousand five hundred and fifteen dollars (\$1,515.00)" and inserting in lieu thereof the words and figures "three thousand dollars (\$3000.00)".

Further amend section 30, line 7 by striking the figures "1,515.00" and inserting in lieu thereof the figures "3,000".

Further amend section 30, line 11 by striking the figures "1,515.00" and inserting in lieu thereof the figures "3,000.00".

The amendment was adopted.

Senator Dewel asked and received unanimous consent to withdraw the amendment to House File 521 filed by him and found on page 1308 of the Senate journal.

Senator Henningsen offered the following amendment and moved its adoption:

Amend House File 521 as follows:

1. By striking from line 8, section 24, the following:

"For salary of superintendent.....\$3,500.00".

2. By striking from line 11, section 24, the figures "41,500.00" and inserting in lieu thereof "45,000.00".

The amendment was adopted.

The following appropriations committee amendment was considered:

Amend House File 521 as passed by the House as follows:

1. Strike all of section seventeen (17) thereof.

2. Strike all of section twenty-six (26) and insert in lieu thereof the following:

"For the industrial commission there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of forty-seven thousand eighty dollars (\$47,080.00) or so much thereof as may be necessary to be used in the following manner:

For salaries, support, maintenance and miscellaneous purposes	\$ 47,080.00
---	--------------

Grand total of all appropriations for all purposes for each year of the biennium for the industrial commission\$47,080.00"

3. Strike all of section thirty-six (36) and insert in lieu thereof the following:

"For the department of public safety there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of one million seven hundred twenty-three thousand four hundred dollars (\$1,723,400.00) or so much thereof as may be necessary to be used in the following manner:

(1) Division of administration, for salary of commissioner	\$ 5,000.00
--	-------------

For salaries, support, maintenance and miscellaneous purposes	18,506.00
---	-----------

Total for division of administration	\$ 23,506.00
--	--------------

(2) Division of accident, statistics and public liability, for salaries, support, maintenance and miscellaneous purposes	\$110,000.00
(3) Division of highway patrol, for salary of chief of patrol	4,000.00
For salaries, support, maintenance and miscellaneous purposes	819,576.00
Total for division of highway patrol	\$823,576.00
(4) Division of operators and chauffeurs license, for salaries, support, maintenance and miscellaneous purposes	\$198,190.00
(5) Division of motor registration, for salary of superintendent	3,800.00
For salaries, support, maintenance and miscellaneous purposes	270,348.00
Total for division of motor registration	\$274,148.00
(6) Division of criminal investigation, for salary of chief of bureau of investigation	\$ 4,000.00
For salaries, support, maintenance and miscellaneous purposes	105,000.00
Total for division of criminal investigation	\$109,000.00
(7) Division of radio communications, for salary of superintendent	\$ 3,600.00
For laboratory equipment and supplies	11,000.00
For salaries, support, maintenance and miscellaneous purposes	85,216.00
Total for division of radio communications	\$ 99,816.00
(8) Division of fire marshal, for salary of fire marshal	\$ 3,800.00
For salaries, support, maintenance and miscellaneous purposes	33,100.00
Total for division of fire marshal	\$ 36,900.00
(9) Division of safety education, for salary of director	\$ 3,000.00
For salaries, support, maintenance and miscellaneous purposes	45,264.00
Total for division of safety education	\$ 48,264.00
Grand total of all appropriations for all purposes for each year of the biennium for the department of public safety and all divisions thereof	\$1,723,400.00"

4. Strike all of section forty-seven (47) and insert in lieu thereof the following:

"For the supreme court there is hereby appropriated from the general fund of the state for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of ninety-six thousand two

hundred eighty dollars (\$96,280) or so much thereof as may be necessary to be used in the following manner:

For salaries of judges as provided by section 684.17 of the Code as amended	\$ 71,250.00
For salaries, support, maintenance and miscellaneous purposes	24,780.00
Rules of procedure	250.00

Grand total of all appropriations for all purposes for each year of the biennium for the supreme court\$96,280.00"

5. Renumber the sections of the bill as passed by the House to conform to the foregoing amendments.

Senator Foster offered the following amendment to the amendment by the committee on compensation of public officers and employees and moved its adoption:

Amend the appropriations committee amendment by striking from line 2 of division (6) of paragraph 3 the figures "4,000.00" and inserting in lieu thereof the figures "4,500.00".

Further amend said amendment by striking from line 5 of division (6) of paragraph 3 the figures "\$109,000.00" and inserting in lieu thereof the figures "\$109,500.00".

Further amend said amendment by striking from lines 6 and 7 of paragraph 3 the words and figures "one million seven hundred twenty-three thousand four hundred dollars (\$1,723,400.00)" and inserting in lieu thereof the words and figures "one million seven hundred twenty-three thousand nine hundred dollars (\$1,723,900.00)".

Further amend said amendment by striking from the last line of paragraph 3 the figures "\$1,723,400.00" and inserting in lieu thereof the figures "\$1,723,900.00".

The amendment to the amendment was adopted.

Senator Faul offered the following amendment to the amendment and moved its adoption.

Amend the committee amendment by striking all of lines 8 and 9 of division 2 and inserting in lieu thereof the following:

"For salary of commissioner.....	\$ 4,500.00
For salaries, support, maintenance and miscellaneous purposes	\$42,580.00"

The amendment to the amendment was adopted.

Senator Dewel offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment, section 36, division 9 by striking the words "for Salary of Director" and the figures "\$3,000.00."

Further amend by striking in the next line the figures "\$45,264.00" and inserting in lieu thereof the figures "\$48,264.00."

Further amend by striking the next line.

The amendment to the amendment was adopted.

On motion of Senator Long the committee amendment as amended was adopted.

The following appropriation committee amendment was considered:

Amend House File 521 by adding thereto the following new sections:

"Sec. —. All salaries provided for in this act are in lieu of all existing statutory salaries, for the positions provided herein, and shall be payable in equal monthly or semi-monthly installments, and shall be in full compensation for all services except as otherwise expressly provided.

"Sec. —. Where any provisions of the laws of this state are in conflict with this act the provisions of this act shall govern for the biennium.

"Sec. —. No department or commission of state shall expend any funds for the publication or distribution of books or pamphlets or reports unless the publication thereof be expressly required by law or approved by the committee on retrenchment and reform."

On motion of Senator Long, the committee amendment was adopted.

Senator Faul offered the following amendment by Senators Faul and Berg:

1. Amend House File 521 by striking from lines 4 and 5 of section thirty-nine (39) the following: "seven hundred ninety-five thousand dollars (\$795,000.00)" and inserting in lieu thereof the following: "two million seven hundred ninety-five thousand dollars (\$2,795,000.00)".

2. Further amend House File 521, as passed by the House, by inserting immediately after line 6 of section thirty-nine (39) the following:

"For old age assistance (In addition to ten million dollars (\$10,000,000.00) appropriated for this purpose by House File 502) \$2,000,000.00".

3. Further amend House File 521, as passed by the House, by striking from line 13 of section thirty-nine (39) the figures "795,000.00" and inserting in lieu thereof the figures "2,795,000.00".

On motion of Senator Berg, the amendment was adopted.

Senator Elthon offered the following amendment by Senators Elthon, Byers and Reilly and moved its adoption:

Amend section 14 by adding thereto the following item:

Restaurant and Hotel Inspection

For additional inspection of hotels and restaurants, twenty thousand dollars (\$20,000.00).

Also amend by correcting the figures of the grand total in last line of said section 14.

The amendment was adopted.

Senator Bekman offered the following amendment and moved its adoption:

Amend House File 521, section 5, line 8 by striking the figure "3,-600.00" and inserting in lieu thereof the figure "4,000.00".

Further amend line 14, section 5, by striking the figure "38,000.00" and inserting in lieu thereof the figure "38,400.00".

The amendment was adopted.

Senator Doud offered the following amendment and moved its adoption:

Amend House File 521, section 9, by striking from lines 4 and 5 the words and figures "five hundred dollars (\$500.00)" and inserting in lieu thereof the words and figures "eight hundred dollars (\$800.00)".

Further amend said section by inserting after line 6 the following:
"For support of the conference of commissioners on Uniform State Laws\$300.00"

Further amend said section by striking the figures "\$500.00" in line 12 and inserting in lieu thereof the figures "\$800.00".

The amendment was adopted.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

PRESENTATION OF VISITOR

Senator Klein asked and received unanimous consent to present to the Senate, a former member of the legislature the Honorable L. D. Teter of Marion county who was present in the Senate Chamber.

SPECIAL ANNOUNCEMENT

Senator Knudson arose on a point of personal privilege and extended to the members of the Senate and to the representatives of the press, an invitation to attend the annual Governor's Day celebration at Clear Lake, Iowa, on August 1, 2 and 3, 1947.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar: S. F. 504 and S. F. 499.

IRVING D. LONG, *Chairman.*

BILL ASSIGNED TO COMMITTEE

President Evans announced the following assignment of bill to committee:

Senate File 504 Appropriations.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate File 504, a bill for an act to make appropriations to L. E. Ellis & Co., et al., begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *Chairman*.

Ordered passed on file.

On motion of Senator Keir, Senate File 504, a bill for an act to make appropriations to L. E. Ellis and Co., Des Moines, Iowa; Louis and Gertrude Hangartner, Postville, Iowa; Cynthia and Fred Baltz, Postville, Iowa; Howard County Treasurer, Cresco, Iowa; Hotel President, Waterloo, Iowa; Clyde Van Dusen, Sioux City, Iowa; Mrs. Johanna Kallemeyne, Princeton, Missouri; Margaret Hadsell, Waterloo, Iowa; W. C. Stewart, Waterloo, Iowa; Ankeny Consolidated School District, Ankeny, Iowa; Alva Carlson, Ankeny, Iowa; Cass County Treasurer, Atlantic, Iowa; C. M. Hanson, Des Moines, Iowa; John E. Spencer, Des Moines, Iowa; Mrs. Charles R. Sexton, Administratrix, Altoona, Iowa; Mrs. Venus Willcoxson, Administratrix, Bloomfield, Iowa; Hancock County, Garner, Iowa, with report of committee without recommendation was taken up, considered, and the report of the committee adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Kirketeg	Miller, Ai	Watson
Dykhous	Keir	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Byers	Findlay	Lucas	Miller, J. F.
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Rockhill moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, Senate File 476, a bill for an act to amend section three hundred fifty-eight point one (358.1), Code 1946, relating to the incorporation of sanitary districts, was taken up and considered.

Senator Rockhill moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Long	Ritchie
Benson	Hawkins	Lord	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Doud	Findlay	Lucas	Miller, J. F.
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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 Rockhill moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

RECONSIDERATION OF HOUSE FILE 521

Senator Keir asked and received unanimous consent that the record on House File 521 from the motion by Senator Long, advancing the bill to its third reading be expunged from the record.

Senator Keir offered the following amendment and moved its adoption:

Amend House File 521, section 46 as follows:

1. By striking from line 12 the figures "\$4,500.00" and inserting in lieu thereof the figures "\$5,000.00".
2. By striking from line 12 the figures "\$13,500.00" and inserting in lieu thereof the figures "\$15,000.00".
3. By striking from line 13 the figures "\$220,970.00" and inserting in lieu thereof the figures "\$219,470.00".

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 521 by striking from lines 4 and 5 of section 27 the words and figures "fifty-nine thousand six hundred dollars (\$59,600.00)" and inserting in lieu thereof the words and figures "sixty thousand dollars (\$60,000.00)".

The amendment was adopted.

Senator Long asked and received unanimous consent that the chairman of the committee on appropriations and the secretary of the Senate be authorized to make the necessary changes in the various totals in the bill.

Senator Keir moved that the bill be read a third 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:

Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Knudson		

Nays: none.

Absent or not voting, 4:

Augustine	Findlay	Klein	Miller, J. F.
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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 Keir moved that the 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 Jacobson called up for consideration Senate File 109, a bill for an act to make it unlawful to discriminate in the employment of any person either because of membership or non-membership in a labor organization or to require any person to pay dues or other charges to a labor organization as a condition of employment and to make it unlawful to deduct labor organization dues or other charges from the earnings of an employee unless the employee has authorized such deduction as provided in this Act and to prescribe penalties for violations, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

Senator Jacobson moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Bateson	Hart	Linnevoold	Myrland
Berg	Hawkins	Long	Newsome
Colburn	Hultman	Lord	Ritchie
Dewel	Jacobson	Lucas	Rockhill
Doud	Jones	Lynes	Schluter
Dykhouse	Keir	Maytag	Sharp
Elthon	Kirketeg	Mercer	Skourup
Fishbaugh	Knudson	Miller, Ai	Vittetoe
Foster	Leo	Musmaker	Zastrow

Nays, 12:

Augustine	Benson	Faul	Martin
Barkley	Byers	Henningsen	Reilly
Bekman	Clem	Klein	Watson

Absent or not voting, 2:

Findlay Miller, J. F.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Jacobson moved that the 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 Keir, House File 483, a bill for an act to appropriate from the general fund and from institutional industries fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, to the board of control for support of the institutions under said board of control, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Byers took the chair at 2:00 p.m.

The following committee amendments were considered:

Amend House File 483 section 1 by striking the words and figures "seven million eighty-eight thousand fifty dollars (\$7,088,050.00)" from lines 8 and 9 and inserting in lieu thereof "seven million nine hundred forty-eight thousand six hundred sixty dollars (\$7,948,660.00)".

Further amend section 2 by striking the words and figures "eight hundred twenty thousand dollars (\$820,000.00)" from lines 4 and 5 and inserting in lieu thereof "eight hundred eighty-six thousand one hundred dollars (\$886,100.00)" and by striking from line 7 the figures "\$806,500.00" and inserting "\$871,100.00" and by striking from line 9 the figures "13,500.00" and inserting "15,000.00" and by striking from line 12 the figures "\$820,000.00" and inserting in lieu thereof "\$886,100.00".

Further amend section 3 by striking the words and figures "eight hundred six thousand dollars (\$806,000.00)" from lines 4 and 5 and inserting in lieu thereof "eight hundred fifty-eight thousand nine hundred dollars (\$858,900.00)" and by striking from line 7 the figures "\$792,500.00" and inserting in lieu thereof "\$843,900.00" and by striking from line 9 the figures "13,500.00" and inserting in lieu thereof "15,000.00" and by striking from line 12 the figures "\$806,000.00" and inserting in lieu thereof "\$858,900.00".

Further amend section 4 by striking the words and figures "seven hundred twenty-eight thousand seven hundred fifty dollars (\$728,750.00)" from lines 4 and 5 thereof and inserting in lieu thereof "eight hundred forty-six thousand nine hundred dollars (\$846,900.00)" and by striking from line 8 the figures "\$715,250.00" and inserting "\$831,900.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof "15,000.00" and by striking from line 13 the figures "\$728,750.00" and inserting in lieu thereof the figures "\$856,900.00".

Further amend section 5 by striking the words and figures "eight hundred thousand dollars (\$800,000.00)" from lines 4 and 5 and inserting in lieu thereof the words and figures "eight hundred eighty thousand four hundred dollars (\$880,400.00)" and by striking from line 7 the figures "\$786,500.00" and inserting in lieu thereof the figures "\$865,400.00" and by striking from line 9 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 12 the figures "\$800,000.00" and inserting in lieu thereof the figures "\$880,400.00".

Further amend section 6 by striking the words and figures "seven hundred ninety-one thousand dollars (\$791,000.00)" from line 5 and inserting in lieu thereof the words and figures "eight hundred sixty-four thousand eight hundred fifty dollars (\$864,850.00)" and by striking from line 8 the figures "\$777,500.00" and inserting in lieu thereof the figures "\$849,850.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 13 the figures "\$791,000.00" and inserting in lieu thereof the figures "\$864,850.00".

Further amend section 7 by striking the words and figures "six hundred seventy-eight thousand five hundred dollars (\$678,500.00)" from lines 5 and 6 and inserting in lieu thereof the words and figures "eight hundred thirty thousand nine hundred dollars (\$830,900.00)" and by striking from line 8 the figures "\$665,000.00" and inserting in lieu thereof the figures "\$815,900.00" and by striking from line 10 the figures "13,500.00" and inserting in lieu thereof the figures "15,000.00" and by striking from line 13 the figures "\$678,500.00" and inserting in lieu thereof the figures "\$830,900.00".

Further amend section 8 by striking the words and figures "two hundred ninety-eight thousand nine hundred dollars (\$298,900.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "three hundred eight thousand, five hundred eighty-five dollars (\$308,585.00)" and by striking the figures "\$293,500.00" in line 8 and inserting in lieu thereof the figures "\$302,585.00" and by striking the figures "5,400.00" in line 10 and inserting in lieu thereof the figures "6,000.00" and by striking the figures "\$298,900.00" in line 13 and inserting in lieu thereof the figures "\$308,585.00".

Further amend section 9 by striking the words and figures "two hundred fifty-five thousand dollars (\$255,000.00)" and inserting in lieu thereof the words and figures "two hundred seventy thousand dollars (\$270,000.00)" in lines 4 and 5 and by striking the figures "\$245,000.00" in line 7 and inserting in lieu thereof the figures "\$260,000" and by striking the figures "\$255,000.00" in line 12 and inserting in lieu thereof the figures "\$270,000.00".

Further amend section 10 by striking the words and figures "five hundred thousand five hundred dollars (\$500,500.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "five hundred thirty-three thousand nine hundred dollars (\$533,900.00)" and by striking the figures "\$488,500.00" in line 7 and inserting in lieu thereof the figures "\$521,900.00" and by striking the figures "\$10,800.00" in line 9 and inserting in lieu thereof the figures "\$12,000.00" and by striking the figures "\$500,500.00" in line 12 and inserting in lieu thereof the figures "\$533,900.00".

Further amend section 10 by adding the following: "The appropriation for the state sanatorium at Oakdale, Iowa, shall be to the Board of Education in conformance with the provisions of Senate File 70, Acts of the Fifty-second General Assembly."

Further amend section 11 by striking the words and figures "three hundred eighty-two thousand five hundred dollars (\$382,500.00)" from lines 4 and 5 and inserting in lieu thereof the words and figures "five

hundred five thousand eight hundred fifty dollars (\$505,850.00)" and by striking the words and figures "three hundred thirty-two thousand five hundred dollars (\$332,500.00)" in lines 5 and 6 and inserting in lieu thereof the words and figures "four hundred fifty-five thousand eight hundred fifty dollars (\$455,850.00)" and by striking the figures "\$371,500.00" from line 14 and inserting in lieu thereof the figures "\$493,850.00" and by striking the figures "11,000.00" from line 16 and inserting in lieu thereof the figures "12,000.00" and by striking the figures "\$382,500.00" from line 19 and inserting in lieu thereof the figures "\$505,850.00".

Further amend section 13 by striking the words and figures "four hundred sixty-two thousand dollars (\$462,000.00)" in line 4 and inserting in lieu thereof the words and figures "five hundred forty-eight thousand two hundred dollars (\$548,200.00)" and by striking the figures "\$412,000.00" and inserting in lieu thereof the figures "\$498,200.00" in line 5 and by striking the figures "\$451,000.00" in line 12 and inserting in lieu thereof the figures "\$536,200.00" and by striking the figures "11,000.00" in line 14 and inserting in lieu thereof the figures "12,000.00" and by striking the figures "\$462,000.00" in line 17 and inserting in lieu thereof the figures "\$548,200.00".

Further amend section 14 by striking the words and figures "one hundred thirty-six thousand nine hundred dollars (\$136,900.00)" in lines 5 and 6 and inserting in lieu thereof the words and figures "one hundred fifty-two thousand four hundred fifty dollars (\$152,450.00)" and by striking the figures "\$126,900.00" in line 8 and inserting in lieu thereof the figures "\$147,450.00" and by striking the figures "\$10,000.00" in line 10 and inserting in lieu thereof the figures "5,000.00" and by striking the figures "\$136,900.00" in line 13 and inserting in lieu thereof the figures "\$152,450.00".

Further amend section 15 by striking the words and figures "fifty-four thousand dollars (\$54,000.00)" in lines 4 and 5 and by inserting in lieu thereof the words and figures "fifty-six thousand six hundred dollars (\$56,600.00)" and by striking the figures "\$49,000.00" from line 7 and inserting in lieu "\$51,600.00" and by striking the figures "54,000.00" from line 12 and inserting in lieu thereof the figures "\$56,600.00".

Further amend section 16 by striking the words and figures "one hundred forty-two thousand dollars (\$142,000.00)" in lines 4 and 5 and inserting in lieu thereof the words and figures "one hundred seventy-three thousand twenty-five dollars (\$173,025.00)" and by striking the figures "\$137,000.00" from line 7 and inserting in lieu thereof the figures "\$168,025.00" and by striking the figures "\$142,000.00" from line 12 and inserting in lieu thereof the figures "\$173,025.00".

Further amend by striking the words and figures "seven million one hundred eighty-eight thousand fifty dollars (\$7,188,050.00)" in the last two lines of the explanation and inserting in lieu thereof the words and figures "eight million forty-eight thousand six hundred sixty dollars (\$8,048,660.00)".

Amend the title of House File 483 by striking the period at the end of line five and add the following: "and to the Board of Education for support of the state sanatorium at Oakdale, Iowa."

The amendments were adopted.

Senator Hultman moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Myrland
Barkley	Faul	Leo	Newsome
Bateson	Fishbaugh	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Miller, A	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Klein	Miller, J. F.
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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 Hultman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, House File 518, a bill for an act to appropriate funds from the primary road fund to the industrial commissioner for payment of workmen's compensation claims of employees of the state highway commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Colburn	Hart	Knudson
Barkley	Dewel	Henningsen	Leo
Bateson	Doud	Hultman	Linnevold
Bekman	Dykhouse	Jacobson	Long
Benson	Elthon	Jones	Lord
Berg	Faul	Keir	Lucas
Byers	Fishbaugh	Kirketeg	Lynes
Clem	Foster	Klein	Martin

Maytag
Mercer
Miller, Ai
Musmaker

Myrland
Newsome
Reilly
Ritchie

Rockhill
Schluter
Sharp
Skourup

Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 3:

Findlay

Hawkins

Miller, J. F.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, House File 526, a bill for an act to provide for the transfer of funds in the state sinking fund for public deposit, created in chapter four hundred fifty-four (454), Code 1946, and the transfer of such funds therefrom creates a general contingent fund for the ensuing biennium and providing for the administration of said fund, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Keir asked and received unanimous consent to withdraw the committee amendment to House File 526 filed and found on page 1274 of the Senate journal.

Senator Keir offered the following committee amendment as a substitute for the amendment withdrawn and moved its adoption:

Amend House File 526 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The general contingent fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, is hereby created and said fund shall consist of the sum of one million dollars (\$1,000,00) hereby appropriated thereto from the general fund of the state. Said contingent fund shall be administered by the joint committee on retrenchment and reform and allocations therefrom may be made only for contingencies arising during the biennium which are legally payable from the funds of the state. No allocation from said fund shall be made for the administration of, or carrying out, the provisions of any act passed by the Fifty-second General Assembly which does not contain an appropriation. Nor shall the committee on retrenchment and reform allocate any funds for any purpose or project which was, or should have been, presented to the General Assembly by way of a bill and which failed to become enacted into law. A report of the dispositions made of the fund during the first eighteen months of the biennium shall be made by the committee on retrenchment and reform to the state comptroller

prior to the convening of the Fifty-third General Assembly and by him included in the printed budget. Any balance in said contingent fund as of June 30, 1949, shall revert to the general fund of the state."

Further amend said Senate File 526 by striking from the title all after the words "An Act" and inserting in lieu thereof the following:

"creating the general contingent fund of the state for the ensuing biennium and providing for the administration of said fund."

The amendment was adopted.

Senator Keir moved that the bill be read a third 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:

Bateson	Fishbaugh	Leo	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Hultman	Lucas	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Sharp
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, A	Watson
Elthon	Klein	Musmaker	Zastrow
Faul	Knudson		

Nays, 2:

Augustine Barkley

Absent or not voting, 2:

Findlay Miller, J. F.

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 503, a bill for an act to appropriate from the general fund of the state funds for the institutions under the control of the state board of education, was taken up and considered.

Senator Mercer offered the following amendment and moved its adoption:

Amend Senate File 503 by striking from lines 3 and 4 of section 1 the words and figures "two million five hundred thousand (\$2,500,000.00)" and insert in lieu thereof "two million seven hundred eighty thousand (\$2,780,000.00)".

The amendment was adopted.

Senator Knudson moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Benson	Hart	Long	Rockhill
Berg	Hawkins	Lord	Schluter
Byers	Henningsen	Lucas	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Miller, A.	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Lynes	Miller, J. F.
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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 Knudson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 498, a bill for an act to appropriate from the general fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for the institutions under the control of the state board of control, was taken up and considered.

President Evans took the chair at 2:40 p.m.

On motion of Senator Keir, Senate File 489, a bill for an act to make an appropriation from the general fund of the State of Iowa to the State Highway Commission to cover the costs of repairing the Court Avenue Viaduct, Capitol grounds, Des Moines, was taken up and considered.

Senator Henningsen offered the following amendment and moved its adoption:

Amend Senate File 489 by striking from the second line of the title the words "State Highway Commission" and inserting in lieu thereof the words "executive council".

Further amend Senate File 489 by striking from line 3, section 1 the words "Iowa State Highway Commission" and inserting in lieu thereof the words "executive council".

Further amend Senate File 489 by inserting in the first blank of line 3, section 2 the following: "Madrid Register-News"; by inserting in the second blank of line 3, section 2 the word "Madrid"; by inserting in the blank in line 4, section 2 the words "Clinton Herald" and by inserting in the blank in the last line of section 2 the word "Clinton".

The amendment was adopted.

Senator Henningsen moved that the bill be read a third 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:

Augustine	Dykhouse	Knudson	Myrland
Barkley	Elthon	Leo	Newsome
Bateson	Faul	Linnevold	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Doud	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Findlay	Hawkins	Miller, Ai	Miller, J. F.
Fishbaugh	Kirketeg		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Henningsen moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Barkley, House File 368, a bill for an act to amend section two hundred fifty-two point forty-three (252.43), Code 1946, permitting the boards of supervisors of the various counties of the state to levy an additional millage for the support of the poor, was taken up and considered.

Senator Barkley moved that the bill be read a third 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:

Augustine	Elthon	Kirketeg	Mercer
Barkley	Faul	Klein	Musmaker
Bekman	Foster	Knudson	Myrland
Benson	Hart	Leo	Reilly
Berg	Hawkins	Linnevold	Rockhill
Clem	Henningsen	Long	Schluter
Colburn	Hultman	Lord	Sharp
Dewel	Jacobson	Lynes	Skourup
Doud	Jones	Martin	Vittetoe
Dykhhouse	Keir	Maytag	Watson

Nays: none.

Absent or not voting, 10:

Bateson	Fishbaugh	Miller, J. F.	Ritchie
Byers	Lucas	Newsome	Zastrow
Findlay	Miller, Ai		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Barkley moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 62, a bill for an act relating to the powers of the state tax commission.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 30 providing for the appointment of five members from each house to the Iowa commission on interstate co-operation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 310, a bill for an act relating to memorial halls and monuments for soldiers, sailors and marines.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 542, a bill for an act appropriating from the general fund of the state funds for the institutions under the control of the state board of control.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 4, a joint resolution proposing to establish a temporary Resources Council 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 146, a bill for an act forbidding the sale of cigarettes by any state permit holder to other than holders of state or retail permits.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 370, a bill for an act providing additional kinds of insurance which may be written in the state.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 486, a bill for an act making appropriations to Burlington Transportation Company, Galesburg, Illinois; Western Transportation Company, Des Moines, Iowa; Bessie Groves, Des Moines, Iowa; Calhoun County, Rockwell City, Iowa; Oakville Consolidated School District, Oakville, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 487, a bill for an act making appropriations to certain named persons in settlement of damages sustained by them.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 488, a bill for an act making appropriations to Nobles County Cooperative Oil Company, Worthington, Minnesota; Mervin Wogen, Albert Lea, Minnesota; Elmer Jensen, Independence, Iowa; Dessa G. Vanderwilt, Knoxville, Iowa; W. E. Bohl, Buffalo Center, Iowa; R. C. Drake, Crystal Lake, Iowa; J. E. Campbell, Harlan, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 491, a bill for an act making appropriations to Christine M. Mitchell, Reinbeck, Iowa; Alfred Wrieden, Fort Madison, Iowa; Page County, Clarinda, Iowa; Grant Shade, Des Moines, Iowa; J. A. Strand and Ruth Andersen Strand, Dayton, Iowa; Tri City Delivery Service, Davenport, Iowa; Mrs. Clara B. Noble, Des Moines, Iowa; Muscatine County, Muscatine, Iowa; Robert P. Bell, Cedar Rapids, Iowa; Harold W. Miller, Chariton, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 30

Be It Resolved by the House of Representatives, the Senate of the State of Iowa Concurring Therein:

Whereas, In the 49th General Assembly of the state of Iowa House Concurrent Resolution eighteen (18) was adopted providing, among other things, for a Senate and House committee on interstate cooperation, which committee members in turn became members of the Iowa commission on interstate cooperation, and

Whereas, Under the provisions of the resolution the Speaker of the

House of Representatives was and is empowered to appoint five (5) members of the House of Representatives for the House standing committee on interstate cooperation, and

Whereas, Under the provisions of the resolution the President of the Senate was and is empowered to appoint five (5) members of the Senate for the Senate standing committee on interstate cooperation, Now, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring: That the Speaker of the House of Representatives appoint five (5) members of the House to the House standing committee on interstate cooperation, designating one of the committee as chairman, and that the President of the Senate appoint five (5) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman.

HOUSE AMENDMENTS TO SENATE FILE 370

Amend Senate File 370 as follows:

1. By adding at the end of line forty-seven (47) of section one (1) thereof the following:

"Loss by depreciation as herein referred to may include the cost of repair and replacement and, upon written application of the insured, the actual cash value of the property insured, as referred to in the provisions of this chapter relating to coinsurance, may be held to include the value of depreciation or replacement and repairs of the property insured."

2. By striking the word "and" first appearing in line three (3) of section two (2) and inserting in lieu thereof a comma (,) and by inserting the word and letter "and five c (5. c.)" immediately following the word and letter "five b (5. b.)" in said line and by adding at the end of said section two (2) the following:

"c. Insure against loss or damage to property caused by the accidental discharge or leakage of water from automatic sprinkler system and against loss or damage by water or other fluid or substance to any property resulting from the breakage or leakage or other apparatus or of water pipes or other conduits or containers or resulting from casual water entering into cracks or openings in buildings or by seepage through building walls, but not including loss or damage resulting from flood; and including insurance against accidental injury of such sprinklers, pumps, apparatus, conduits or containers."

3. By adding at the end of section two (2) the following:

"Further amend section five hundred fifteen point forty-eight (515.48), Code 1946, by adding after paragraph 'e' of subsection five (5) the following new paragraph: 'f. Insure against loss of or damage to any property of the insured resulting from collision of any object with such property.'"

4. By striking the period appearing at the end of line twelve (12), subsection d of section three (3) and inserting in lieu thereof the following: "including an obligation of the insurer to pay medical, hospital,

surgical, funeral or other benefits irrespective of legal liability of insured."

5. By striking the period at the end of line forty-two (42), section four (4) and inserting in lieu thereof the following: "including medical, hospital and surgical expense irrespective of legal liability of insured."

HOUSE MESSAGES CONSIDERED

House Joint Resolution 4, a joint resolution proposing to establish a temporary Resources Council to study problems of flood control, soil conservation, drainage, wild life conservation, and recreational facilities, and to recommend to the Fifty-third General Assembly means to achieve coordination of these activities, and making an appropriation therefor.

Read first and second times, and referred to the sifting committee.

House File 310, a bill for an act to amend chapter thirty-seven (37), Code 1946, relating to memorial halls and monuments for soldiers, sailors and marines.

Read first and second times, and referred to the sifting committee.

House File 452, a bill for an act to appropriate from the general fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for the institutions under the control of the state board of control.

Read first and second times, and referred to the sifting committee.

RECONSIDERATION OF SENATE FILE 498

Senator Keir asked and received unanimous consent that the record on Senate File 498 from the motion advancing the bill to its third reading be expunged from the record.

Senator Keir asked and received unanimous consent that House File 542 be substituted for Senate File 498.

On motion of Senator Keir, House File 542, a bill for an act to appropriate from the general fund of the state for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for the institutions under the control of the state board of control, was taken up, and considered.

Senator Keir moved that the bill be read a third 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:

Augustine	Fishbaugh	Knudson	Newsome
Barkley	Foster	Leo	Reilly
Bateson	Hart	Linnevold	Ritchie
Bekman	Hawkins	Long	Rockhill
Benson	Henningsen	Lord	Schluter
Berg	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Keir	Mercer	Watson
Dykhouse	Kirketeg	Myrland	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 8:

Byers	Faul	Lucas	Miller, J. F.
Doud	Findlay	Miller, Ai	Musmaker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the 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 Foster, Senate File 480, a bill for an act to amend the law as it appears in section ninety-six point ten (96.10) in chapter ninety-six (96), Code 1946, relating to the Iowa Employment Security Commission and the compensation of the commissioners, was taken up, and considered.

Senator Foster offered the following amendment and moved its adoption:

Amend Senate File 480 by striking the word "forty-five" in line 3, section 1 and insert in lieu thereof the words "forty-five hundred".

The amendment was adopted.

Senator Foster moved that the bill be read a third 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:

Augustine	Benson	Colburn	Dykhouse
Bateson	Berg	Dewel	Elthon
Bekman	Clem	Doud	Faul

Fishbaugh	Keir	Lucas	Rockhill
Foster	Kirketeg	Lynes	Schluter
Hart	Klein	Martin	Sharp
Hawkins	Knudson	Maytag	Skourup
Henningsen	Leo	Mercer	Vittetoe
Hultman	Linnevold	Myrland	Watson
Jacobson	Long	Newsome	Zastrow
Jones	Lord	Reilly	

Nays: none.

Absent or not voting, 7:

Barkley	Findlay	Miller, J. F.	Ritchie
Byers	Miller, Ai	Musmaker	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Foster moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Foster, Senate File 481, a bill for an act relating to the compensation of the members of the board of social welfare, was taken up, and considered.

Senator Foster moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Fishbaugh	Knudson	Myrland
Bateson	Foster	Leo	Newsome
Bekman	Hart	Linnevold	Reilly
Benson	Hawkins	Long	Ritchie
Berg	Henningsen	Lord	Rockhill
Clem	Hultman	Lucas	Schluter
Colburn	Jacobson	Lynes	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhous	Kirketeg	Miller, Ai	Watson
Elthon	Klein	Musmaker	Zastrow
Faul			

Nays: none.

Absent or not voting, 5:

Barkley	Findlay	Martin	Miller, J. F.
Byers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Foster moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Foster, Senate File 495, a bill for an act relating to the compensation for the members of the state highway commission, was taken up and considered.

Senator Foster moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Foster	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Dykhousé	Kirketeg	Mercer	Vittetoe
Elthon	Klein	Miller, A.	Watson
Faul	Knudson	Musmaker	Zastrow
Fishbaugh			

Nays: none.

Absent or not voting, 5:

Barkley	Doud	Findlay	Miller, J. F.
Byers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Foster moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Foster, Senate File 496, a bill for an act to amend chapter three hundred twenty-eight (328), Code 1946, relating to the salaries of aeronautics commissioners and director, was taken up and considered.

Senator Foster moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Ayes, 42:

Augustine	Colburn	Hart	Knudson
Bateson	Dewel	Henningsen	Leo
Bekman	Doud	Hultman	Linnevold
Benson	Elthon	Jacobson	Long
Berg	Faul	Jones	Lord
Byers	Fishbaugh	Keir	Lucas
Clem	Foster	Klein	Lynes

Martin	Musmaker	Schluter	Vittetoe
Maytag	Reilly	Sharp	Watson
Mercer	Ritchie	Skourup	Zastrow
Miller, Ai	Rockhill		

Nays, 1:

Kirketeg

Absent or not voting, 7:

Barkley	Findlay	Miller, J. F.	Newsome
Dykhouse	Hawkins	Myrland	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Foster moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Foster, House File 142, a bill for an act to amend section three hundred seven point nine (307.9), Code 1946, relating to the salary of the special assistant attorney general assigned to look after the work of the highway commission, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 142 by striking all after line 4, section 1, and substituting in lieu thereof the words "five thousand dollars" per annum.

The amendment was adopted.

Senator Foster moved that the bill be read a third 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:

Augustine	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein	Musmaker	

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Miller, J. F.
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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 Foster moved that the 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 Bekman called up for consideration Senate File 370, a bill for an act to amend section five hundred fifteen point forty-eight (515.48), Code 1946, to provide additional kinds of insurance which may be written in the state of Iowa, and relating to the classification thereof, amended by the House, and moved that the Senate concur in the House amendments.

Senator Lynes took the chair at 3:45 p.m.

The Senate concurred in the House amendments.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Augustine	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow
Elthon	Klein		

Nays: none.

Absent or not voting, 4:

Barkley	Findlay	Miller, J. F.	Musmaker
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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 Bekman moved that the 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 Benson, House File 377, a bill for an act relating to the flight of aircraft over lands and waters of the state and the prohibiting of operation of aircraft while under the influence of intoxicating liquors or habit-forming drugs, or in a careless or reckless manner, was taken up and considered.

Senator Benson asked and received unanimous consent to withdraw the amendment to House File 377, filed by him and found on page 1206 of the Senate journal.

Senator Benson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Elthon	Knudson	Myrland
Bateson	Faul	Linnevold	Newsome
Bekman	Fishbaugh	Long	Ritchie
Benson	Foster	Lord	Rockhill
Berg	Hart	Lucas	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Kirketeg	Miller, Ai	Zastrow
Dykhouse	Klein		

Nays: none.

Absent or not voting, 8:

Barkley	Hawkins	Leo	Musmaker
Findlay	Keir	Miller, J. F.	Reilly

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Benson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, Senate File 455, a bill for an act to authorize municipalities to enter upon lands or water within the state for the purpose of making surveys, explorations, inspections and mapping, preliminary to the location or expansion of airports and providing for the payment of damages in connection therewith, was taken up and considered.

Senator Dewel moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Augustine	Dykhouse	Linnevold	Myrland
Bekman	Faul	Long	Newsome
Benson	Foster	Lord	Reilly
Berg	Hart	Lucas	Sharp
Byers	Henningsen	Lynes	Skourup
Clem	Hultman	Maytag	Vittetoe
Colburn	Jacobson	Miller, Ai	Watson
Dewel	Keir		

Nays, 8:

Bateson	Jones	Klein	Rockhill
Fishbaugh	Kirketeg	Martin	Zastrow

Absent or not voting, 12:

Barkley	Findlay	Leo	Musmaker
Doud	Hawkins	Mercer	Ritchie
Elthon	Knudson	Miller, J. F.	Schluter

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Benson, Senate File 456, a bill for an act to amend section three hundred thirty point five (330.5), Code 1946, relating to the acquisition of rights in air space for airport approaches by municipalities, was taken up and considered.

Senator Benson offered the following amendment and moved its adoption:

Amend Senate File 456 by striking from section 2 thereof all of lines 3, 4, 5 and 6 and inserting in lieu thereof the following: "publication in The Jefferson Herald, a newspaper published at Jefferson, Iowa, and in The Sac Sun, a newspaper published at Sac City, Iowa."

The amendment was adopted.

Senator Maytag moved that the bill be read a third 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:

Augustine	Berg	Dewel	Faul
Bateson	Byers	Doud	Hart
Bekman	Clem	Dykhouse	Henningsen
Benson	Colburn	Elthon	Hultman

Jacobson	Linnevold	Maytag	Ritchie
Jones	Long	Mercer	Sharp
Keir	Lord	Miller, Ai	Skourup
Kirketeg	Lucas	Myrland	Vittetoe
Klein	Lynes	Newsome	Watson
Knudson	Martin	Reilly	Zastrow

Nays: none.

Absent or not voting, 10:

Barkley	Foster	Miller, J. F.	Rockhill
Findlay	Hawkins	Musmaker	Schluter
Fishbaugh	Leo		

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 Berg, House File 70, a bill for an act to amend section four hundred forty-one point four (441.4), Code 1946, relating to the assessment of property, was taken up and considered.

Senator Berg asked and received unanimous consent that action on House File 58 be advanced on the calendar immediately following further action on House File 70.

Senator Elthon called up the following resolution:

HOUSE CONCURRENT RESOLUTION 18

Be It Resolved by the House, the Senate Concurring: That the Fifty-second (52nd) General Assembly adjourn sine die at 5:00 o'clock p.m., on Friday, April 18, 1947.

Senator Elthon offered the following amendment and moved its adoption:

Amend House Concurrent Resolution 18 by striking the figure "18" from line 3 thereof and inserting in lieu thereof the figure "25".

The amendment was adopted.

On motion of Senator Elthon the resolution as amended was adopted.

THIRD READING OF BILLS

On motion of Senator Linnevold, House File 425, a bill for an act relating to taxes for comfort stations, was taken up and considered.

Senator Linnevold moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Fishbaugh	Linnevold	Reilly
Bateson	Foster	Lord	Ritchie
Bekman	Hart	Lucas	Rockhill
Benson	Henningsen	Lynes	Schluter
Berg	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Miller, A.	Vittetoe
Dewel	Keir	Myrland	Watson
Doud	Kirketeg	Newsome	Zastrow
Faul	Klein		

Nays, 1:

Elthon

Absent or not voting, 11:

Barkley	Findlay	Leo	Miller, J. F.
Byers	Hawkins	Long	Musmaker
Dykhouse	Knudson	Mercer	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Linnevold moved that the 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 Zastrow moved that all bills with the exception of appropriation bills now on the calendar be rereferred to the sifting committee.

Senator Elthon moved as a substitute that the Senate adjourn until 9:00 a.m. Thursday.

The substitution was made.

The substitute motion was adopted.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 22d the Governor had approved the following bills:

Senate File 147, relating to workmen's compensation, the occupational disease law.

Senate File 208, relating to taxation of airplanes.

Senate File 326, relating to county hospitals.

Senate File 424, relating to the town of Lansing, Iowa.

Senate File 437, relating to the Marshall county fair.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 62, 212, 374, 497, 525, 532, and 537.

ROBERT C. REILLY,
Chairman Senate Committee.
LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 62, 212, 374, 497, 525, 532, and 537.

AMENDMENTS FILED

Amend Senate File 502, section 1, line 4 by striking the words and figures "fifteen million dollars (\$15,000,000.00)." and inserting in lieu thereof the words and figures "ten million dollars (\$10,000,000.00)."

O. N. HULTMAN, ALDEN L. DOUD and JAY C. COLBURN.

Amend Senate File 502 by adding thereto the following section as section 8:

"Sec. 8. The treasurer of the state of Iowa is hereby empowered to invest any of the funds appropriated by this act in bonds of the United States Government."

JOHN P. BERG.

Amend Senate File 502 by striking from line 4 of section 1 the words and figures "fifteen million dollars (\$15,000,000.00)." and substituting in lieu thereof the words and figures "five million dollars (\$5,000,000.00)."

Further amend Senate File 502 by striking all of section 2 and substitute in lieu thereof the following:

Sec. 2. The state highway commission shall allot the funds herein transferred to the special farm-to-market road fund among all the counties of the state so that each county shall receive an equitable share of such fund to the end that each county shall have its proportionate share of its farm-to-market road mileage constructed or reconstructed out of this fund. Each county shall share in such farm-to-market road mileage in the proportion that its secondary road mileage bears to the total secondary road mileage of the state.

J. KENDALL LYNES.

Amend the committee amendment to House File 93 filed April 25, 1947 by adding thereto the following as new sections:

"Sec. Section four hundred twenty-six point two (426.2), Code 1946, is hereby amended by adding at the end thereof the following: 'Any land laid off or platted into lots of less than ten acres belonging to and a part of other lands of more than ten acres and in good faith used for agricultural or horticultural purposes shall be entitled to the benefits of this chapter'."

"Sec. Section four hundred twenty-six point four (426.4), Code 1946, is hereby repealed."

"Sec. Section four hundred twenty-six point five (426.5), Code 1946, is hereby repealed."

"Sec. Section four hundred twenty-six point six (426.6), Code 1946, is amended by striking from line two (2), 'October 15' and by substituting therefor, 'August 1'; and by striking the words, 'on which there has been made an allowance for' in lines four (4) and five (5) and substituting therefor the words, 'which are entitled to'; and by striking the word 'allowed' in line thirteen (13) and inserting in line fourteen (14) after the word 'lands' the words 'entitled to credit hereunder'; and by adding at the end of said section the following:

. "In the event the county auditor denies a credit upon any such lands, he shall immediately mail to the owner at his last known address notice of his decision thereon. The owner may, within thirty days thereafter, appeal to the board of supervisors of the county wherein the land involved is situated by serving notice of said appeal upon the chairman of said board. The board shall hear such appeal promptly and shall determine anew all questions involved in said appeal and shall within ten (10) days after such hearing, mail to the owner at his last known address, notice of its decision. In the event of disallowance the owner may, within ten (10) days from the date such notice is mailed, appeal such disallowance by the board of supervisors to the district court of that county by serving written notice of appeal on the county auditor. The appeal shall be tried de novo and may be heard in term time or vacation. The decision of the district court thereon shall be final."

Also amend the committee amendment to House File 93 by renumbering the sections to conform with amendments previously adopted.

ELMER K. BEKMAN.

Amend the committee amendment to House File 93 filed on April 23 by striking all of section seven (7) and renumbering the following sections.

ELMER K. BEKMAN.

Amend House File 93 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The several school districts in the state of Iowa shall be entitled to and receive financial aid from the state in the manner and amount as provided in this act.

Sec. 2. For the purposes of this act an elementary pupil is a pupil

of school age attending public school who has not entered the ninth grade, and a high school pupil is a pupil of school age attending public school in any of the grades ninth to twelfth inclusive.

Sec. 3. General school aid distributed under this act shall be on the basis of eleven (11) cents per day per elementary pupil and fourteen (14) cents per day per high school pupil for every day that such pupils actually attend school.

Sec. 4. The general school aid funds allocated to each district shall be determined as follows:

1. Multiply eleven (11) cents by the combined number of nontuition elementary students in average daily attendance and average number of elementary students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

2. Multiply fourteen (14) cents by the combined number of nontuition high school students in average daily attendance and average number of high school students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

3. Take the sum of the amounts found in paragraphs one (1) and two (2) of this section, this being the amount to which the district is entitled for general school aid under this act.

Sec. 5. At the close of each school year, but not later than July 5, the local district shall supply to the state department of public instruction the information required for calculation of the amount reimbursable to the district. Forms for this purpose shall be supplied by the state department to each school district not later than June 1. After all claims have been calculated and validated for accuracy, the department of public instruction shall certify the same to the state comptroller for payment as soon as possible. In event that the amount appropriated for reimbursement of the school districts is insufficient to pay in full the amounts to each of the school districts, then the amount of each payment shall be reduced by the state comptroller in the ratio that the total funds appropriated and available bears to the total amount certified for reimbursement. All funds received or to be received under the provisions of this act shall be taken into account and considered by each school district when estimating the amount required for the general fund.

Sec. 6. The superintendent of public instruction is hereby authorized to adopt such rules and regulations and definitions of terms as are necessary and proper for the administration of this chapter. When such conditions as unnatural weather hazards, bad roads, epidemics, and the like, occur to such an extent as to penalize any district, the superintendent of public instruction can adjust the formula by taking the average of several months attendance in lieu of the months affected by such epidemics or hazards.

Sec. 7. For the purpose of carrying out the provisions of this act for the distribution of general aid herein appropriated the funds of each

school district, except school house funds, shall be designated as a general fund and a special courses fund.

All moneys distributed to a public school district from the appropriations provided by this act shall be placed in said school district in the said general fund of said district which fund shall be used only for the following purposes:

The proportionate cost of operating and maintaining the school buildings and the proportionate cost of instruction and supervision occasioned by the teaching of the basic curriculum hereinafter described.

The special courses fund shall consist of moneys raised by levy against the taxable property of the school district for the proportionate cost of operating and maintaining buildings and the proportionate cost of instruction and supervision in teaching courses other than those included in the basic curriculum.

For the purposes of this act, there is hereby established in each public school a basic curriculum which shall consist of the following subjects:

a. In the elementary school, the following: reading, writing, arithmetic, spelling, grammar, including written and oral language and speech, geography, United States history, history of Iowa, elementary principles of American government, music, health and sanitation, physiology and hygiene including the teaching of the effects of alcohol, narcotics and poisons upon the human system, physical education, elementary sciences, and art.

b. In the junior and senior high school the following: principles of American government, constitutions of the United States and Iowa, history, economics, sociology, physical education, music, industrial arts, English, mathematics, science, language, business education, home economics, agriculture, and vocational education.

The board of directors of each school district shall prepare a budget as required by law setting out the amount of money proposed to be expended from the general fund and from the special courses fund. The board shall include all state funds distributed to the district under the provisions of this act in the anticipated income to be received by the general fund, and the amount to be raised by taxation for general fund purposes shall be fixed after deducting the amount to be received from the appropriations in this act and any other funds received from the state of Iowa, from the budget requirements. The board shall include in its budget as a separate item any proposed expenditures from the special courses fund and the amount to be raised by taxation for such purposes shall be separate and distinct from the levy for general fund purposes.

No transfer of funds shall be made to the special courses fund from the general fund, any provisions of the law to the contrary notwithstanding.

The state comptroller shall not approve any application for increased expenditures in the general fund by said district as provided in section two hundred ninety-eight point two (298.2), Code 1946, if any levy is made for the special courses fund.

Sec. 8. Sections two hundred seventy-six point thirty-two (276.32),

two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, are hereby repealed.

Sec. 9. There is hereby appropriated for the department of public instruction for the purpose of state aid to public school districts in financing their operations from other sources than direct property taxes for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of seven million five hundred thousand dollars (\$7,500,000.00), or so much thereof as may be necessary to be used in the following manner:

For agricultural land credits in addition to the \$500,000 annually provided by chapter 426, Code 1946.....	\$1,500,000.00
Transportation of pupils.....	2,000,000.00
Supplemental education program.....	1,000,000.00
Aid to handicapped children.....	250,000.00
Aid to consolidated schools.....	125,000.00
Standard rural school aid.....	90,000.00
Normal institutes	33,000.00
Normal training schools.....	35,000.00
Mining camp schools.....	45,000.00
Mining camp schools (emergency).....	27,000.00
Revision and study school courses.....	10,000.00
Improvement of administration and instruction.....	10,000.00
General aid for the purposes set forth in this act.....	2,375,000.00

Grand total of appropriations under this section.....\$7,500,000.00

The necessary expenses incurred by the department of public instruction in the administration of this act may be paid from the appropriations provided by this act.

Sec. 10. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Tipton Advertiser, a newspaper published at Tipton, Iowa and in The West Branch Times, a newspaper published at West Branch, Iowa.

Further amend House File 93 by striking all of the title after the words "An Act" and substituting in lieu thereof the following:

"to provide for the use of state funds to supplement funds of school districts and support of education and for the assistance of the public school districts of the state in financing their activities, from other sources than the direct property tax, and making an appropriation of the sum of seven million five hundred thousand dollars (\$7,500,000.00) for each year of the biennium beginning July 1, 1947, and ending June 30, 1949; and providing regulations under which such funds may be expended."

Appropriations Committee, ROBERT KEIR, *Chairman*.

Amend House File 540 by inserting a new section following section 2 as follows:

"Sec. 3. The treasurer of the state of Iowa is hereby empowered to

invest any of the funds appropriated by this act in bonds of the United States Government."

Further amend House File 540 by renumbering the remaining section.
JOHN P. BERG.

On motion duly adopted the Senate adjourned until 9:00 a.m.
Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 24, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Charles Edmondson, pastor of the Methodist church, Oskaloosa, Iowa.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Dewel, from residents of Palo Alto county favoring local option and opposing liquor legislation.

By Senator Faul, from residents of Polk county urging passage of House File 227, designating U. S. highway 6 as "Grand Army of the Republic" highway.

By Senator Kirketeg, from residents of Adams, Audubon, Black Hawk, Boone, Cerro Gordo, Clark, Clay, Clinton, Crawford, Decatur, Des Moines, Dubuque, Greene, Guthrie, Howard, Jasper, Kossuth, Linn, Madison, Marshall, Mills, Montgomery, Polk, Scott, Story, Taylor, Winneshiek and Woodbury counties favoring state aid to schools.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, members of the senior class of the Sheldahl consolidated school, who were present in the balcony with their superintendent, Mr. Harry H. Gaulke.

Senator Watson asked and received unanimous consent to present to the Senate sixteen students of the Treynor high school who were present in the balcony with their superintendent, Mr. B. E. Mann.

Senator Colburn asked and received unanimous consent to present to the Senate twenty-nine students from the Griswold high school who were present in the balcony with their principal, Mr. Ray F. Jessen, and their teacher, Mr. Dan Wilcox.

Senator Long asked and received unanimous consent to present

to the Senate twenty-four senior students of the Jesup high school who were present in the balcony with their superintendent, Mr. Hartman and their teacher, Miss Rosemary Hall.

Senator Reilly asked and received unanimous consent to present to the Senate a group of students from the Xavier high school of Dyersville who were present in the Senate Chamber.

INTRODUCTION OF BILL

Senate File 505, by committee on appropriations, a bill for an act to transfer the control of funds heretofore appropriated and set aside for use at the state sanatorium at Oakdale.

Read first and second times, and referred to sifting committee.

UNFINISHED BUSINESS

On motion of Senator Hultman, House File 540, a bill for an act to transfer funds from the use tax fund of the state of Iowa to the primary road fund to enable the state highway commission to match the federal aid road funds allotted or to be allotted to the state of Iowa under existing federal law for primary roads and the extensions of primary roads through cities and towns, was taken up for further consideration.

Senator Berg offered the following amendment and moved its adoption:

Amend House File 540 by inserting a new section following section 2 as follows:

"Sec. 3. The treasurer of the state of Iowa is hereby empowered to invest any of the funds appropriated by this act in bonds of the United States Government."

Further amend House File 540 by renumbering the remaining section.

The amendment was adopted.

Senator Faul offered the following amendment and moved its adoption:

Amend House File 540 by adding thereto an additional section as follows:

"Sec..... The appropriation made by this act is deemed to be an advancement for the purpose of matching of federal aid road funds allotted or to be allotted to the state of Iowa under existing federal law, for the improvement of primary roads and extensions of primary roads in cities and towns, and a sum equal to the appropriation provided by this act may at any time, if so directed by the General Assembly, be transferred from the primary road fund to the general fund."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 37:

Augustine	Elthon	Leo	Myrland
Bateson	Faul	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lynes	Ritchie
Berg	Henningsen	Martin	Schluter
Byers	Jacobson	Maytag	Skourup
Clem	Jones	Mercer	Vittetoe
Colburn	Keir	Miller, Ai	Watson
Dewel	Knudson	Musmaker	Zastrow
Doud			

Nays, 4:

Barkley	Hultman	Kirketeg	Rockhill
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Absent or not voting, 9:

Dykhous	Foster	Lord	Miller, J. F.
Findlay	Klein	Lucas	Sharp
Fishbaugh			

The amendment was adopted.

Senator Hultman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Knudson	Musmaker
Barkley	Fishbaugh	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Skourup
Colburn	Keir	Maytag	Vittetoe
Dewel	Kirketeg	Mercer	Watson
Doud	Klein	Miller, Ai	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Dykhous	Foster	Miller, J. F.	Sharp
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hultman moved that the 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 rejected the report of the conference committee on Senate File 100, a bill for an act relating to the sale of beer and malt liquors, and the Speaker has appointed as members of the second conference committee on the part of the House, Representatives Strawman, Bryson, Gannaway and Nicholas.

Also: That the House has concurred in Senate amendments to and passed House File 142, a bill for an act relating to the salary of the special assistant attorney general.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 543, a bill for an act transferring certain funds from board of control to the board of education.

Also: That the House has concurred in Senate amendments to and passed House File 526, a bill for an act providing for the transfer of funds in the state sinking fund for public deposit.

Also: That the House has adopted the conference report on the amendments recommended therein and passed Senate File 236, a bill for an act relating to compensation of inheritance tax appraisers.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 543, a bill for an act to transfer the control of funds heretofore appropriated and set aside for use at the state sanatorium at Oakdale.

Read first and second times and referred to the sifting committee.

SECOND CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 100

President Evans announced the appointment of a second conference committee on Senate File 100 on the part of the Senate, Senators Doud, Schluter, Hart and Faul.

THIRD READING OF BILLS

On motion of Senator Keir, House File 93, a bill for an act to provide for the use of state funds to supplement funds of school

districts in support of education; to make an appropriation for state aid provided for in this act; and to repeal sections two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33) and two hundred seventy-six point thirty-four (276.34), Code 1946, relating to state aid to schools, with report of committee recommending amendment and passage, was taken up, considered and the report of the committee adopted.

Senator Keir asked and received unanimous consent to withdraw the committee amendment filed to House File 93 and found on pages 1234 to 1236 of the Senate journal. All amendments filed thereto were also withdrawn.

The following committee amendment was considered:

Amend House File 93 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The several school districts in the state of Iowa shall be entitled to and receive financial aid from the state in the manner and amount as provided in this act.

Sec. 2. For the purposes of this act an elementary pupil is a pupil of school age attending public school who has not entered the ninth grade, and a high school pupil is a pupil of school age attending public school in any of the grades ninth to twelfth inclusive.

Sec. 3. General school aid distributed under this act shall be on the basis of eleven (11) cents per day per elementary pupil and fourteen (14) cents per day per high school pupil for every day that such pupils actually attend school.

Sec. 4. The general school aid funds allocated to each district shall be determined as follows:

1. Multiply eleven (11) cents by the combined number of nontuition elementary students in average daily attendance and average number of elementary students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

2. Multiply fourteen (14) cents by the combined number of nontuition high school students in average daily attendance and average number of high school students for which the district pays tuition to another district. Multiply this product by the actual number of days school was officially in session, not to exceed one hundred eighty (180) days.

3. Take the sum of the amounts found in paragraphs one (1) and two (2) of this section, this being the amount to which the district is entitled for general aid under this act.

Sec. 5. At the close of each school year, but not later than July 5, the local district shall supply to the state department of public instruction the information required for calculation of the amount reimbursable to the district. Forms for this purpose shall be supplied by the state

department to each school district not later than June 1. After all claims have been calculated and validated for accuracy, the department of public instruction shall certify the same to the state comptroller for payment as soon as possible. In event that the amount appropriated for reimbursement of the school districts is insufficient to pay in full the amounts to each of the school districts, then the amount of each payment shall be reduced by the state comptroller in the ratio that the total funds appropriated and available bears to the total amount certified for reimbursement. All funds received or to be received under the provisions of this act shall be taken into account and considered by each school district when estimating the amount required for the general fund.

Sec. 6. The superintendent of public instruction is hereby authorized to adopt such rules and regulations and definitions of terms as are necessary and proper for the administration of this chapter. When such conditions as unnatural weather hazards, bad roads, epidemics, and the like, occur to such an extent as to penalize any district, the superintendent of public instruction can adjust the formula by taking the average of several months attendance in lieu of the months affected by such epidemics or hazards.

Sec. 7. For the purpose of carrying out the provisions of this act for the distribution of general aid herein appropriated the funds of each school district, except school house funds, shall be designated as a general fund and a special courses fund.

All moneys distributed to a public school district from the appropriations provided by this act shall be placed in said school district in the said general fund of said district which fund shall be used only for the following purposes:

The proportionate cost of operating and maintaining the school buildings and the proportionate cost of instruction and supervision occasioned by the teaching of the basic curriculum hereinafter described.

The special courses fund shall consist of moneys raised by levy against the taxable property of the school district for the proportionate cost of operating and maintaining buildings and the proportionate cost of instruction and supervision in teaching courses other than those included in the basic curriculum.

For the purposes of this act, there is hereby established in each public school a basic curriculum which shall consist of the following subjects:

a. In the elementary school, the following: reading, writing, arithmetic, spelling, grammar, including written and oral language and speech, geography, United States history, history of Iowa, elementary principles of American government, music, health and sanitation, physiology and hygiene including the teaching of the effects of alcohol, narcotics and poisons upon the human system, physical education, elementary science, and art.

b. In the junior and senior high school the following: principles of American government, constitutions of the United States and Iowa, history, economics, sociology, physical education, music, industrial arts, English, mathematics, science, language, business education, home economics, agriculture, and vocational education.

The board of directors of each school district shall prepare a budget as required by law setting out the amount of money proposed to be expended from the general fund and from the special courses fund. The board shall include all state funds distributed to the district under the provisions of this act in the anticipated income to be received by the general fund, and the amount to be raised by taxation for general fund purposes shall be fixed after deducting the amount to be received from the appropriations in this act and any other funds received from the state of Iowa, from the budget requirements. The board shall include in its budget as a separate item any proposed expenditures from the special courses fund and the amount to be raised by taxation for such purposes shall be separate and distinct from the levy for general fund purposes.

No transfer of funds shall be made to the special courses fund from the general fund, any provisions of the law to the contrary notwithstanding.

The state comptroller shall not approve any application for increased expenditures in the general fund by said district as provided in section two hundred ninety-eight point two (298.2), Code 1946, if any levy is made for the special courses fund.

Sec. 8. Sections two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, are hereby repealed.

Sec. 9. There is hereby appropriated for the department of public instruction for the purpose of state aid to public school districts in financing their operations from other sources than direct property taxes for each year of the biennium beginning July 1, 1947, and ending June 30, 1949, the sum of seven million five hundred thousand dollars (\$7,500,000.00), or so much thereof as may be necessary to be used in the following manner:

For agricultural land credits in addition to the \$500,000 annually provided by chapter 426, Code 1946.....	\$1,500,000.00
Transportation of pupils.....	2,000,000.00
Supplemental education program.....	1,000,000.00
Aid to handicapped children.....	250,000.00
Aid to consolidated schools.....	125,000.00
Standard rural school aid.....	90,000.00
Normal institutes.....	33,000.00
Normal training schools.....	35,000.00
Mining camp schools.....	45,000.00
Mining camp schools (emergency).....	27,000.00
Revision and study school courses.....	10,000.00
Improvement of administration and instruction.....	10,000.00
General aid for the purposes set forth in this act.....	2,375,000.00

Grand total of appropriations under this section.....\$7,500,000.00

The necessary expenses incurred by the department of public instruction in the administration of this act may be paid from the appropriations provided by this act.

Sec. 10. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in The Tipton Advertiser, a newspaper published at Tipton, Iowa and in The West Branch Times, a newspaper published at West Branch, Iowa.

Further amend House File 93 by striking all of the title after the words "An Act" and substituting in lieu thereof the following:

"to provide for the use of state funds to supplement funds of school districts and support of education and for the assistance of the public school districts of the state in financing their activities, from other sources than the direct property tax, and making an appropriation of the sum of seven million five hundred thousand dollars (\$7,500,000.00) for each year of the biennium beginning July 1, 1947, and ending June 30, 1949; and providing regulations under which such funds may be expended."

Senator Schluter took the chair at 9:50 a.m.

Senator Faul asked and received unanimous consent to withdraw the amendment to House File 93 filed by Senators Faul and Berg and found on pages 1155 and 1156 of the Senate journal.

Senator Keir offered the following amendment to the amendment and moved its adoption:

Amend the appropriations committee amendment by striking all of lines 9 and 10 of section 9 and inserting in lieu thereof the following:

"For agricultural land credits in addition to the \$500,000 annually provided by chapter 426, Code 1946, to be transferred by the department of public instruction to the agricultural land credit fund in the office of the treasurer of state.....\$1,500,000.00"

The amendment to the amendment was adopted.

Senator Lynes offered the following amendment to the amendment by Senators Lynes, Clem, Jones and Faul and moved its adoption:

Amend the committee amendment by striking all of section 7 of such amendment.

Senator Clem moved the previous question on the amendment to the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18:

Augustine
Bateson
Bekman
Benson
Byers

Clem
Faul
Henningsen
Jacobson
Jones

Kirketeg
Linnevold
Lynes
Martin

Miller, Ai
Sharp
Watson
Zastrow

Nays, 28:

Barkley	Hart	Long	Newsome
Berg	Hawkins	Lord	Reilly
Colburn	Hultman	Lucas	Ritchie
Dewel	Keir	Maytag	Rockhill
Doud	Klein	Mercer	Schluter
Dykhouse	Knudson	Musmaker	Skourup
Fishbaugh	Leo	Myrland	Vittetoe

Absent or not voting, 4:

Elthon	Findlay	Foster	Miller, J. F.
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The amendment to the amendment was lost.

Senator Bekman offered the following amendment to the amendment and moved its adoption:

Amend the committee omendment by adding thereto the following as new sections:

"Sec. Section four hundred twenty-six point two (426.2), Code 1946, is hereby amended by adding at the end thereof the following: 'Any land laid off or platted into lots of less than ten acres belonging to and a part of other lands of more than ten acres and in good faith used for agricultural or horticultural purposes shall be entitled to the benefits of this chapter'."

"Sec. Section four hundred twenty-six point four (426.4), Code 1946, is hereby repealed."

"Sec. Section four hundred twenty-six point five (426.5), Code 1946, is hereby repealed."

"Sec. Section four hundred twenty-six point six (426.6), Code 1946, is amended by striking from line two (2), 'October 15' and by substituting therefor, 'August 1'; and by striking the words, 'on which there has been made an allowance for' in lines four (4) and five (5) and substituting therefor the words, 'which are entitled to'; and by striking the word 'allowed' in line thirteen (13) and inserting in line fourteen (14) after the word 'lands' the words 'entitled to credit hereunder'; and by adding at the end of said section the following:

"In the event the county auditor denies a credit upon any such lands, he shall immediately mail to the owner at his last known address notice of his decision thereon. The owner may, within thirty days thereafter, appeal to the board of supervisors of the county wherein the land involved is situated by serving notice of said appeal upon the chairman of said board. The board shall hear such appeal promptly and shall determine anew all questions involved in said appeal and shall within ten (10) days after such hearing, mail to the owner at his last known address, notice of its decision. In the event of disallowance the owner may, within ten (10) days from the date such notice is mailed, appeal such disallowance by the board of supervisors to the district court of that county by serving written notice of appeal on the county auditor. The appeal shall be tried de novo and may be heard in term time or vacation. The decision of the district court thereon shall be final."

Also amend the committee amendment to House File 93 by renumbering the sections to conform with amendments previously adopted.

The amendment to the amendment was adopted.

Senator Bekman asked and received unanimous consent to withdraw the amendment to section 7 of the committee amendment to House File 93 filed by him and found on page 1376 of the Senate Journal.

Senator Doud offered the following amendment to the committee amendment and moved its adoption:

Amend the committee amendment by inserting after the first paragraph of section 7, sub-section b, the following:

"c. Any additional subjects which may be required to be taught by law."

The amendment to the amendment was adopted.

Senator Barkley offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment to House File 93 as follows:

1. By striking all after the word "amount" in line 12 of section 5 and inserting in lieu thereof the following: "of said deficiency shall be paid from the general fund of the state of Iowa to be paid by the treasurer on warrant issued by the comptroller."

2. By adding a new section as follows:

"Sec. —. There is further appropriated from the general fund of the state of Iowa the sum of four million, four hundred seventeen thousand six hundred dollars (\$4,417,600.00) for supplemental aid from the equalization funds provided in chapter two hundred seventy-six (276) of the 1946 Code of Iowa, to be distributed according to and in the manner prescribed in said chapter for each year beginning July 1, 1947, and ending June 30, 1949."

Senator Barkley asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Elthon moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment be adopted," the vote was:

Ayes, 5:

Augustine
Barkley

Sharp

Watson

Zastrow

Nays, 29:

Bateson	Elthon	Keir	Musmaker
Berg	Faul	Knudson	Myrland
Byers	Foster	Leo	Newsome
Clem	Hart	Linnevold	Reilly
Colburn	Hultman	Lord	Ritchie
Dewel	Jacobson	Maytag	Rockhill
Doud	Jones	Mercer	Schluter
Dykhouse			

Absent or not voting, 16:

Bekman	Hawkins	Long	Miller, Ai
Benson	Henningsen	Lucas	Miller, J. F.
Findlay	Kirketeg	Lynes	Skourup
Fishbaugh	Klein	Martin	Vittetoe

The amendment to the amendment was lost.

President Evans took the chair at 11:50 a.m.

SPECIAL ANNOUNCEMENT

Senator Maytag arose on a point of personal privilege and on behalf of the Maytag Dairy Farms, Inc., extended to the members of the legislature, the officers and employees and to everyone in the balconies and in the Senate Chamber, an invitation to enjoy some of the Maytag Blue Cheese which he had arranged to have served in the cafeteria during the lunch hour.

On motion of Senator Jacobson, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. 543

H. F. 536

IRVING D. LONG, *Chairman.*

BILL ASSIGNED TO COMMITTEE

President Evans announced the following assignment of bill to committee:

House File 543 Appropriations.

REPORTS OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 543, a bill for an act to transfer the control of funds heretofore appropriated and set aside for use at the state sanatorium at Oakdale, begs leave to report it has had the same under consideration and recommends the same do pass.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred Senate Joint Resolution 12, a bill for an act creating a special committee to investigate the old-age and survivors insurance system of public employees and to recommend a program of improvement, changing or modification of said system, designating the powers and duties of said committee and providing for the expenses of said committee, begs leave to report it has had the same under consideration and returns the bill without recommendation.

ROBERT KEIR, *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 392, a bill for an act relating to the reorganization of school districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 400, a bill for an act enabling levee and drainage districts to cooperate with certain agencies of the United States government.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 392

Amend Senate File 392 as follows:

1. By striking the second paragraph of section three (3) and substituting in lieu thereof the following:

"Further amend section two hundred seventy-five point four (275.4), Code 1946, by repealing lines fourteen (14), fifteen (15), sixteen (16) and seventeen (17)."

2. By striking from lines two and three (2 and 3) of section six (6) the following: "ninety-nine thousand dollars (\$99,000.00)" and substituting in lieu thereof the following: "forty-nine thousand five hundred (\$49,500.00)".

Further amend section six (6) by striking from line six (6) the following: "the sum of one thousand dollars (\$1,000.00)" and substituting in lieu thereof the following: "such sum as is necessary, but not to exceed five hundred dollars (\$500.00)".

HOUSE AMENDMENTS TO SENATE FILE 400

Amend Senate File 400 as follows:

1. Substitute the word "of" for the word "or" following the word "construction" in line three (3) of section 2.

2. Insert a comma following the word "over" in line nineteen (19) of section 2.

3. Following the word "civil" in line four (4) of section four (4) insert the words "or drainage".

4. Insert a comma following the word "owners" in line six (6) of section 8.

5. Substitute the word "inclusive" for the word "inclusively" in line twenty-one (21) of section 8.

6. Insert a period following the word "plan" in line eighteen (18), subsection (d), section 10.

7. Capitalize the first letter of the first word in line nineteen (19), subsection (d), section 10.

8. Substitute the word "prescribed" for the word "described" in line two (2) of section 11.

9. Insert a comma in lieu of the period following the word "classified", change the letter of the next word following from a capital "T" to a common "t" and substitute the word "commissioners" for the word "commissioner" in line five (5) of section 12.

10. Insert a period following the word "annum", strike the words "against assessments" and add the following sentence: "The board may issue warrants bearing interest at four per cent (4%) per annum against assessments.", in line seven (7) of section 13.

11. Strike the period following the word "thereto" and add the words "shall apply.", in line eight (8) of section 15.

12. Insert the word "to" following the word "and" the last word in line three (3) of section 17.

THIRD READING OF BILLS

The Senate resumed consideration of House File 93.

On motion of Senator Keir, the committee amendment as amended was adopted.

Senator Bekman asked and received unanimous consent to withdraw the amendments to House File 93 filed by himself and others and found on pages 1238 and 1275 of the Senate Journal.

Senator Barkley asked and received unanimous consent to withdraw the amendment to House File 93 filed by him and found on page 941 of the Senate Journal.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	LinnevoId	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Miller, J. F.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate File 497, a bill for an act to appropriate three million dollars (\$3,000,000.00) for emergency aid to the public schools of Iowa, for each year of the biennium, beginning July 1, 1947, and ending June 30, 1949, and providing for the distribution thereof, was taken up and considered.

The following committee amendment was considered:

Amend Senate File 497 by striking from line 3, section 1, the words and figures "three million dollars (\$3,000,000.00)" and inserting in lieu thereof the words and figures "five million dollars (\$5,000,000.00)".

Further amend by striking from line 1 of the title, the words and figures "three million dollars (\$3,000,000.00)" and inserting in lieu thereof the words and figures "five million dollars (\$5,000,000.00)".

The amendment was adopted.

Senator Doud asked and received unanimous consent that the following explanation of his vote on the amendment be printed in the Senate Journal.

EXPLANATION OF VOTE

MR. PRESIDENT:

I have reluctantly come to the conclusion that I will vote for Senate File 497. I am doing so because it is based upon the emergency which is declared to exist in the financial condition of our school districts.

Figures from the comptroller's office show that during the past year some 610 school districts out of 4,859 in the state asked the comptroller to permit an emergency levy, and only 213 of those schools asked for the full thirty-five per cent allowed by law. The total figure granted was slightly less than three and one-half million dollars. Meanwhile, there have been increased demands by way of teachers' salaries and other operating costs which make it possible that far more of the school districts will ask for emergency levies.

The legislation passed by this General Assembly to permit a greater levy per pupil will not benefit the various school districts until 1949 when the taxes for 1948 are paid. However, the increased costs are now present and will be in full force during the coming school year. Therefore, the five million dollars annually, provided by this bill, will help to meet the emergency.

It should be distinctly understood that this appropriation is an emergency one and no one should feel that it is a part of a program based on expenditures out of surplus. Such spending is actually deficit spending and wholly unsound insofar as a permanent program is concerned. I would oppose any permanent program based on deficit spending.

ALDEN L. DOUD.

Senator Kirketeg offered the following amendment and moved its adoption:

Amend Senate File 497 by adding the following new section:

"Sec. 3. This act being deemed of immediate importance shall become effective upon publication in the Bedford Times Press, a newspaper published at Bedford, Iowa, and the Public Opinion, a newspaper published at Decorah, Iowa."

The amendment was adopted.

Senator Faul offered the following amendment by Senators Bateson, Zastrow and Faul and moved its adoption:

Amend Senate File 497 by striking the words and figures Five Million (5,000,000) in lines 4 and 8, and inserting in lieu thereof, Five Million Six Hundred and Twenty Five Thousand (5,625,000).

Roll call was demanded.

Rule 8 was invoked.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22:

Augustine	Hawkins	Martin	Reilly
Barkley	Henningsen	Mercer	Sharp
Bateson	Hultman	Miller, A.	Vittetoe
Benson	Jacobson	Musmaker	Watson
Clem	Kirketeg	Myrland	Zastrow
Faul	Lord		

Nays, 26:

Bekman	Lynes	Klein	Maytag
Berg	Elthon	Knudson	Newsome
Byers	Fishbaugh	Leo	Ritchie
Colburn	Foster	Linnevold	Rockhill
Dewel	Hart	Long	Schluter
Doud	Jones	Lucas	Skourup
Dykhouse	Keir		

Absent or not voting, 2:

Findlay	Miller, J. F.
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The amendment was lost.

Senator Elthon offered the following amendment and moved its adoption:

Amend Senate File 497 by striking the words "each year of" in lines 1 and 2 of section 1.

Senator Byers moved the previous question on the amendment, which motion prevailed.

The amendment was lost.

Senator Keir moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Klein	Miller, A.
Barkley	Fishbaugh	Knudson	Musmaker
Bateson	Foster	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Benson	Hawkins	Long	Reilly
Berg	Henningsen	Lord	Schluter
Byers	Hultman	Lucas	Sharp
Clem	Jacobson	Lynes	Skourup
Colburn	Jones	Martin	Vittetoe
Dewel	Keir	Maytag	Watson
Doud	Kirketeg	Mercer	Zastrow
Dykhouse			

Nays: none.

Absent or not voting, 5:

Elthon	Miller, J. F.	Ritchie	Rockhill
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, Senate Joint Resolution 12, a resolution creating a special committee to investigate the old-age and survivors insurance system of public employees and to recommend a program of improvement, changing or modification of said system, designating the powers and duties of said committee and providing for the expense of said committee, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Byers took the chair at 2:35 p.m.

Senator Faul moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass," the vote was:

Ayes, 47:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Benson	Hart	Long	Rockhill
Berg	Hawkins	Lord	Schluter
Byers	Henningsen	Lynes	Sharp
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Miller, Ai	Zastrow
Dykhouse	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 3:

Findlay	Lucas	Miller, J. F.
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The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Faul 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 Keir, House File 543, a bill for an act to transfer the control of funds heretofore appropriated and set

aside for use at the state sanatorium at Oakdale, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Knudson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Augustine	Elthon	Klein	Musmaker
Barkley	Faul	Knudson	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Linnevold	Reilly
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Lucas	Schluter
Clem	Hultman	Lynes	Sharp
Colburn	Jacobson	Martin	Skourup
Dewel	Jones	Maytag	Vittetoe
Doud	Keir	Mercer	Watson
Dykhousé	Kirketeg	Miller, Ai	Zastrow

Nays: none.

Absent or not voting, 2:

Findlay Miller, J. F.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Knudson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Maytag, House File 375, a bill for an act to amend section three hundred twenty-eight point twenty-one (328.21), Code 1946, relating to the registration fee for aircraft, was taken up and considered.

Senator Zastrow offered the following amendment by Senators Zastrow and Bateson and moved its adoption:

Amend House File 375 by striking all of section 2 thereof and renumbering the remaining sections.

President Evans took the chair at 2:50 p.m.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25:

Bateson	Henningsen	Leo	Ritchie
Benson	Jacobson	Lynes	Rockhill
Clem	Jones	Martin	Schluter
Colburn	Keir	Musmaker	Skourup
Doud	Klein	Newsome	Watson
Fishbaugh	Knudson	Reilly	Zastrow
Foster			

Nays, 16:

Augustine	Dewel	Hawkins	Maytag
Bekman	Dykhouse	Hultman	Mercer
Berg	Faul	Lord	Myrland
Byers	Hart	Lucas	Vittetoe

Absent or not voting, 9:

Barkley	Kirketeg	Long	Miller, J. F.
Elthon	Linnevoild	Miller, Ai	Sharp
Findlay			

The amendment was adopted.

Senator Maytag moved that the bill be read a third 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:

Augustine	Dykhouse	Klein	Myrland
Bateson	Faul	Knudson	Newsome
Bekman	Fishbaugh	Leo	Reilly
Benson	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lynes	Schluter
Clem	Henningsen	Martin	Skourup
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Doud	Keir	Musmaker	Zastrow

Nays, 1:

Jacobson

Absent or not voting, 9:

Barkley	Kirketeg	Lucas	Miller, J. F.
Elthon	Linnevoild	Miller, Ai	Sharp
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Maytag moved that the 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 Watson called up for consideration Senate File 400, a bill for an act to enable levee and drainage districts heretofore organized under the laws of this state, to cooperate with any agency of the United States Government engaged in flood control or reclamation projects which will benefit the lands in such districts and to avail themselves of construction of improvements by such agencies, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

Senator Watson moved that the bill as amended by the House and concurred in by the Senate be read a third 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:

Augustine	Dykhouse	Keir	Musmaker
Bateson	Faul	Kirketeg	Myrland
Bekman	Fishbaugh	Klein	Newsome
Benson	Foster	Leo	Reilly
Berg	Hart	Lord	Ritchie
Byers	Hawkins	Lynes	Rockhill
Clem	Henningsen	Martin	Schluter
Colburn	Hultman	Maytag	Skourup
Dewel	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson

Nays: none.

Absent or not voting, 10:

Barkley	Knudson	Lucas	Sharp
Elthon	Linnevold	Miller, J. F.	Zastrow
Findlay	Long		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Doud called up for consideration Senate File 392, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission, a state advisory committee and county reorganization committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an

appropriation for one hundred fifteen thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946, and moved that the Senate refuse to concur in the House amendments.

The Senate refused to concur in the House amendments.

Senator Bekman called up for consideration House File 113, a bill for an act to amend section two hundred ninety-eight point one (298.1), Code 1946, relating to the amount that school districts may levy for the general fund of school districts, and moved that the Senate concur in the following amendment:

**HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 113**

Amend Senate amendment to House File 113 by substituting in lieu thereof the following:

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Amend section two hundred ninety-eight point one (298.1), Code 1946, by striking all after the eighth line and inserting in lieu thereof the following:

'1. All school corporations having a school enumeration of twelve hundred (1200) or more, one hundred ten (\$110) dollars.

'2. All school corporations having a school enumeration of less than twelve hundred (1200) and exceeding two hundred fifty (250), one hundred twenty-five dollars (\$125).

'3. All other school corporations, one hundred forty dollars (\$140).'"

The Senate concurred in the House amendment.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Bateson	Henningsen	Lynes	Reilly
Bekman	Hultman	Martin	Ritchie
Benson	Jacobson	Maytag	Rockhill
Berg	Jones	Mercer	Schluter
Byers	Keir	Miller, Ai	Sharp
Clem	Kirketeg	Musmaker	Skourup
Dykhouse	Leo	Myrland	Vittetoe
Foster	Long	Newsome	Watson
Hart	Lord		

Nays, 1:

Augustine

Absent or not voting, 15:

Barkley	Elthon	Hawkins	Lucas
Colburn	Faul	Klein	Miller, J. F.
Dewel	Findlay	Knudson	Zastrow
Doud	Fishbaugh	LinnevoId	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, at the invitation of the Senate, the "Ink Spots" were ready to entertain the Senate.

The group appeared and sang a number of songs.

THIRD READING OF BILLS

On motion of Senator Benson, Senate File 451, a bill for an act relating to the harmless flight of aircraft over lands and waters of the state and the maintaining of causes of action on account thereof, was taken up and considered.

Senator Sharp offered the following amendment and moved its adoption:

Amend Senate File 451 by striking section 2 and inserting in lieu thereof the following:

Sec. 2. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Jefferson Bee, a newspaper published at Jefferson, Iowa, and in the Clayton County Register, a newspaper published at Elkader, Iowa.

Senator Clem took the chair at 3:45 p.m.

The amendment was adopted.

Senator Sharp moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 8:

Barkley	Benson	Clem	Newsome
Bekman	Berg	Maytag	Sharp

Nays, 28:

Bateson	Foster	Klein	Ritchie
Byers	Hawkins	Leo	Rockhill
Colburn	Henningsen	Lynes	Schluter
Doud	Jacobson	Mercer	Skourup
Dykhousé	Jones	Musmaker	Vittetoe
Faul	Keir	Myrland	Watson
Fishbaugh	Kirketeg	Reilly	Zastrow

Absent or not voting, 14:

Augustine	Hart	Long	Martin
Dewel	Hultman	Lord	Miller, Ai
Elthon	Knudson	Lucas	Miller, J. F.
Findlay	Linnevold		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Berg, House File 70, a bill for an act to amend section four hundred forty-one point four (441.4), Code 1946, relating to the assessment of property, was taken up and considered.

Senator Berg offered the following amendment by Senator Berg, et al., and moved its adoption:

Amend House File 70 by inserting after section 1 the following:

"Sec. 2. Section seventy-six point three (76.3), Code 1946, is hereby amended by striking from line three (3) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 3. Section two hundred ninety-six point one (296.1), Code 1946, is hereby amended by striking from line eleven (11) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 4. Section three hundred ninety-six point twenty-two (396.22), Code 1946, is hereby amended by striking the word 'assessed' in line seventeen (17) thereof and inserting in lieu thereof the word 'actual'.

"Sec. 5. Section four hundred seven point one (407.1), Code 1946, is hereby amended by striking from line six (6) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 6. Section four hundred seven point two (407.2), Code 1946, is hereby amended by striking from line five (5) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 7. Section four hundred sixteen point one hundred thirty-two (416.132), Code 1946, is hereby amended by striking from line twenty-one (21) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'.

"Sec. 8. Section four hundred nineteen point seventy-three (419.73), Code 1946, is hereby amended by striking from line eighteen (18) thereof the word 'assessed' and substituting therefor the word 'actual'.

"Sec. 9. Section three hundred eighty one point seven (381.7), Code 1946, is hereby amended by striking from line eighteen (18) thereof the word 'assessed' and inserting in lieu thereof the word 'actual'."

Further amend House File 70 by renumbering section 2 as section 10.
Further amend House File 70 by adding as a new section the following:

"Sec. 11. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Cedar Falls Record, a newspaper published at Cedar Falls, Iowa, and in the Hawkeye Gazette, a newspaper published at Burlington, Iowa."

Further amend the title of House File 70 by striking the period at the end of line 2 and adding thereto the following: "; and fixing a limit on bonded indebtedness of political or municipal corporations at five per cent of the actual value of the taxable property within such corporations and amending sections seventy-six point three (76.3), two hundred ninety-six point one (296.1), three hundred ninety-six point twenty-two (396.22), four hundred seven point one (407.1), four hundred seven point two (407.2), four hundred sixteen point one hundred thirty-two (416.132), four hundred nineteen point seventy-three (419.73), three hundred eighty-one point seven (381.7), Code 1946."

SPECIAL ANNOUNCEMENT

President Evans announced that he had just been informed that the Governor of Missouri, the honorable Phil M. Donnelly, was present in the balcony.

Senator Byers moved that the President appoint a committee of three to escort Governor Donnelly to the rostrum. The motion prevailed and President Evans appointed as such committee, Senators Augustine, Mercer and Reilly.

Governor Donnelly was escorted to the rostrum and presented to the Senate by President Evans.

Governor Donnelly addressed the Senate briefly.

On motion of Senator Elthon, the Senate recessed until 5:00 p.m.

The Senate reconvened, President Evans presiding.

The Senate resumed consideration of the amendment to House File 70.

Senator Berg moved the adoption of the amendment.

Roll call was demanded.

Rule 8 was invoked.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 28:

Bekman	Dykhouse	Kirketeg	Miller, Ai
Benson	Faul	Long	Musmaker
Berg	Hart	Lord	Myrland
Byers	Henningsen	Lucas	Reilly
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Watson

Nays, 14:

Augustine	Foster	Lynes	Rockhill
Bateson	Hawkins	Newsome	Vittetoe
Elthon	Klein	Ritchie	Zastrow
Fishbaugh	Leo		

Absent or not voting, 8:

Barkley	Findlay	Knudson	Miller, J. F.
Doud	Hultman	Linnevold	Schluter

The amendment was adopted.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Bekman	Elthon	Long	Miller, Ai
Benson	Faul	Lord	Musmaker
Berg	Hart	Lucas	Myrland
Byers	Henningsen	Lynes	Reilly
Clem	Jacobson	Martin	Sharp
Colburn	Jones	Maytag	Skourup
Dewel	Keir	Mercer	Watson
Dykhouse	Kirketeg		

Nays, 12:

Augustine	Foster	Leo	Rockhill
Bateson	Hawkins	Newsome	Vittetoe
Fishbaugh	Klein	Ritchie	Zastrow

Absent or not voting, 8:

Barkley	Findlay	Knudson	Miller, J. F.
Doud	Hultman	Linnevold	Schluter

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Berg moved that the 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 Elthon moved that in order to speed up consideration of bills on the calendar that the rules be amended by limiting the time of the sponsors of the bills considered to ten minutes to

explain the bill and that any other speaker be limited to five minutes, which motion prevailed.

On motion of Senator Berg, House File 58, a bill for an act to amend section three hundred ninety-six point twenty-two (396.22), Code 1946, relating to the issuance of certain municipal bonds, and to permit the issuance of such bonds to an amount, including all other municipal debt, not exceeding five per cent (5%) of the actual value of the taxable property of the municipality and to permit cities and towns issuing such bonds for street improvements to pledge the street construction fund to the payment thereof, was taken up, and considered.

Senator Berg offered the following amendment and moved its adoption:

Amend House File 58 by striking all of section 1.

Further amend House File 58, by striking from section 2, line 1 the following: "Sec. 2. Further amend" and insert in lieu thereof the word: "Amend".

The amendment was adopted.

Senator Berg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Bateson	Faul	Lord	Newsome
Bekman	Foster	Lucas	Reilly
Benson	Hart	Lynes	Ritchie
Berg	Henningsen	Martin	Rockhill
Byers	Hultman	Maytag	Schluter
Clem	Jacobson	Mercer	Sharp
Colburn	Jones	Miller, A.	Skourup
Dewel	Keir	Musmaker	Watson
Dykhouse	Leo	Myrland	Zastrow
Elthon	Long		

Nays: none.

Absent or not voting, 12:

Augustine	Findlay	Kirketeg	Linnevold
Barkley	Fishbaugh	Klein	Miller, J. F.
Doud	Hawkins	Knudson	Vittetoe

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Berg moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Foster, House File 536, a bill for an act to amend sub-sections two (2), three (3) and four (4) of section six hundred one point one thirty-one (601.131), Code 1946, relating to the compensation of justices of the peace and constables, was taken up and considered.

Senator Augustine offered the following amendment and moved its adoption:

Amend House File 536 by striking from section 3, lines 1 and 2, the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

Further amend House File 536, section 3, subsection d, by striking the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

Further amend section 4 by striking the words and figures "twelve thousand (12,000)" and inserting in lieu thereof the words and figures "ten thousand (10,000)".

President pro tempore Leo took the chair at 5:25 p.m.

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine	Elthon	Leo	Myrland
Bateson	Faul	Long	Newsome
Bekman	Fishbaugh	Lord	Reilly
Benson	Foster	Lucas	Rockhill
Berg	Hart	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Dewel	Jones	Miller, A.	Zastrow
Dykhouse	Klein	Musmaker	

Nays, 2:

Hawkins	Kirketeg
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Absent or not voting, 9:

Barkley	Keir	Linnevold	Ritchie
Doud	Knudson	Miller, J. F.	Watson
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Foster moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lynes, House File 245, a bill for an act to amend chapter five hundred thirty-three (533), Code 1946, relating to credit unions, was taken up and considered.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Faul	Leo	Newsome
Bateson	Fishbaugh	Long	Reilly
Bekman	Foster	Lord	Ritchie
Benson	Hart	Lucas	Rockhill
Berg	Henningsen	Lynes	Schluter
Byers	Hultman	Martin	Sharp
Clem	Jacobson	Maytag	Skourup
Colburn	Jones	Mercer	Vittetoe
Dewel	Keir	Miller, Al	Watson
Dykhouse	Kirketeg	Musmaker	Zastrow
Elthon	Klein	Myrland	

Nays: none.

Absent or not voting, 7:

Barkley	Findlay	Knudson	Miller, J. F.
Doud	Hawkins	Linnevold	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Byers, House File 67, a bill for an act to amend section four hundred twenty-seven point one (427.1), Code 1946, and providing for the procedure to be followed in claiming of exemptions from taxation by certain societies and organizations, was taken up and considered.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Colburn	Hart	Kirketeg
Bateson	Dewel	Hawkins	Klein
Bekman	Dykhouse	Henningsen	Leo
Benson	Elthon	Hultman	Long
Berg	Faul	Jacobson	Lord
Byers	Fishbaugh	Jones	Lucas
Clem	Foster	Keir	Lynes

Martin	Musmaker	Ritchie	Skourup
Maytag	Myrland	Rockhill	Vittetoe
Mercer	Newsome	Schluter	Watson
Miller, A.	Reilly	Sharp	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Findlay	Linnevold	Miller, J. F.
Doud	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dykhous, Senate File 493, a bill for an act to authorize the sale of certain land along the shore of Carter Lake, Pottawattamie County, Iowa, to H. E. Aulman, was taken up and considered.

Senator Watson offered the following amendment and moved its adoption:

Amend Senate File 493 by striking all of lines 3, 4, 5 and 6 of section 2 and substituting in lieu thereof the following: "Nonpareil, a newspaper published at Council Bluffs, Iowa, and in the Glenwood Opinion-Tribune, a newspaper published at Glenwood, Iowa."

The amendment was adopted.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Augustine	Faul	Klein	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Dykhous	Keir	Miller, A.	Zastrow
Elthon	Kirketeg	Musmaker	

Nays: none.

Absent or not voting, 7:

Barkley	Findlay	Linnevold	Skourup
Doud	Knudson	Miller, J. F.	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, Senate File 499, a bill for an act to legalize the annexation of town owned park to the incorporated town of Orange City, Iowa, was taken up, and considered.

Senator Dykhouse moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Faul	Klein	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Ai	Watson
Elthon	Kirketeg	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Barkley	Findlay	Linnevold	Miller, J. F.
Doud	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhouse moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman, House File 8, a bill for an act to amend section two point twenty (2.20), Code 1946, relating to current expenses of the general assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Faul	Klein	Myrland
Bateson	Fishbaugh	Leo	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhousé	Kirketeg	Musmaker	Zastrow
Elthon			

Nays: none.

Absent or not voting, 5:

Barkley	Knudson	Linnevold	Miller, J. F.
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman, House File 519, a bill for an act to amend House File 96, Acts of the 52nd General Assembly, relating to motor vehicles and law of road and specifically to accident liability, was taken up, and considered.

Senator Bekman moved that the bill be read a third 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:

Augustine	Faul	Klein	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Long	Ritchie
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lynes	Schluter
Byers	Henningsen	Martin	Sharp
Clem	Hultman	Maytag	Skourup
Colburn	Jacobson	Mercer	Vittetoe
Doud	Jones	Miller, Ai	Watson
Dykhousé	Keir	Musmaker	Zastrow
Elthon	Kirketeg	Myrland	

Nays: none.

Absent or not voting, 7:

Barkley	Findlay	Linnevold	Miller, J. F.
Dewel	Knudson	Lucas	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Bekman, Senate File 116, a bill for an act to amend chapter ninety-six (96), Code 1946, relating to unemployment compensation and unemployment benefits; to increase the maximum amount to be paid to employees; to change certain contribution rates to be paid by employers, and to redefine "partially unemployed", with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bekman offered the following amendment by Senators Bekman and Faul and moved its adoption:

Amend Senate File 116 as follows:

1. Amend by striking from line 4 of section 2 the word "thirty" and inserting in lieu thereof the word "twenty".

2. Amend by adding after the word "average" as it appears in both lines 12 and 14 of section 3 the word "annual".

3. Amend by adding to section 4 the following:

"c. An individual shall be deemed 'partially unemployed' in any week in which he, having been separated from his regular job, earns at odd jobs less than his weekly benefit amount plus three dollars."

4. Amend by adding after section 4 a new section to read as follows:

"Sec. 5. Amend section ninety-six point four (96.4), Code 1946, by striking from line 3 in subsection 4 the words 'two weeks' and inserting in lieu thereof the words 'one week'."

5. Amend by adding another section after section 4 to read as follows:

"Sec. 6. Amend section ninety-six point three (96.3), Code 1946, by striking from lines 14 and 15 of subsection 5 the words 'one hundred thirty dollars' and inserting in lieu thereof the words 'one hundred fifty dollars'."

"Also amend section ninety-six point seven (96.7), Code 1946, as amended by Senate File 195, Acts of the Fifty-second General Assembly, by striking from lines 14 and 15 of section 2 of said Act the words and figures 'one hundred thirty dollars (\$130.00)' and inserting in lieu thereof the words 'one hundred fifty dollars'."

6. By renumbering the sections.

7. Amend the title to Senate File 116 by adding after the comma following the figures "1946" in line 1 the following: "and Senate File 195, Acts Fifty-second General Assembly,".

The amendment was adopted.

Senator Benson took the chair at 6:05 p.m.

Senator Bekman asked and received unanimous consent to withdraw the amendment to Senate File 116 filed by Senators Bekman and Faul and found on pages 685 and 686 of the Senate Journal.

Senator Long asked and received unanimous consent to withdraw the amendment to Senate File 116 filed by him and found on page 654 of the Senate Journal.

Senator Doud asked and received unanimous consent to withdraw the committee amendment to Senate File 116 and found on page 392 of the Senate Journal.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Augstine	Dykhouse	Keir	Newsome
Bateson	Elthon	Kirketeg	Reilly
Bekman	Faul	Long	Ritchie
Benson	Foster	Lord	Rockhill
Berg	Hart	Lucas	Schluter
Byers	Hawkins	Lynes	Sharp
Clem	Henningsen	Martin	Skourup
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jacobson	Mercer	Watson
Doud	Jones	Myrland	Zastrow

Nays: none.

Absent or not voting, 10:

Barkley	Klein	Linnevold	Miller, J. F.
Findlay	Knudson	Miller, A.	Musmaker
Fishbaugh	Leo		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Bekman moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Byers, Senate File 60, a bill for an act relating to abstracts of title filed with town or city plats, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Augustine	Elthon	Kirketeg	Reilly
Bateson	Faul	Long	Ritchie
Bekman	Fishbaugh	Lord	Rockhill
Benson	Foster	Lynes	Schluter
Berg	Hart	Martin	Sharp
Byers	Hawkins	Maytag	Skourup
Clem	Hultman	Mercer	Vittetoe
Colburn	Jones	Myrland	Watson
Dewel	Keir	Newsome	Zastrow
Dykhousc			

Nays: none.

Absent or not voting, 18:

Barkley	Jacobson	Leo	Miller, Ai
Doud	Klein	Linnevold	Miller, J. F.
Findlay	Knudson	Lucas	Musmaker
Henningson			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Skourup, Senate Joint Resolution 14, a resolution directing the State department of Public Instruction to compile and furnish to the members of the Fifty-third General Assembly on or before January 10, 1949, a complete list of the names of school employees, including all superintendents, assistant superintendents, department heads, directors of departments, supervisors, principals, coaches, instructors, teachers, and all other persons employed on the instructional staff, and the total compensation paid or to be paid to each of them for the school years 1947-1948 and 1948-1949, was taken up and considered.

Senator Skourup moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 38:

Augustine	Colburn	Fishbaugh	Long
Bateson	Dewel	Foster	Lord
Bekman	Doud	Hart	Lynes
Benson	Dykhousc	Hawkins	Maytag
Berg	Elthon	Jacobson	Mercer
Byers	Faul	Jones	Myrland

Newsome
Reilly
Ritchie

Schluter
Sharp

Skourup
Vittetoe

Watson
Zastrow

Nays, 2:

Clem

Keir

Absent or not voting, 15:

Barkley
Findlay
Henningsen
Hultman

Kirketeg
Klein
Knudson
Leo

Linnevold
Lucas
Martin
Miller, Ai

Miller, J. F.
Musmaker
Rockhill

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Skourup 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 Rockhill, House File 205, a bill for an act to amend section four hundred sixteen point one hundred thirty-eight (416.138), Code 1946, relating to trees and shrubbery, was taken up and considered.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend House File 205 by adding thereto as section 2 the following:

"Section four hundred sixteen point one hundred thirty-eight (416.138), Code 1946, is further amended by striking from line two (2) the word 'twenty-five' and inserting in lieu thereof the word 'fifteen'."

2. Renumber the remaining section.

The amendment was adopted.

Senator Rockhill moved that the bill be read a third 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:

Augustine
Bateson
Bekman
Benson
Berg
Byers
Clem
Colburn
Dewel

Doud
Dykhous
Elthon
Faul
Fishbaugh
Foster
Hart
Henningsen
Hultman

Jones
Keir
Lord
Lynes
Martin
Maytag
Mercer
Myrland
Newsome

Reilly
Ritchie
Rockhill
Schluter
Sharp
Skourup
Vittetoe
Watson
Zastrow

Nays: none.

Absent or not voting, 14:

Barkley	Kirketeg	Linnevold	Miller, Ai
Findlay	Klein	Long	Miller, J. F.
Hawkins	Knudson	Lucas	Musmaker
Jacobson	Leo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rockhill moved that the 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 Skourup asked and received unanimous consent that the Secretary be instructed to inform Senator Findlay of the passage of House File 205.

The Secretary immediately complied with the request.

President Evans took the chair at 6:30 p.m.

On motion of Senator Vittetoe, House File 224, a bill for an act to amend section two hundred sixty-three point eight (263.8), Code 1946, relating to financing laboratory examinations and investigations by the university bacteriological laboratory for the department of health, was taken up and considered.

Senator Vittetoe moved that the bill be read a third 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:

Augustine	Dykhouse	Keir	Reilly
Bateson	Elthon	Long	Ritchie
Bekman	Faul	Lord	Rockhill
Benson	Fishbaugh	Lynes	Sharp
Berg	Foster	Martin	Schluter
Byers	Hart	Maytag	Skourup
Clem	Henningsen	Mercer	Vittetoe
Colburn	Hultman	Myrland	Watson
Dewel	Jones	Newsome	Zastrow
Doud			

Nays: none.

Absent or not voting, 13:

Barkley	Kirketeg	Leo	Miller, Ai
Findlay	Klein	Linnevold	Miller, J. F.
Hawkins	Knudson	Lucas	Musmaker
Jacobson			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Skourup moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Maytag, House File 19, a bill for an act to amend the military code of Iowa (Code 1946), with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Maytag moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Bateson	Elthon	Long	Ritchie
Bekman	Faul	Lord	Rockhill
Benson	Fishbaugh	Lynes	Schluter
Berg	Foster	Martin	Sharp
Byers	Hart	Maytag	Skourup
Clem	Henningsen	Mercer	Vittetoe
Colburn	Hultman	Myrland	Watson
Dewel	Jones	Newsome	Zastrow
Dykhouse	Keir	Reilly	

Nays, 1:

Augustine

Absent or not voting, 14:

Barkley	Jacobson	Leo	Miller, Ai
Doud	Kirketeg	Linnevold	Miler, J. F.
Findlay	Klein	Lucas	Musmaker
Hawkins	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Maytag moved that the 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 RESOLUTION 5

By Berg

Providing for the division of committee room number 23 into two rooms of equal size, and further providing that committee room number 24 is to be vacated prior to the convening of the Fifty-third General Assembly, and

Whereas, Committee room number 23, which is adjacent to the Senate, is too large for proper and efficient use of the Senate, and

Whereas, If such committee room was divided into two rooms of equal size such rooms would be fit for the needs of the Senate and would

serve to promote a proper utilization of the space now included in committee room number 23, and

Whereas, Committee room number 24 adjacent to the Senate is for the use of the Senate when in regular session and should be made available for such purposes when the Fifty-third General Assembly convenes,

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of the State of Iowa:

Section 1. Committee room number 23 shall be divided into two rooms of equal size under the direction and supervision of the State House Custodian.

Sec. 2. Committee room number 24 is to be vacated, cleaned and placed in proper order prior to the convening of the Fifty-third regular session of the General Assembly for the use of the Senate for its purposes.

COMMITTEE APPOINTMENTS

In accordance with Senate File 473, President Evans announced the following Senators as members of the legislative advisory committee on the state office building: Senators Hart, Sharp and Mercer.

In accordance with Senate Joint Resolution 9, President Evans announced the following Senators as members of the committee on highway study: Senators Hultman, Dykhouse, Elthon and Reilly.

In accordance with House Joint Resolution 3, President Evans announced the following Senators as members of the committee on the home for the Governor: Senators Schluter, Berg and Maytag.

PRESENTATION OF GIFT TO SECRETARY

President Evans announced that, on behalf of the members of the Senate, the employees and many friends of the Secretary, he took great pleasure in presenting to "Bill" a gift in appreciation of the many courtesies extended to them. The gift, an almost complete wardrobe.

Mr. Scarborough expressed his sincere appreciation for the gift and also for the many courtesies which he too had received.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 109, 146, 473, 486, 487, 488 and 491; also, House Files 142, 368, 377, 425, 518, 526 and 542.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate; Senate Files 109, 146, 473, 486, 487, 488 and 491; also, House Files 142, 368, 377, 425, 518, 526 and 542.

BILLS SENT TO THE GOVERNOR

Senator Reilly, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 24th day of April, 1947, sent to the Governor for his approval, Senate Files 109, 146, 473, 486, 487, 488 and 491.

ROBERT C. REILLY, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 22d the Governor had approved the following bills:

Senate File 3, relating to the Federal servicemen's readjustment act.

Senate File 268, relating to chauffeurs license.

Also that on April 23d the Governor had approved the following bills:

Senate File 204, relating to the city of Cedar Rapids.

Senate File 267, relating to motor vehicle licenses and fees.

Senate File 279, relating to the Workmen's Compensation law.

Senate File 289, relating to open season on game.

Senate File 375, relating to deputy treasurers and clerks.

Senate File 454, relating to hunting from aircraft.

AMENDMENTS FILED

1. Amend House Joint Resolution 10 by striking all of section 1.
2. Further amend House Joint Resolution 10 by renumbering the remaining sections.

GEORGE M. FAUL.

FRED MAYTAG.

Amend House File 72 by striking from line 4 of section 1 thereof the word "property".

FRANK C. BYERS.

Amend House File 262 by adding the following as a new section:

Sec. Section 138.1, Code 1946, is hereby repealed and the following enacted in lieu thereof:

"The County Board of Supervisors of any county may, by mutual agreement with boards of health of cities, towns, and townships of their county, adopt the county health unit plan".

ELMER K. BEKMAN.

A. D. CLEM.

1. Amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 2 and 3 of section 6 the words "not included in the farm-to-market road system of any county".

2. Further amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 6 and 7 of section 11 the words "not included in the farm-to-market system".

3. Further amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 2 and 3 of section 27 the words "not included in the farm-to-market road system".

4. Further amend the Skourup amendment to House File 384 filed April 22nd by inserting a period (.) after the word "roads" in line 2 of the amendment to the title and by striking the following: "not included in the farm-to-market road system".

GEORGE FAUL.

Amend House File 384 (As passed by the House) by striking in line 12, section 1 the word "improvement" and substituting in lieu thereof the words "construction or reconstruction".

DUANE E. DEWEL.

Amend House File 384 (As passed by the House) by striking the words "thirty-five" and the figures "35" in line twelve (12), section 2 and inserting in lieu thereof the words and figures "twenty-five" and "25".

DUANE E. DEWEL.

Amend House File 384 (As passed by the House) by adding after the word "levy" in line 8 section 2 the words "of the limit of".

DUANE E. DEWEL.

Amend House File 384 (As passed by the House) by striking the words "thirty-five" and the figures "35,000" in line 6 of section 3 and substituting in lieu thereof the words and figures "twenty" and "20,000".

DUANE E. DEWEL.

Amend House File 384 by adding thereto a new section:

"Section No county which has transferred from the road construction fund to the road maintenance fund during any calendar year shall be entitled to participate in the distribution of funds, provided by this act, for the succeeding calendar year".

DUANE E. DEWEL.

Amend House File 384 (As passed by the House) by striking section six (6).

DUANE E. DEWEL.

1. Amend Senate File 502 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Notwithstanding the provisions of any law to the contrary, in payment of the income tax imposed under the provisions of section four hundred twenty-two point five (422.5), Code 1946, for the year nineteen hundred forty-six (1946), and payable in nineteen hundred forty-seven (1947), and for the year nineteen hundred forty-seven (1947), and payable in nineteen hundred forty-eight (1948), fifty per cent (50%) of the tax imposed shall be credited to the taxpayer and fifty per cent (50%) of the tax imposed shall be accepted in full of the tax liability for the years nineteen hundred forty-six (1946) and nineteen hundred forty-seven (1947), respectively.

"Sec. 2. The fifty per cent (50%) of the tax provided in section one (1) of this act to be accepted in full of the tax liability shall be payable in the same installments as provided for in section four hundred twenty-two point twenty-four (422.24), Code 1946, but in any case where the entire amount of tax due for the year nineteen hundred forty-six (1946) and payable in the year nineteen hundred forty-seven (1947), or for the year nineteen hundred forty-seven (1947) and payable in the year nineteen hundred forty-eight (1948), is ten dollars (\$10.00) or less after the fifty per cent (50%) reduction has been made, the tax shall be paid in full in one payment within ninety days after the expiration of the tax years of nineteen hundred forty-six (1946) or nineteen hundred forty-seven (1947), as the case may be.

"Sec. 3. The provisions of this act shall be applicable to individual income tax payers making return on a fiscal year basis, which fiscal year must include some portion of the taxable years of nineteen hundred forty-six (1946) or nineteen hundred forty-seven (1947), as the case may be."

2. Further amend Senate File 502 by striking all of the title after the word "act" in line 1 to the enacting clause and inserting in lieu thereof the following:

"relating to the general fund and to provide for a credit on personal income tax imposed under the provisions of sections four hundred twenty-two point five (422.5) and four hundred twenty-two point twenty-four (422.24), Code 1946, for the years nineteen hundred forty-six (1946) and nineteen hundred forty-seven (1947), payable in the years nineteen hundred forty-seven (1947) and nineteen hundred forty-eight (1948)."

GEORGE M. FAUL.

DE VERE WATSON.

On motion of Senator Doud, the Senate adjourned until 9:00 a.m. Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 25, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Theodore L. Paul, pastor of the Methodist church, West Bend, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Zastrow for the day on request of Senator Bateson.

PRESENTATION OF VISITORS

Senator Barkley asked and received unanimous consent to present to the Senate fifteen students from the Moravia high school who were present in the balcony with their superintendent, I. J. Hickman.

Senator Knudson asked and received unanimous consent to present to the Senate seventeen senior students from the Rockwell high school who were present in the balcony with their superintendent, D. V. Minert.

Senator Barkley asked and received unanimous consent to present to the Senate seventeen students from the Green Castle high school of Missouri, who were present in the balcony with their instructor, Mr. Ross Morrisison and Mrs. Darr, their sponsor.

Senator Bateson asked and received unanimous consent to present to the Senate twenty-five students from the Hubbard grade school who were present in the balcony with their teachers, Margaret Zaland and Harriett Hladky and several mothers.

Senator Elthon on behalf of the present presiding officer, Senator Hart, asked and received unanimous consent to present to the Senate a group of students from the Saint Joseph school of Fort Madison who were present in the balcony with their teachers, Sister Ann Marita and Sister Mary Celine.

PETITIONS AND MEMORIALS

The following petitions were presented and placed on file:

By Senator Long, from residents of Appanoose, Ringgold and Woodbury counties favoring local option and opposing liquor legislation.

Senator Elthon called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 30

Be It Resolved by the House of Representatives, the Senate of the State of Iowa Concurring Therein:

Whereas, In the 49th General Assembly of the state of Iowa House Concurrent Resolution eighteen (18) was adopted providing, among other things, for a Senate and House committee on interstate cooperation, which committee members in turn became members of the Iowa commission on interstate cooperation, and

Whereas, Under the provisions of the resolution the Speaker of the House of Representatives was and is empowered to appoint five (5) members of the House of Representatives for the House standing committee on interstate cooperation, and

Whereas, Under the provisions of the resolution the President of the Senate was and is empowered to appoint five (5) members of the Senate for the Senate standing committee on interstate cooperation, Now, therefore,

Be It Resolved by the House of Representatives, the Senate Concurring: That the Speaker of the House of Representatives appoint five (5) members of the House to the House standing committee on interstate cooperation, designating one of the committee as chairman, and that the President of the Senate appoint five (5) members of the Senate to the Senate standing committee on interstate cooperation, designating one of the committee as chairman.

The motion prevailed and the resolution was adopted.

The President announced on the part of the Senate on the committee on interstate cooperation Senators Jones, Miller, Ai, Augustine, Bateson and Rockhill.

Senator Berg called up the following resolution and moved its adoption:

SENATE RESOLUTION 5

Providing for the division of committee room number 23 into two rooms of equal size, and further providing that committee room number 24 is to be vacated prior to the convening of the Fifty-third General Assembly, and

Whereas, Committee room number 23, which is adjacent to the Senate, is too large for proper and efficient use of the Senate, and

Whereas, If such committee room was divided into two rooms of equal size such rooms would be fit for the needs of the Senate and would

serve to promote a proper utilization of the space now included in committee room number 23, and

Whereas, Committee room number 24 adjacent to the Senate is for the use of the Senate when in regular session and should be made available for such purposes when the Fifty-third General Assembly convenes,

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of the State of Iowa:

Section 1. Committee room number 23 shall be divided into two rooms of equal size under the direction and supervision of the State House Custodian.

Sec. 2. Committee room number 24 is to be vacated, cleaned and placed in proper order prior to the convening of the Fifty-third regular session of the General Assembly for the use of the Senate for its purposes.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Newsome, House File 108, a bill for an act to amend chapter four hundred twenty-seven (427), Code 1946, relating to property exempt from taxation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Henningsen asked and received unanimous consent to withdraw the committee amendment to House File 108 and found on page 628 of the Senate journal.

Senator Bateson offered the following amendment and moved its adoption:

Amend House File 108 by striking all after the semicolon (;) in line four (4), and inserting in lieu thereof the following: "live poultry of producer to the actual value of five hundred dollars (\$500.00)".

The amendment was adopted.

Senator Jacobson moved the previous question on the main bill, which motion prevailed.

On the question "Shall the bill pass?" the vote was:

Ayes, 14:

Bateson
Benson
Clem
Hawkins

Henningsen
Jacobson
Lord
Martin

Maytag
Mercer
Newsome

Reilly
Ritchie
Sharp

Nays, 29:

Augustine	Fishbaugh	Klein	Miller, Ai
Barkley	Foster	Knudson	Myrland
Bekman	Hart	Leo	Rockhill
Byers	Hultman	LinnevoId	Schluter
Dewel	Jones	Long	Skourup
Dykhouse	Keir	Lucas	Vittetoe
Elthon	Kirketeg	Lynes	Watson
Faul			

Absent or not voting, 7:

Berg	Doud	Miller, J. F.	Zastrow
Colburn	Findlay	Musmaker	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Elthon moved that the President appoint a committee of four to cooperate with a like committee from the House in the purchase of a gift for the Governor.

The motion prevailed and the President appointed as such committee, Senators Doud, Elthon, Ai Miller and Sharp.

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 392, a bill for an act relating to the reorganization of school districts and requests a conference and the Speaker has appointed as members of such conference committee on the part of the House, Representatives Smith of Clayton, Wilson, Rankin and Schwengel.

Also: That the House has refused to concur in Senate amendments to House File 93, a bill for an act providing for the use of state funds to supplement funds of school districts in support of education and appropriating for state aid provided for in this act.

Also: That the House has refused to concur in Senate amendments to House File 375, a bill for an act relating to the registration fee for aircraft.

Also: That the House has concurred in Senate amendments to and passed House File 483, a bill for an act appropriating from the general fund and from institutional industries fund to the board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 544, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 116, a bill for an act relating to unemployment compensation and unemployment benefits.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 174, a bill for an act relating to old age and survivors' insurance of certain public employees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 280, a bill for an act relating to refunds of sale and use tax paid on purchases by tax certifying and tax levying governmental bodies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 329, a bill for an act relating to workmen's compensation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 476, a bill for an act relating to the incorporation of sanitary districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 489, a bill for an act appropriating a fund to the executive council for costs of repairing Court Avenue Viaduct, Des Moines.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 490, a bill for an act authorizing the state highway commission to purchase any bridge and approaches thereto over the Mississippi river within the boundaries of the state of Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 492, a bill for an act authorizing the state of Iowa to become indebted in the amount of eighty-five million dollars (\$85,000,000) and providing for the issue and sale of bonds to procure funds for and pay service compensation to persons who served in the armed forces of the United States.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 493, a bill for an act authorizing the sale of certain land along the shore of Carter Lake, Pottawattamie County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 494, a bill for an act relating to the local budget law and the expenditure of funds thereunder.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 499, a bill for an act legalizing the annexation of town owned park to the incorporated town of Orange City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 500, a bill for an act legalizing the appointments of certain public officials.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 501, a bill for an act relating to the military service tax credit fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 503, a bill for an act appropriating funds for institutions under control 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 504, a bill for an act appropriating funds for payment of certain claims against the state of Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 174

Amend Senate File 174 as follows:

1. By inserting after the comma (,) after the word "years" in line six (6) of section two (2) the following: "and who shall pay into the Old Age and Survivor Insurance Trust Fund the tax upon the wages he was being paid in the last quarter of his employment for ten (10) quarters, which sum shall also be matched by the last employing political subdivision,".

2. Further amend by striking the last sentence in section two (2).

3. By adding thereto a new section to read as follows:

"Amend section ninety-seven point forty-five (97.45), Code 1946, by striking from lines four, five and six (4, 5 and 6) of paragraph "a" of subsection six (6) the following: 'or after the quarter in which he attained the age of twenty-one, whichever quarter is later,'."

HOUSE AMENDMENTS TO SENATE FILE 492

Amend Senate File 492 as follows:

1. Amend section two (2), line nine (9), by changing the period to a comma after the word "issue" and adding the following: "bonds to be callable in numerical order on six (6) months notice at one hundred one and one-half per cent (101½%) of the par value.

Amend section two (2) by adding thereto the following: "If any of said bonds are not presented for payment within ten (10) years after maturity they shall be barred."

2. Amend section five (5), line three (3), by inserting after the word "leave" the following: "including such leave time".

Further amend section five (5), line four (4), by inserting after the

word "statutes" the following: ", including Armed Forces Leave Act of 1946,".

3. Amend section seven (7), line twenty-five (25) by adding after the period in line twenty-five (25) the following: "It shall be the duty of the board to prepare vouchers and transmit the same to the state comptroller in payment of the bonus claims provided for herein and other necessary administrative expenses; said state comptroller shall issue a warrant for the amount stated therein and the state treasurer shall pay such warrants out of said bonus fund."

4. Amend section ten (10) by inserting after the word "funds" in line three (3) thereof the words "up to and including three million dollars (\$3,000,000)".

Amend section ten (10) by adding thereto the following: "After the payment of all of said claims and expenses of administration of the board herein created all funds remaining in the hands of World War II Service Compensation Board in excess of three million dollars (\$3,000,000) shall revert to and become a part of the permanent school fund of the state."

5. Amend section twelve (12) by striking the word "tangible" from lines four (4) and eighteen (18) of said section.

HOUSE MESSAGE CONSIDERED

House File 544, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly.

Read first and second times, and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Lord called up for consideration Senate File 174, a bill for an act to amend the law as it appears in chapter ninety-seven (97), Code 1946, relating to old age and survivors' insurance of certain public employees and regulating the collections of contributions to said system and the payments of benefits thereunder, amended by the House, and moved that the Senate concur in the House amendments:

The Senate concurred in the House amendments.

Senator Lord moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Augustine	Dykhouse	Knudson	Miller, Ai
Barkley	Foster	Leo	Myrland
Bateson	Hart	Linnevold	Newsome
Bekman	Hawkins	Long	Reilly
Benson	Henningsen	Lord	Ritchie
Berg	Hultman	Lucas	Rockhill
Byers	Jones	Lynes	Schluter
Clem	Keir	Martin	Sharp
Colburn	Kirketag	Maytag	Vittetoe
Dewel	Klein	Mercer	Watson
Doud			

Nays: none.

Absent or not voting, 9:

Elthon	Fishbaugh	Miller, J. F.	Skourup
Faul	Jacobson	Musmaker	Zastrow
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lord moved that the 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 Maytag called up for consideration House File 375, a bill for an act to amend section three hundred twenty-eight point twenty-one (328.21), Code 1946, relating to the registration fee for aircraft, and moved that the Senate recede from its amendment to House File 375.

Senator Benson moved as a substitute that the Senate insist on its amendment.

The chair ruled that the motion to recede takes precedence over a motion to insist.

The motion to recede was lost and the Senate insists on its amendment.

CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 375

President Evans appointed as members of the conference committee on House File 375 on the part of the Senate, Senators Benson, Dewel, Maytag and Rockhill.

Senator Keir called up for consideration House File 93, a bill for an act to provide for the use of state funds to supplement funds of school districts in support of education; to make an appropriation for state aid provided for in this act; to repeal sections

two hundred seventy-six point thirty-two (276.32), two hundred seventy-six point thirty-three (276.33), and two hundred seventy-six point thirty-four (276.34), Code 1946, relating to state aid to schools, and moved that the Senate insist on its amendment to House File 93.

The Senate insists on its amendment.

CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 93

President Evans appointed as members of the conference committee on House File 93 on the part of the Senate, Senators Long, Lynes, Doud and Bekman.

Senator Doud called up for consideration Senate File 392, a bill for an act to provide for the reorganization of school districts, for the creation of a state reorganization commission, a state advisory committee and county reorganization committees in the various counties of the state, an optional county unit, the duties of various officials in connection with such reorganization and an appropriation for one hundred fifteen thousand (115,000) dollars therefor for each year of the biennium, and to repeal chapter two hundred seventy-five (275), Code 1946, and moved that the Senate insist on its amendments to Senate File 392.

The Senate insists on its amendments.

CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 392

President Evans appointed as members of the conference committee on Senate File 392 on the part of the Senate, Senators Kirk-etege, Colburn, Ritchie and Doud.

THIRD READING OF BILLS

On motion of Senator Byers, House File 71, a bill for an act to impose a tax upon corporations not organized under the laws of Iowa and upon individuals, partnerships or other nonincorporated agencies engaged in the business of making loans or investments within the state of Iowa on other than real estate security, was taken up and considered.

Senator Byers offered the following amendment by Senators Byers and Keir and moved its adoption:

Amend House File 71 by substituting for the period (.) at the end of section 6 a comma (,) and adding the words "or to regularly chartered national and state banks".

Senator Byers asked and received unanimous consent to change the section reference "6" in line 2 of the amendment to "2".

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Dykhouse	Keir	Mercer
Barkley	Elthon	Klein	Miller, Ai
Bateson	Faul	Knudson	Myrland
Bekman	Fishbaugh	Leo	Newsome
Benson	Foster	Linnevold	Reilly
Berg	Hart	Long	Ritchie
Byers	Hawkins	Lord	Rockhill
Clem	Henningsen	Lucas	Schluter
Colburn	Hultman	Lynes	Sharp
Dewel	Jacobson	Martin	Vittetoe
Doud	Jones	Maytag	Watson

Nays: none.

Absent or not voting, 6:

Findlay	Miller, J. F.	Skourup	Zastrow
Kirketeg	Musmaker		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Byers, House File 72, a bill for an act to provide for the assessment of the shares of stock of certain corporations organized under the laws of Iowa; imposing a tax upon the shares of stock of such corporations; amending section four hundred thirty-one point one (431.1), Code 1946; amending section four hundred twenty-nine point eleven (429.11), Code 1946; amending section four hundred twenty-nine point twelve (429.12), Code 1946, and amending section four hundred twenty-nine point thirteen (429.13), Code 1946, and amending section four hundred twenty-seven point one (427.1), Code 1946, was taken up, and considered.

Senator Faul asked and received unanimous consent to withdraw the amendment filed by him to the amendment filed by Senator Long and found on page 1306 of the Senate journal.

Senator Long asked and received unanimous consent to withdraw the amendment filed by him to House File 72 and found on page 717 of the Senate journal.

Senator Byers offered the following amendment and moved its adoption:

Amend House File 72 by striking from line 4 of section 1 thereof the word "property".

The amendment was adopted.

Senator Byers moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Barkley	Elthon	Knudson	Myrland
Bateson	Faul	Leo	Newsome
Bekman	Fishbaugh	Long	Reilly
Benson	Foster	Lord	Ritchie
Berg	Hart	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Sharp
Colburn	Jacobson	Maytag	Skourup
Dewel	Jones	Mercer	Vittetoe
Doud	Keir	Miller, Ai	Watson
Dykhousé	Kirketeg		

Nays: none.

Absent or not voting, 8:

Augustine	Hawkins	Linnevold	Musmaker
Findlay	Klein	Miller, J. F.	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Byers moved that the 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 Berg called up for consideration Senate File 492, a bill for an act authorizing the State of Iowa to become indebted in the amount of eighty-five million dollars (\$85,000,000) and providing for the issue and sale of bonds of said state in evidence thereof, to procure funds for and pay service compensation to persons who served in the armed forces of the United States at any time between the sixteenth day of September, 1940, and

the second day of September, 1945, both inclusive or their successors in interest, providing for a board to administer such payments, providing for additional compensation to persons under disability, providing for the imposition, levy and collection of a direct annual tax sufficient to pay the principal and interest on said bonds, and providing penalties for the violation of the provisions of this act; providing for the application of any surplus to the retirement of the indebtedness herein credited; and providing for submission of this act to the people to be voted upon at the general election to be held in the year 1948, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

Senator Berg moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Kirketeg	Miller, Al
Barkley	Faul	Klein	Myrland
Bateson	Fishbaugh	Knudson	Newsome
Bekman	Foster	Leo	Reilly
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Long	Rockhill
Byers	Henningsen	Lord	Schluter
Clem	Hultman	Lucas	Sharp
Colburn	Jacobson	Lynes	Skourup
Dewel	Jones	Martin	Vittetoe
Doud	Keir	Mercer	Watson
Dykhouse			

Nays, 1:

Maytag

Absent or not voting, 4:

Findlay	Miller, J. F.	Musmaker	Zastrow
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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 Berg moved that the 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 Long, House File 391, a bill for an act providing that the Iowa real estate commission shall be subject to the state budget law, was taken up and considered.

Senator Long offered the following amendment and moved its adoption:

Amend House File 391 by adding before the words, "the commission" in line five (5) the following, "Beginning July 1, 1949,".

The amendment was adopted. Action deferred.

On motion of Senator Ritchie, House File 480, a bill for an act to permit counties to co-operate with the federal government, the state, its subdivisions and instrumentalities in the construction and maintenance of flood and erosion control projects in the state and to levy a tax for maintenance thereof, was taken up and considered.

Senator Hart took the chair at 10:45 a.m.

Senator Ritchie moved that the bill be read a third 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:

Augustine	Dykhous	Klein	Miller, Ai
Barkley	Elthon	Knudson	Myrland
Bateson	Faul	Leo	Newsome
Bekman	Fishbaugh	Linnevold	Reilly
Benson	Foster	Long	Ritchie
Berg	Hart	Lord	Rockhill
Byers	Hawkins	Lucas	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Keir	Mercer	Watson

Nays: none.

Absent or not voting, 6:

Findlay	Kirketeg	Musmaker	Zastrow
Jones	Miller, J. F.		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ritchie moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Vittetoe, House File 262, a bill for an act to amend sections one hundred thirty-seven point one (137.1),

one hundred thirty-seven point two (137.2), one hundred thirty-seven point three (137.3), one hundred thirty-seven point eight (137.8), one hundred thirty-nine point twenty (139.20), one hundred forty point thirty-four (140.34), and three hundred fifty-nine point seventeen (359.17), Code 1946, relating to local boards of health, was taken up and considered.

Senator Faul offered the following amendment and moved its adoption:

1. Amend House File 262 by adding thereto a new section as follows: "Sec. 8. Chapter one hundred thirty-eight (138), Code 1946, is amended by adding thereto a new section as follows: 'In case of the adoption of a county health unit plan in any county having a population of one hundred seventy-five thousand (175,000) or more, the civil service status and pension rights of any then existing employee of any then existing departments of health in such county shall be maintained and protected.'"

2. Further amend House File 262 by striking all of line 7 of the title and inserting in lieu thereof the following: "(359.17) and chapter one hundred thirty-eight (138), Code 1946, relating to local boards of health and to the preservation of the civil service and pension rights of certain employees."

The amendment was adopted.

Senator Clem asked and received unanimous consent to withdraw the amendment filed by Senators Bekman and Clem to House File 262 and found on page 1307 of the Senate journal.

Senator Bekman offered the following amendment by Senators Bekman and Clem and moved its adoption:

Amend House File 262 by adding the following as a new section:

Sec. Section 138.1, Code 1946, is hereby repealed and the following enacted in lieu thereof:

"The County Board of Supervisors of any county may, by mutual agreement with boards of health of cities, towns, and townships of their county, adopt the county health unit plan".

The amendment was adopted.

Senator Vittetoe moved that the bill be read a third 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:

Augustine	Elthon	Klein	Miller, Ai
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lucas	Rockhill
Byers	Henningsen	Lynes	Schluter
Clem	Hultman	Martin	Skourup
Colburn	Jacobson	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Dykhouse			

Nays: none.

Absent or not voting, 9:

Doud	Kirketeg	Miller, J. F.	Sharp
Findlay	Knudson	Musmaker	Zastrow
Keir			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Vittetoe moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Lord, House File 237, a bill for an act to amend chapter one hundred seven (107), Code 1946, to authorize payment of special assessments on state lands, was taken up and considered.

Senator Lord moved that the bill be read a third 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:

Augustine	Dykhouse	Knudson	Miller, Ai
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Rockhill
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Klein	Mercer	Watson

Nays: none.

Absent or not voting, 10:

Doud	Hawkins	Miller, J. F.	Ritchie
Elthon	Keir	Musmaker	Zastrow
Findlay	Kirketeg		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lord moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Skourup, House File 128, a bill for an act to amend section five hundred two point four (502.4), Code 1946, relating to exempt securities, and section five hundred two point five (502.5), Code 1946, relating to exempt transactions, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Skourup moved that the bill be read a third 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:

Augustine	Dykhouse	Knudson	Miller, Ai
Barkley	Faul	Leo	Myrland
Bateson	Foster	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Schluter
Byers	Hultman	Lynes	Sharp
Clem	Jacobson	Martin	Skourup
Colburn	Jones	Maytag	Vittetoe
Dewel	Klein	Mercer	Watson

Nays: none.

Absent or not voting, 10:

Doud	Fishbaugh	Miller, J. F.	Rockhill
Elthon	Keir	Musmaker	Zastrow
Findlay	Kirketeg		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Skourup moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Skourup, House File 432, a bill for an act to amend section three hundred twenty-one point four hundred forty-seven (321.447), and section three hundred twenty-

one point four hundred forty-eight (321.448), Code 1946, relating to carrying and display of flares and other signaling devices on trucks carrying flammable liquids and gases and all other trucks, was taken up and considered.

Senator Skourup moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Bateson	Foster	Leo	Myrland
Bekman	Hart	Linnevold	Newsome
Benson	Hawkins	Long	Reilly
Berg	Henningsen	Lucas	Rockhill
Clem	Hultman	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhousé	Klein	Miller, Ai	Watson
Faul	Knudson		

Nays: none.

Absent or not voting, 12:

Augustine	Elthon	Kirketeg	Musmaker
Barkley	Findlay	Lord	Ritchie
Byers	Fishbaugh	Miller, J.F.	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Skourup moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Berg, House File 226, a bill for an act to amend section nineteen point fifteen (19.15), Code 1946, relating to assignment of rooms for the records of the Spanish-American War Veterans Department of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Berg moved that the bill be read a third 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:

Bateson	Faul	Klein	Miller, Ai
Bekman	Fishbaugh	Knudson	Myrland
Benson	Foster	Leo	Newsome
Berg	Hart	Linnevold	Reilly
Byers	Hawkins	Long	Ritchie
Clem	Henningsen	Lord	Rockhill
Colburn	Hultman	Lucas	Schluter
Dewel	Jacobson	Lynes	Sharp
Doud	Jones	Martin	Skourup
Dykhouse	Keir	Maytag	Vittetoe
Elthon	Kirketeg	Mercer	Watson

Nays: none.

Absent or not voting, 6:

Augustine	Findlay	Musmaker	Zastrow
Barkley	Miller, J. F.		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Berg moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

SPECIAL ORDER

Senator Hultman asked and received unanimous consent that House File 384 be made a special order of business at 2:00 p.m.

THIRD READING OF BILLS

On motion of Senator Lynes, House File 195, a bill for an act to amend sections one hundred sixty-six point one (166.1), one hundred sixty-six point three (166.3), one hundred sixty-six point six (166.6), one hundred sixty-six point ten (166.10) and one hundred sixty-six point thirteen (166.13), Code 1946, relating to hog cholera virus and serum, was taken up and considered.

Senator Lynes offered the following amendment and moved its adoption:

Amend House File 195 by adding thereto a new section as follows:

"Amend Section one hundred sixty-six point six (166.6) by striking the word 'five' in line four (4) and inserting in lieu thereof the word 'one'."

The amendment was adopted.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Barkley	Fishbaugh	Klein	Myrland
Bateson	Foster	Leo	Newsome
Bekman	Hart	Linnevelt	Reilly
Benson	Hawkins	Long	Ritchie
Berg	Henningsen	Lord	Rockhill
Byers	Hultman	Lucas	Schluter
Clem	Jacobson	Lynes	Sharp
Colburn	Jones	Martin	Skourup
Dewel	Keir	Maytag	Vittetoe
Faul	Kirketeg	Mercer	Watson

Nays: none.

Absent or not voting, 10:

Augustine	Elthon	Miller, Ai	Musmaker
Doud	Findlay	Miller, J. F.	Zastrow
Dykhouse	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed as members of the conference committee on the part of the House for House File 93, relating to state aid to schools, Representatives Williams, Lawrence, Schwengel and Patrick.

Also: That the Speaker of the House has appointed as members of the conference committee on the part of the House for House File 375, relating to the registration fee for aircraft, Representatives Hicklin, Kerr, Poston and Nielsen.

Also: That the House has concurred in all of the Senate amendments with the exception of the Senate amendment to section 36, to House File 521, a bill for an act appropriating from the general fund for various state departments.

Also: That the House has concurred in Senate amendments to and passed House File 58, a bill for an act relating to the issuance of certain municipal bonds.

Also: That the House has concurred in Senate amendments to and

passed House File 70, a bill for an act relating to the assessment of property.

Also: That the House has concurred in Senate amendments to and passed House File 71, a bill for an act imposing a tax upon certain corporations, individuals, partnerships engaged in the business of making loans or investments.

Also: That the House has concurred in Senate amendments to and passed House File 205, a bill for an act relating to trees and shrubbery.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 529, a bill for an act providing for a tax on beer manufactured for sale or sold.

Also: That the House has concurred in Senate amendments to and passed House File 536, a bill for an act relating to the compensation of justices of the peace and constables.

Also: That the House has concurred in Senate amendments to and passed House File 540, a bill for an act transferring funds from the use tax fund to the primary road fund.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 529, a bill for an act to provide for a tax on beer manufactured for sale or sold in this state at wholesale and on beer imported into this state for sale at wholesale and sold in this state for resale; such tax to be for the benefit of the general fund of the state of Iowa.

Read first and second times, and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Faul, House File 340, a bill for an act to amend section six hundred thirty-eight point twenty-seven (638.27), Code 1946, relating to compensation affidavits of executors, administrators, guardians, trustees, receivers, or attorneys, was taken up and considered.

Senator Faul moved that the bill be read a third 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:

Augustine
Barkley
Bateson

Bekman
Benson
Byers

Clem
Colburn
Dewel

Doud
Dykhousé
Elthon

Faul	Keir	Martin	Ritchie
Fishbaugh	Kirketeg	Maytag	Rockhill
Foster	Klein	Mercer	Schluter
Hart	Leo	Miller, Ai	Sharp
Hawkins	Linnevold	Myrland	Skourup
Henningsen	Lord	Newsome	Vittetoe
Hultman	Lucas	Reilly	Watson
Jacobson	Lynes		

Nays: none.

Absent or not voting, 8:

Berg	Jones	Long	Musmaker
Findlay	Knudson	Miller, J. F.	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Faul moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Dykhousé, House File 132, a bill for an act to amend section three hundred thirteen point two (313.2), Code 1946, relating to reversion of highways no longer within the primary road system, was taken up and considered.

Senator Dykhousé moved that the bill be read a third 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:

Augustine	Elthon	Klein	Myrland
Barkley	Faul	Knudson	Newsome
Bateson	Fishbaugh	Leo	Reilly
Bekman	Foster	Linnevold	Ritchie
Benson	Hart	Long	Rockhill
Byers	Henningsen	Lord	Schluter
Clem	Hultman	Lucas	Sharp
Colburn	Jacobson	Lynes	Skourup
Dewel	Jones	Martin	Vittetoe
Doud	Keir	Maytag	Watson
Dykhousé	Kirketeg	Miller, Ai	

Nays: none.

Absent or not voting, 7:

Berg	Hawkins	Miller, J. F.	Zastrow
Findlay	Mercer	Musmaker	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhousé moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Knudson, House Joint Resolution 10, a resolution to designate a "Mental Health Authority" in the state of Iowa through which the U. S. Public Health Service can deal in connection with the benefits that the state of Iowa can derive from the provisions of the National Mental Health Act which has been enacted by the Congress of the United States, was taken up and considered.

Senator Faul offered the following amendment by Senators Faul and Maytag and moved its adoption:

1. Amend House Joint Resolution 10 by striking all of section 1.
2. Further amend House Joint Resolution 10 by renumbering the remaining sections.

The amendment was adopted.

Senator Knudson moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 40:

Augustine	Dykhouse	Keir	Miller, Ai
Barkley	Elthon	Kirketeg	Myrland
Bateson	Fishbaugh	Klein	Reilly
Bekman	Foster	Knudson	Ritchie
Benson	Hart	Linnevold	Rockhill
Berg	Hawkins	Long	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Martin	Skourup
Dewel	Jacobson	Maytag	Vittetoe
Doud	Jones	Mercer	Watson

Nays: none.

Absent or not voting, 10:

Byers	Leo	Miller, J. F.	Newsome
Faul	Lord	Musmaker	Zastrow
Findlay	Lucas		

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Knudson 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.

HOUSE AMENDMENTS CONSIDERED

Senator Faul called up for consideration House File 521, a bill for an act to appropriate from the general fund of the state of Iowa for the biennium beginning July 1, 1947, and ending June 30, 1949, funds for various departments and various divisions thereof, of the state of Iowa, for the purposes provided by law, and moved that the Senate insist on its amendment to section 36 of House File 521, which motion prevailed.

The Senate insists on its amendment.

CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 521

The Chair announced the appointment of Senators Bekman, Keir, Watson and Faul on the part of the Senate on the conference committee on House File 521.

THIRD READING OF BILLS

On motion of Senator Mercer, House File 450, a bill for an act to amend section two hundred thirty-two point thirty-five (232.35), Code 1946, relating to the establishment of detention homes, and schools, was taken up and considered.

REPORT OF COMMITTEE

Senator Keir submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred House File 544, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend House File 544 by striking all of section eight (8) and re-numbering the remaining sections.

ROBERT KEIR, *Chairman.*

Ordered passed on file.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Evans presiding.

THIRD READING OF BILLS

The Senate resumed consideration of House File 450.

Senator Lucas offered the following amendment and moved its adoption:

Amend line 4 by striking the words "contain an educational institution" and substituting therefor the words "contains a state university".

The amendment was adopted.

Senator Mercer moved that the bill be read a third 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:

Augustine	Elthon	Keir	Miller, Ai
Barkley	Faul	Klein	Musmaker
Bateson	Fishbaugh	Knudson	Myrland
Bekman	Foster	Leo	Reilly
Benson	Hart	Lord	Rockhill
Berg	Hawkins	Lucas	Schluter
Clem	Henningsen	Martin	Skourup
Colburn	Hultman	Maytag	Vittetoe
Dewel	Jones	Mercer	Watson
Dykhouse			

Nays: none.

Absent or not voting, 13:

Byers	Kirketeg	Lynes	Ritchie
Doud	Linnevold	Miller, J. F.	Sharp
Findlay	Long	Newsome	Zastrow
Jacobson			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar:

H. F. 544 H. F. 529

IRVING D. LONG, *Chairman.*

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed as members of the conference committee on the part of the House for House File 521, appropriating funds for various departments and divisions of the state of Iowa, Representatives Steinberg, Hedin, Morrissey and Robinson.

Also: That the House has concurred in Senate amendments to and passed House File 72, a bill for an act providing for the assessment of

the shares of stock of certain corporations organized under the laws of Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 184, a bill for an act relating to arrest.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 484, a bill for an act relating to the approval of compensation of employees of the state during the biennial fiscal period beginning July 1, 1947, and ending June 30, 1949.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 485, a bill for an act providing for an emergency appropriation for the state printing board.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 184

Amend section one (1) of Senate File 184 by striking from lines two (2) and three (3) thereof the following: "striking subsection two (2) thereof, and substituting in lieu thereof and" and by changing the figure "2" in line five (5) thereof to a figure "3" and by striking from line five (5) thereof the word "a" and by inserting in lieu thereof the words "an indictable" and by changing the figure "3" in line eight (8) thereof to a figure "4".

HOUSE AMENDMENT TO SENATE FILE 484

Amend Senate File 484, section one (1) line five (5) by adding after the word "education" the following: "and the board of control".

EXPRESSION OF APPRECIATION

MR. PRESIDENT:

I rise to a point of personal privilege:

It seems to me that this session of the legislature should not come to a close without some expression of appreciation to the interim committee appointed in the Fifty-first session of the General Assembly to study tax revision and report to this session.

This committee did a fine job with the unusual result that fourteen of its proposed measures have been passed, and are now laws of the state of Iowa. In order to show our appreciation to Senator Byers and Senator Keir and the rest of the committee, let us rise and show our appreciation by giving them an applause.

LEO ELTHON, *Majority Floor Leader.*

SPECIAL ORDER

On motion of Senator Hultman, House File 384, a bill for an act to amend chapter three hundred ten (310), Code 1946, relating to

farm-to-market roads, and to enlarge the farm-to-market road system to coincide with the Federal Aid Secondary Road system, and further providing for the improvement of county line roads, was taken up and considered.

Senator Skourup offered the amendment filed by him and found on pages 1332 to 1336 inclusive and moved its adoption.

Senator Faul offered the following amendment to the amendment and moved its adoption:

1. Amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 2 and 3 of section 6 the words "not included in the farm-to-market road system of any county".

2. Further amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 6 and 7 of section 11 the words "not included in the farm-to-market system".

3. Further amend the Skourup amendment to House File 384 filed April 22nd by striking from lines 2 and 3 of section 27 the words "not included in the farm-to-market road system".

4. Further amend the Skourup amendment to House File 384 filed April 22nd by inserting a period (.) after the word "roads" in line 2 of the amendment to the title and by striking the following: "not included in the farm-to-market road system."

Senator Hart took the chair at 2:40 p.m.

SENATE FILE 502 WITHDRAWN

Senator Keir asked and received unanimous consent that Senate File 502 be withdrawn from further consideration of the Senate.

On motion of Senator Faul the amendment to the amendment was adopted.

Senator Bekman moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

Rule 8 was invoked.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23:

Augustine	Faul	Lord	Myrland
Bateson	Henningsen	Lynes	Reilly
Berg	Jacobson	Martin	Sharp
Byers	Klein	Maytag	Skourup
Clem	Knudson	Mercer	Vittetoe
Colburn	Linnevold	Miller, Ai	

Nays, 24:

Barkley	Elthon	Jones	Musmaker
Bekman	Fishbaugh	Keir	Newsome
Benson	Foster	Kirketag	Ritchie
Dewel	Hart	Leo	Rockhill
Doud	Hawkins	Long	Schluter
Dykhouse	Hultman	Lucas	Watson

Absent or not voting, 3:

Findlay	Miller, J. F.	Zastrow
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The amendment as amended was lost.

Senator Dewel offered the following amendment:

Amend House File 384 by striking in line 12, section 1, the word "improvement" and substituting in lieu thereof the words "construction or reconstruction".

Senator Colburn offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting in lien 4 preceding the word "construction" the words "condition of".

The amendment to the amendment was adopted.

On motion of Senator Dewel the amendment as amended was adopted.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 384 by striking the words "thirty-five" and the figures "35" in line twelve (12), section 2 and inserting in lieu thereof the words and figures "twenty-five" and "25".

The amendment was lost.

Senator Dewel offered the following amendent and moved its adoption:

Amend House File 384 by adding after the word "levy" in line 8, section 2, the words "of the limit of".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19:

Bateson	Dewel	Keir	Myrland
Benson	Dykhouse	Long	Reilly
Berg	Elthon	Lucas	Ritchie
Byers	Henningsen	Maytag	Skourup
Clem	Jacobson	Mercer	

Nays, 25:

Augustine	Hart	Knudson	Musmaker
Barkley	Hawkins	Leo	Newsome
Colburn	Hultman	Linnevold	Schluter
Doud	Jones	Lord	Sharp
Faul	Kirketeg	Lynes	Vittetoe
Fishbaugh	Klein	Miller, Ai	Watson
Foster			

Absent or not voting, 6:

Bekman	Martin	Rockhill	Zastrow
Findlay	Miller, J. F.		

The amendment was lost.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 384 by striking the words "thirty-five" and the figures "35,000" in line 6 of section 3 and substituting in lieu thereof the word and figures "twenty" and "20,000".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16:

Berg	Dykhouse	Keir	Myrland
Byers	Elthon	Linnevold	Reilly
Clem	Henningsen	Lord	Ritchie
Dewel	Jacobson	Mercer	Skourup

Nays, 26:

Augustine	Foster	Knudson	Newsome
Barkley	Hart	Leo	Rockhill
Bateson	Hawkins	Lynes	Schluter
Colburn	Hultman	Maytag	Sharp
Doud	Jones	Miller, Ai	Vittetoe
Faul	Kirketeg	Musmaker	Watson
Fishbaugh	Klein		

Absent or not voting, 8:

Bekman	Findlay	Lucas	Miller, J. F.
Benson	Long	Martin	Zastrow

The amendment was lost.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 384 by adding thereto a new section:

"Section No county which has transferred from the road construction fund to the road maintenance fund during any calendar year shall be entitled to participate in the distribution of funds, provided by this act, for the succeeding calendar year".

The amendment was lost.

Senator Dewel asked and received unanimous consent to withdraw the following amendment:

Amend House File 384 by striking section 6.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 384 by striking section 5.

The amendment was adopted:

Senator Dewel offered the following amendment and moved its adoption:

Amend the title to House File 384 by striking the comma (,) from line 5 and inserting a period (.) in lieu thereof, and by striking the balance of line 5 and also line 6.

The amendment was adopted.

Senator Hultman moved that the bill be read a third 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:

Augustine	Faul	Klein	Mercer
Barkley	Fishbaugh	Knudson	Miller, A.
Bateson	Foster	Leo	Musmaker
Bekman	Hart	Linnevoid	Myrland
Benson	Hawkins	Long	Newsome
Berg	Hultman	Lord	Rockhill
Byers	Jacobson	Lucas	Schluter
Clem	Jones	Lynes	Sharp
Colburn	Keir	Martin	Vittetoe
Doud	Kirketeg	Maytag	Watson
Elthon			

Nays, 4:

Dewel	Dykhouse	Ritchie	Skourup
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Absent or not voting, 5:

Findlay	Miller, J. F.	Reilly	Zastrow
Henningsen			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Hultman moved that the 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 Rockhill asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 28

Whereas, Senate File 486 has been passed by the Senate and the House of the Fifty-second General Assembly and it now appears that correction of the same is necessary and the bill is now in the hands of the Governor for his signature, therefore,

Be It Resolved by the Senate, the House Concurring:

That the Secretary of the Senate be instructed to recall from the Governor's office Senate File 486 for further consideration.

The motion prevailed and the resolution was adopted.

PRESENTATION OF U. S. SENATOR HICKENLOOPER

Upon the arrival of U. S. Senator Hickenlooper in the Senate Chamber, President Evans appointed Senators Dykhouse and Keir to escort the Senator to the rostrum.

President Evans presented Senator Hickenlooper to the Senate.

Senator Hickenlooper in his usual eloquent manner expressed his appreciation for the opportunity of being present in the Iowa Senate again. In closing his brief remarks he extended his best wishes to his many friends.

HOUSE AMENDMENTS CONSIDERED

Senator Long called up for consideration, Senate File 484, a bill for an act relating to the approval of compensation of employees of the state during the biennial fiscal period beginning July 1, 1947, and ending June 30, 1949 and moved that the Senate refuse to concur in the House amendment to Senate File 484.

The Senate insists on its amendment.

Senator Henningsen called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 27

Be It Resolved by the Senate, the House Concurring:

That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946:

Charles F. King, (typewriter rental) (Senate).....	\$ 5.00
M & M Sales Co. (typewriter rental) (Senate).....	24.00
Storey-Kenworthy Co. (supplies) (Senate).....	14.14
Koch Brothers (supplies) (Senate).....	54.22
Office Equipment Co. (Senate).....	8.00
Iowa Glove & Notion Co. (supplies) (Senate).....	3.85

Burroughs Adding Machine Co. (ribbon) (Senate).....	.54
Frank Sacco (gas for car) (Senate).....	10.00
Storey-Kenworthy (supplies) (House).....	3.75
A. C. Gustafson, Postage and Misc. Expense (House).....	21.50

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

Senator Long asked and received unanimous consent that the rules be suspended and that House File 529, a bill for an act to provide for a tax on beer manufactured for sale or sold in this state at wholesale and on beer imported into this state for sale at wholesale and sold in this state for resale; such tax to be for the benefit of the general fund of the state of Iowa, be taken up for consideration.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Barkley	Faul	Klein	Musmaker
Bateson	Fishbaugh	Knudson	Myrland
Bekman	Foster	Linnevold	Newsome
Benson	Hart	Long	Ritchie
Berg	Hawkins	Lord	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Jacobson	Maytag	Sharp
Doud	Jones	Mercer	Vittetoe
Dykhouse	Keir	Miller, Al	Watson

Nays: none.

Absent or not voting, 14:

Augustine	Findlay	Lucas	Reilly
Byers	Hultman	Martin	Skourup
Dewel	Kirketeg	Miller, J. F.	Zastrow
Elthon	Leo		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Long moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendments to House Joint Resolution 10, a joint resolution designating a "Mental Health Authority" in the state of Iowa.

Also: That the House has concurred in amendments to and adopted House Concurrent Resolution 18, fixing the date for the sine die adjournment of the Fifty-second General Assembly.

Also: That the House has concurred in Senate amendments to and passed House File 262, a bill for an act relating to local boards of health.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 307, a bill for an act relating to beneficiaries of veterans bureau.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 399, a bill for an act relating to motor vehicles and law of road.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 399

Amend Senate File 399 by striking all of section 10.

EXECUTIVE SESSION

On motion of Senator Elthon, the Senate resolved itself into executive session.

The Senate, in executive session, confirmed the following appointment:

Russell F. Swift of Shelby county, as a member of the Iowa Liquor Control Commission for the term beginning July 1, 1947.

The Senate arose from executive session and resumed regular session.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has concurred in Senate amendments to and passed House File 195, a bill for an act relating to hog cholera virus and serum.

Also: That the House has concurred in Senate amendments to and passed House File 384, a bill for an act relating to farm-to-market roads.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 27, authorizing the payment of certain bills.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 28, recalling from the Governor's office Senate File 486 for further consideration.

Also: That the House has adopted the conference committee report on and concurred in the Senate amendments as recommended therein and passed Senate File 36, a bill for an act appropriating from the general fund of the state funds for various departments and various divisions thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 111, a bill for an act relating to labor organizations, or the officers, representatives, agents or a member or members thereof.

A. C. GUSTAFSON, *Chief Clerk*.

Senator Keir called up the following conference committee report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 521

We, the members of the conference committee, to whom was referred House File 521, to adjust the difference between the House and Senate with respect to section thirty-six (36) of said House File do hereby report:

"That the House concur in Senate amendments to section thirty-six (36) be adopted."

ALBERT STEINBERG.

PHILIP T. HEDIN.

GLENN E. ROBINSON.

EDWARD J. MORRISSEY.

On the part of the House.

E. K. BEKMAN.

ROBERT KEIR.

DEVERE WATSON.

GEORGE FAUL.

On the part of the Senate.

The motion prevailed and the conference committee report on House File 521 was adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Elthon	Kirketeg	Miller, Ai
Bateson	Faul	Klein	Musmaker
Bekman	Fishbaugh	Knudson	Newsome
Benson	Foster	Linnevold	Reilly
Berg	Hart	Long	Rockhill
Byers	Hawkins	Lord	Schluter
Clem	Henningsen	Lynes	Sharp
Colburn	Hultman	Martin	Skourup
Doud	Jones	Maytag	Vittetoe
Dykhouse	Keir	Mercer	

Nays: none.

Absent or not voting, 11:

Barkley	Jacobson	Miller, J. F.	Watson
Dewel	Leo	Myrland	Zastrow
Findlay	Lucas	Ritchie	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the 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 Doud called up for consideration House Joint Resolution 10, a resolution to designate a "Mental Health Authority" in the state of Iowa through which the U. S. Public Health Service can deal in connection with the benefits that the state of Iowa can derive from the provisions of the National Mental Health Act which has been enacted by the Congress of the United States, and moved that the Senate recede from its amendment to House Joint Resolution 10, which motion prevailed.

Senator Doud moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 36:

Augustine	Doud	Keir	Martin
Bateson	Dykhouse	Kirketeg	Mercer
Bekman	Elthon	Klein	Miller, Ai
Benson	Foster	Knudson	Musmaker
Berg	Hart	Leo	Myrland
Byers	Hawkins	Linnevold	Newsome
Clem	Henningsen	Long	Ritchie
Colburn	Jacobson	Lucas	Rockhill
Dewel	Jones	Lynes	Schluter

Nays, 4:

Faul	Maytag	Skourup	Vittetoe
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Absent or not voting, 10:

Barkley	Hultman	Reilly	Watson
Findlay	Lord	Sharp	Zastrow
Fishbaugh	Miller, J. F.		

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Doud 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.

THIRD READING OF BILLS

On motion of Senator Keir, House File 544, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 544 by striking all of section eight (8) and re-numbering the remaining sections.

The amendment was adopted.

Senator Keir moved that the bill be read a third 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:

Augustine	Dykhouse	Linnevold	Newsome
Bateson	Elthon	Long	Reilly
Bekman	Faul	Lucas	Ritchie
Benson	Fishbaugh	Lynes	Rockhill
Berg	Hart	Martin	Schluter
Byers	Henningsen	Maytag	Sharp
Clem	Jones	Mercer	Skourup
Colburn	Keir	Miller, A.	Vittetoe
Dewel	Klein	Musmaker	Watson
Doud	Knudson	Myrland	

Nays: none.

Absent or not voting, 11:

Barkley	Hawkins	Kirketeg	Miller, J. F.
Findlay	Hultman	Leo	Zastrow
Foster	Jacobson	Lord	

The bill having received a constitutional and two-thirds ma-

majority was declared to have passed the Senate and the title was agreed to.

Senator Henningsen moved that the 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 Skourup called up for consideration Senate File 399, a bill for an act to amend chapter three hundred twenty-one (321), Code 1946, relating to motor vehicles and law of the road, pertaining to pedestrian traffic, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Skourup moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Henningsen	Lynes	Rockhill
Byers	Hultman	Martin	Schluter
Clem	Jacobson	Maytag	Sharp
Colburn	Jones	Mercer	Skourup
Dewel	Keir	Miller, Ai	Vittetoe
Dykhouse	Klein	Musmaker	Watson
Elthon	Knudson		

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Kirketeg	Miller, J. F.
Doud	Hawkins	Lucas	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clem moved that the 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 Clem called up for consideration Senate File 184, a bill for an act to amend section seven hundred fifty-five point

four (755.4), Code 1946, relating to arrest, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Clem moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Bateson	Hart	Lord	Newsome
Bekman	Henningsen	Lucas	Reilly
Benson	Hultman	Lynes	Ritchie
Clem	Jacobson	Martin	Rockhill
Colburn	Jones	Maytag	Schluter
Dykhouse	Keir	Mercer	Sharp
Elthon	Klein	Miller, A.	Skourup
Faul	Leo	Musmaker	Vittetoe
Fishbaugh	Linnevold	Myrland	Watson
Foster	Long		

Nays, 1:

Hawkins

Absent or not voting, 11:

Augustine	Byers	Findlay	Miller, J. F.
Barkley	Dewel	Kirketeg	Zastrow
Berg	Doud	Knudson	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Clem moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

PRESENTATION OF GIFT TO LIEUTENANT GOVERNOR EVANS

Senator Elthon asked and received unanimous consent that Senator Hart be permitted to address the Senate at this time.

Senator Hart on behalf of all of the members of the Senate, presented to our esteemed President Evans two pieces of luggage.

President Evans graciously expressed his sincere appreciation.

Senator Schluter called up the following report and moved its adoption:

REPORT OF SECOND CONFERENCE COMMITTEE
ON SENATE FILE 100

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of Senate File 100, relating to the regulation of sales of beer and malt liquors, begs leave to report that your conference committee is unable to agree and therefore requests the appointment of a third conference committee.

ALDEN L. DOUD.

EDWIN C. SCHLUTER.

GEORGE FAUL.

STANLEY L. HART.

CLIFFORD M. STRAWMAN.

C. A. BRYSON.

JOHN W. GANNAWAY.

W. H. NICHOLAS.

On the part of the Senate.

On the part of the House.

The motion prevailed and the report was adopted.

THIRD READING OF BILLS

Senator Faul moved that action on House File 365 be deferred and that the bill retain its place on the calendar.

The motion was lost.

Senator Faul moved that House File 365 be rereferred to the sifting committee.

The motion was lost.

On motion of Senator Fishbaugh, House File 365, a bill for an act to amend section one hundred seventy-four point one (174.1), Code 1946, relating to definition of society for purpose of qualifying for state aid to local fairs, was taken up and considered.

Senator Fishbaugh offered the following amendment and moved its adoption:

Amend House File 365 by adding the following:

Sec. 2. Section one hundred seventy-four point eleven (174.11), Code 1946, is amended by striking all of the first sentence thereof and inserting in lieu thereof the following:

"The amount allowed to any society as state aid shall be a sum equal to eighty per cent of the total cash premiums paid by the society at its annual fair for the current year, but the total aid shall not in any one year exceed twenty-five hundred dollars to any one county."

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 25:

Augustine	Hawkins	Klein	Musmaker
Bateson	Henningsen	Knudson	Newsome
Bekman	Hultman	Linnevold	Rockhill
Benson	Jacobson	Martin	Schluter
Byers	Jones	Mercer	Sharp
Clem	Kirketeg	Miller, Ai	Vittetoe
Fishbaugh			

Nays, 11:

Colburn	Faul	Lord	Reilly
Dykhouse	Foster	Maytag	Skourup
Elthon	Keir	Myrland	

Absent or not voting, 14:

Barkley	Findlay	Lucas	Ritchie
Berg	Hart	Lynes	Watson
Dewel	Leo	Miller, J. F.	Zastrow
Doud	Long		

The amendment was adopted.

Senator Faul moved that the bill be read a third time and laid upon the table.

Senator Sharp moved as a substitute that the bill be read a third time and placed upon its passage. The substitution was made.

The substitute motion was adopted.

Ayes, 31:

Augustine	Hart	Knudson	Reilly
Bateson	Hawkins	Linnevold	Rockhill
Bekman	Henningsen	Lord	Schluter
Benson	Hultman	Mercer	Sharp
Byers	Jacobson	Miller, Ai	Skourup
Clem	Jones	Musmaker	Vittetoe
Colburn	Kirketeg	Myrland	Watson
Fishbaugh	Klein	Newsome	

Nays, 2:

Faul	Maytag
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Absent or not voting, 17:

Barkley	Elthon	Leo	Martin
Berg	Findlay	Long	Miller, J. F.
Dewel	Foster	Lucas	Ritchie
Doud	Keir	Lynes	Zastrow
Dykhouse			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Fishbaugh moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

RECONSIDERATION OF SENATE FILE 486

Senator Rockhill asked and received unanimous consent that the former record on Senate File 486 from where the bill went to its third reading be expunged.

On motion of Senator Rockhill, Senate File 486, a bill for an act to make appropriations to Burlington Transportation Company, Galesburg, Illinois; Western Transportation Company, Des Moines, Iowa; Bessie Groves, Des Moines, Iowa; Calhoun County, Rockwell City, Iowa; Oakville Consolidated School District, Oakville, Iowa, was taken up for further consideration.

Senator Rockhill offered the following amendment and moved its adoption:

1. Amend Senate File 486 by striking therefrom Section 5.
2. Renumber the remaining sections.
3. Further amend the title by striking the semicolon after the second "Iowa" in line 4 and inserting a period and by striking the words "Oakville Consolidated School District, Oakville, Iowa."

Senator Lord asked and received unanimous consent to be recorded as voting "Nay" on the adoption of the amendment.

The amendment was adopted.

Senator Rockhill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Rule 8 was invoked.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine	Faul	Klein	Myrland
Bateson	Foster	Knudson	Newsome
Benson	Hart	Linnevold	Reilly
Berg	Hawkins	Lord	Ritchie
Byers	Henningsen	Martin	Rockhill
Clem	Hultman	Maytag	Schluter
Colburn	Jacobson	Mercer	Sharp
Dewel	Jones	Miller, Ai	Skourup
Dykhouse	Keir	Musmaker	Vittetoe
Elthon	Kirketeg		

Nays: none.

Absent or not voting, 12:

Barkley	Findlay	Long	Miller, J. F.
Bekman	Fishbaugh	Lucas	Watson
Doud	Leo	Lynes	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rockhill moved that the 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 and the amendments recommended therein and passed Senate File 392, a bill for an act relating to the reorganization of school districts.

A. C. GUSTAFSON, *Chief Clerk.*

Senator Kirketeg asked and received unanimous consent to take up the following report and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 392

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of Senate File 392, relating to the reorganization of school districts, beg leave to report and make the following recommendations:

1. That Senate File 392 be amended by striking from lines 8, 9 and 10, of section three, the words: "Provided, however, that if sixty-five percent of the total votes cast in all of the affected districts are in favor of the plan, it shall be deemed to have been adopted.", and insert in lieu thereof the following: "Provided, however, that when the plan for reorganization of school districts includes all or portions of five or more separate, regularly established school districts, and eighty percent of the affected districts or portions of districts, vote in favor of the plan, then the plan shall be deemed to have been adopted by the district or portions of districts voting approval, and the district or portion of a district voting adversely to such plan shall be omitted from the newly formed district."

2. Amend Senate File 392 by striking from lines 2 and 3 of section 6, the words and figures "ninety-nine thousand dollars (\$99,000.00)" and substituting in lieu thereof the words and figures "forty-nine thousand five hundred dollars (\$49,500.00)" and by striking from line 6 of section six the words "the sum of one thousand dollars (\$1,000.00)"

and substituting in lieu thereof "such sum as is necessary, but not to exceed five hundred dollars (\$500.00)".

SMITH of Clayton.

KIRKETEG.

SCHWENGEL of Scott.

COLBURN,

RANKIN of Franklin.

RITCHIE.

WILSON of Wright.

DOUD.

On the part of the House.

On the part of the Senate.

The motion prevailed and the report was adopted.

On motion of Senator Kirketeg, the amendments contained in the report were adopted.

Senator Kirketeg moved that the bill be read a third 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:

Augustine	Faul	Kirketeg	Myrland
Bateson	Fishbaugh	Klein	Newsome
Bekman	Foster	Knudson	Reilly
Benson	Hart	Linnevold	Ritchie
Berg	Hawkins	Lord	Rockhill
Byers	Henningsen	Martin	Schluter
Clem	Hultman	Maytag	Sharp
Colburn	Jacobson	Mercer	Skourup
Dykhouse	Jones	Miller, Ai	Vittetoe
Elthon	Keir	Musmaker	

Nays: none.

Absent or not voting, 11:

Barkley	Findlay	Lucas	Watson
Dewel	Leo	Lynes	Zastrow
Doud	Long	Miller, J. F.	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Kirketeg moved that the 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 Rockhill called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 24

Whereas, There are many narrow bridges on primary roads; and

Whereas, A narrow bridge is a hazard to the public using the highway; and

Whereas, There is a narrow bridge on Highways 65 and 69 about two (2) miles south of Indianola which has been the scene of various accidents claiming the lives of seven (7) people; *Now, Therefore*

Be It Resolved by the House, the Senate Concurring:

That the State Highway Commission is hereby directed to erect suitable signs to warn motorists of the dangers at the aforementioned bridge, and to erect similar warning signs at other narrow bridges which have been or may be determined by the Highway Commission to be dangerous.

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the report of the second conference committee on Senate File 100, a bill for an act regulating the sale of beer and malt liquors, and that the Speaker has appointed as members of a third conference committee: Representatives Strawman, Bryson, Gannaway and Nicholas.

A. C. GUSTAFSON, *Chief Clerk.*

THIRD CONFERENCE COMMITTEE APPOINTED ON SENATE FILE 100

President Evans appointed on the part of the Senate on the third conference committee on Senate File 100: Senators Knudson, Henningsen, Reilly and Klein.

COMMITTEE APPOINTMENT

President Evans announced the appointment of the following Senators as members of the committee on retrenchment and reform: Senators Keir, Watson, Henningsen, Klein and Reilly.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24th the Governor had approved the following bills:

Senate File 146, relating to cigarette permits.

Senate File 473, relating to state office building.

Senate File 488, relating to appropriations to certain named people.

ADDITIONAL COPIES

Senator Berg asked and received unanimous consent that 2,500 copies of Senate File 492 as passed by the House and Senate be printed.

Senator Berg asked and received unanimous consent that ten copies of Senate File 492 be mailed to each member of the Senate.

AMENDMENTS FILED

Amend House File 391 as follows:

Sec. 2. Section one-hundred seventeen point eight (117.8), Code 1946, and section (8) of chapter ninety-six (96) of the acts of the Fifty-first General Assembly are hereby repealed and the following enacted in lieu thereof.

"Sec. 3. There is hereby created the Iowa real estate commission which shall consist of the secretary of state as chairman and four members appointed by the governor with approval of two-thirds of the senate in executive session, each of whom prior to the date of his appointment shall have been actively engaged as a real estate broker within this state for a period of not less than five years. Of the first appointments hereunder two members shall be appointed for terms of two years and two members shall be appointed for terms of four years and until their successors have been appointed and qualified. Thereafter, at the expiration of the term of each appointed member, the governor shall appoint a successor for a term of four years. The terms of all of said appointments shall commence on July first of the year in which the appointment is made, provided that nothing contained herein shall operate to terminate prior to June 30, 1947, the appointment of any commissioner heretofore appointed. There shall at no time be more than one appointed commissioner from any one county, nor may any person act as an appointed commissioner while holding any other elective or appointive state or federal office. In the event of a vacancy on the commission, the governor shall fill such vacancy by appointing a member to serve during the unexpired term of the member whose office has become vacant. The action of the majority of the members of the commission shall be termed the action of the commission."

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa, and in the Manchester Press, a newspaper published at Manchester, Iowa.

Further amend House File 391 by correcting the title as follows: Strike the period (.), after the word "law" in line two (2) and insert a comma (,), in lieu thereof, and the following: "and to repeal section one-hundred seventeen point eight (117.8), Code 1946, and section eight (8) of Chapter ninety-six (96), Acts of the 51st General Assembly relating to the appointment of real estate commissioners.

IRVING G. LONG.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

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The Senate reconvened, President Evans presiding.

Prayer was offered by Colonel DeLoss Marken, Chaplain of the Veterans hospital, Des Moines.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file:

By Senator Mercer, from students of Iowa University favoring fair employment practice legislation.

PRESENTATION OF VISITORS

Senator Ai Miller asked and received unanimous consent to present to the Senate, twelve members of the senior class of the Viola township consolidated high school of Gray who were present in the balcony with their superintendent, Mr. F. B. Marcus.

Senator Doud asked and received unanimous consent to present to the Senate, four students from the Pleasant Plain high school, who were present in the balcony with their superintendent, Mr. E. E. Axthelm.

Senator Jones asked and received unanimous consent to present to the Senate, twenty students from the Green Top, Missouri, high school who were present in the balcony with their superintendent.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 365, a bill for an act relating to the definition of society.

Also: That the House has amended and concurred in Senate amendment to and passed House File 365, a bill for an act relating to definition of society for purpose of qualifying for state aid to local fairs.

Also: That the House has concurred in Senate amendments to and passed House File 544, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly.

Also: That the House has concurred in Senate amendments to and passed House File 450, a bill for an act relating to the establishment of detention homes and schools.

Also: That the House has amended and passed Senate Joint Resolu-

tion 12, creating a special committee to investigate the old-age and survivors' insurance system of public employees and to recommend a program of improvement of said committee.

Also: That the House has passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 14, directing the state department of public instruction to compile and furnish to the members of the 53rd General Assembly a complete list of the names of school employees.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 201, a bill for an act providing for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 231, a bill for an act prohibiting the use of commercial aircraft on inland waters of the state.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 270, a bill for an act relating to the joint use of municipal sewers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 480, a bill for an act relating to the Iowa Employment Security Commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 481, a bill for an act relating to the compensation of the members of the board of social welfare.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 495, a bill for an act relating to the compensation for the members of the state highway commission.

Also: That the House has receded from its amendemnt to and passed Senate File 484.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 365

Amend Senate amendment to House File 365 by adding thereto the following: "Amend the title to House File 365 by striking the period at the end of the title and adding the following: 'and to amend section one hundred seventy-four point eleven (174.11), Code 1946, relating to the amount allowed any society as state aid.'"

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 12

1. Amend Senate Joint Resolution 12 by striking all of section eight (8).
2. Amend the enacting clause of Senate Joint Resolution 12 by striking the word "Resolved" and inserting in lieu thereof the word "Enacted".

HOUSE AMENDMENT TO SENATE FILE 201

Amend Senate File 201 by striking the words and figures "August 1" from line five (5) of section thirteen (13) and inserting in lieu thereof the following: "July 10".

Senator Elthon asked and received unanimous consent that the Secretary be instructed to request the return of House File 488.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Evans presiding.

Senator Elthon asked and received unanimous consent that the record on House File 488, and found on page 967 of the Senate Journal, be expunged in so far as the signature of the President is concerned.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the calendar: H. F. 88 and H. F. 227.

IRVING D. LONG, *Chairman*.

Senator Long called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 93

To the President of the Senate and the Speaker of the House:

We, the undersigned, your conference committee on House File 93, have been unable to agree, therefore, we return the bill for further consideration.

IRVING D. LONG.

ALDEN L. DOUD.

J. KENDALL LYNES.

E. K. BEKMAN.

On the part of the Senate:

O. C. WILLIAMS.

EDNA C. LAWRENCE.

FRED SCHWENGEL.

RUSSELL A. PATRICK.

On the part of the House:

The motion prevailed, and the report was adopted.

SECOND CONFERENCE COMMITTEE ON HOUSE FILE 93

The Chair announced on the part of the Senate the appointment of Senators Knudson, Musmaker, Elthon and Sharp.

Senator Elthon called up the following resolution and moved its adoption:

SENATE RESOLUTION 6

By Elthon

Be It Resolved by the Senate: That the bill room of the Senate, together with all bills introduced in the Senate of the Fifty-second General Assembly of Iowa, remain intact in the bill room of the Senate Chamber, and that the office of the Secretary of the Senate with all equipment and supplies remain intact, and that the upholstered swivel chairs of the Senate together with the upholstered swivel chair in the Lieutenant Governor's office be stored in the Senate, and that all desks, chairs, typewriters, enrolling machine and other equipment used by the the officers of the Senate be stored in a proper place by the custodian of the Capitol. The custodian is hereby instructed and directed not to permit the distribution of any bills from the bill room which may be requested, and neither the bill room nor the office of the Secretary of the Senate shall be occupied by any state department during the interim between the Fifty-second and Fifty-third General Assemblies of Iowa.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Long, House File 391, a bill for an act providing that the Iowa real estate commission shall be subject to the state budget law, and was taken up for further consideration.

Senator Long offered the following amendment and moved its adoption:

Amend House File 391 as follows:

Sec. 2. Section one hundred seventeen point eight (117.8), Code 1946, and section (8) of chapter ninety-six (96) of the Acts of the Fifty-first General Assembly are hereby repealed and the following enacted in lieu thereof:

"Sec. 3. There is hereby created the Iowa real estate commission which shall consist of the secretary of state as chairman and four members appointed by the governor with approval of two-thirds of the senate in executive session, each of whom prior to the date of his appointment shall have been actively engaged as a real estate broker within this state for a period of not less than five years. Of the first appointments hereunder two members shall be appointed for terms of two years and two members shall be appointed for terms of four years and until their successors have been appointed and qualified. Thereafter, at the expira-

tion of the term of each appointed member, the governor shall appoint a successor for a term of four years. The terms of all of said appointments shall commence on July first of the year in which the appointment is made, provided that nothing contained herein shall operate to terminate prior to June 30, 1947, the appointment of any commissioner heretofore appointed. There shall at no time be more than one appointed commissioner from any one county, nor may any person act as an appointed commissioner while holding any other elective or appointive state or federal office. In the event of a vacancy in the commission, the governor shall fill such vacancy by appointing a member to serve during the unexpired term of the member whose office has become vacant. The action of the majority of the members of the commission shall be termed the action of the commission."

Sec. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Lake Mills Graphic, a newspaper published at Lake Mills, Iowa, and in the Manchester Press, a newspaper published at Manchester, Iowa.

Further amend House File 391 by correcting the title as follows: Strike the period (.) after the word "law" in line two (2) and insert a comma (,), in lieu thereof, and the following: "and to repeal section one-hundred seventeen point eight (117.8), Code 1946, and section eight (8) of chapter ninety-six (96), Acts of the 51st General Assembly relating to the appointment of real estate commissioners.

The amendment was adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine	Elthon	Linnevold	Newsome
Bateson	Faul	Long	Reilly
Bekman	Hawkins	Lucas	Ritchie
Benson	Henningsen	Lynes	Rockhill
Berg	Jacobson	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Musmaker	Watson
Dykhouse	Leo	Myrland	

Nays: none.

Absent or not voting, 11:

Barkley	Fishbaugh	Hultman	Miller, J. F.
Byers	Foster	Knudson	Zastrow
Findlay	Hart	Lord	

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Long moved that the vote by which the bill passed

the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Keir, House File 88, a bill for an act providing that upon vacancy in the office of sheriff, the first deputy shall immediately assume the office of sheriff until the vacancy is filled, was taken up and considered.

Senator Keir moved that the bill be read a third 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:

Augustine	Faul	Linnevold	Myrland
Bateson	Fishbaugh	Long	Newsome
Bekman	Hart	Lord	Reilly
Benson	Henningsen	Lucas	Ritchie
Berg	Jacobson	Lynes	Rockhill
Byers	Jones	Martin	Schluter
Clem	Keir	Maytag	Sharp
Colburn	Kirketeg	Mercer	Skourup
Dewel	Klein	Miller, A.	Vittetoe
Dykhouse	Leo	Musmaker	Watson
Elthon			

Nays: none.

Absent or not voting, 9:

Barkley	Foster	Hultman	Miller, J. F.
Doud	Hawkins	Knudson	Zastrow
Findlay			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Berg, House File 227, a bill for an act designating U. S. Highway number six (6) within the borders of the state of Iowa as "Grand Army of the Republic Highway" and providing for suitable markers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Berg moved that the bill be read a third 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:

Augustine	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningsen	Lucas	Rockhill
Clem	Jacobson	Lynes	Schluter
Colburn	Jones	Martin	Sharp
Dewel	Keir	Maytag	Skourup
Doud	Kirketeg	Mercer	Vittetoe
Dykhouse	Klein	Miller, A.	Watson
Elthon	Knudson	Musmaker	

Nays: none.

Absent or not voting, 7:

Barkley	Findlay	Hultman	Zastrow
Byers	Foster	Miller, J. F.	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Berg moved that the 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 Doud called up for consideration Senate Joint Resolution 12, a resolution creating a special committee to investigate the old-age and survivors insurance system of public employees and to recommend a program of improvement, changing or modification of said system, designating the powers and duties of said committee and providing for the expense of said committee, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Doud moved that the resolution as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 39:

Augustine	Colburn	Hart	Leo
Bateson	Dewel	Hawkins	Linnevold
Bekman	Doud	Henningsen	Long
Benson	Dykhouse	Jacobson	Lord
Berg	Elthon	Jones	Lucas
Byers	Faul	Keir	Lynes
Clem	Fishbaugh	Kirketeg	Martin

Maytag
Mercer
Miller, Ai

Myrland
Newsome
Reilly

Rockhill
Schluter
Skourup

Vittetoe
Watson

Nays: none.

Absent or not voting, 11:

Barkley
Findlay
Foster

Hultman
Klein
Knudson

Miller, J. F.
Musmaker
Ritchie

Sharp
Zastrow

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Faul 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.

COMMITTEE APPOINTMENT

In accordance with Senate Joint Resolution 12, President Evans announced the following Senators as members of the committee on old-age and survivors insurance of public employees: Senators Faul and Long.

HOUSE AMENDMENT CONSIDERED

Senator Fishbaugh called up for consideration House File 365, a bill for an act to amend section one hundred seventy-four point one (174.1), Code 1946, relating to definition of society for purpose of qualifying for state aid to local fairs, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Fishbaugh moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Augustine
Bekman
Benson
Berg
Byers
Clem
Colburn
Doud
Dykhousé
Elthon

Faul
Fishbaugh
Hart
Hawkins
Henningsen
Jacobson
Jones
Keir
Kirketeg
Klein

Leo
Linnevold
Long
Lord
Lucas
Lynes
Martin
Maytag
Mercer
Miller, Ai

Myrland
Newsome
Reilly
Ritchie
Rockhill
Schluter
Skourup
Vittetoe
Watson

Nays: none.

Absent or not voting, 12:

Barkley	Findlay	Knudson	Sharp
Bateson	Foster	Miller, J. F.	Zastrow
Dewel	Hultman	Musmaker	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Fishbaugh moved that the 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 Bekman called up for consideration Senate File 201, a bill for an act to provide for the establishment and maintenance of free public libraries for the use of rural inhabitants of counties, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Bekman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Augustine	Elthon	Klein	Miller, Ai
Bateson	Faul	Leo	Myrland
Bekman	Fishbaugh	Linnevold	Newsome
Benson	Hart	Long	Reilly
Berg	Hawkins	Lord	Ritchie
Clem	Henningsen	Lucas	Rockhill
Colburn	Jacobson	Lynes	Schluter
Dewel	Jones	Martin	Skourup
Doud	Keir	Maytag	Vittetoe
Dykhouse	Kirketeg	Mercer	Watson

Nays: none.

Absent or not voting, 10:

Barkley	Foster	Miller, J. F.	Sharp
Byers	Hultman	Musmaker	Zastrow
Findlay	Knudson		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Fishbaugh moved that the 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 House File 93 and the Speaker has appointed as members of the second conference committee on the part of the House, Representatives Williams, Ingalls, Putney and Schwengel.

A. C. GUSTAFSON, *Chief Clerk.*

Senator Benson called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 375

To the President of the Senate and the Speaker of the House:

We, the conference committee appointed to consider the difference between the Senate and the House on House File 375, relating to the registration fee for aircraft, beg leave to report that we have had the same under consideration and desire to recommend as follows:

Strike section two (2) and insert in lieu thereof the following:

"Amend subsection four (4) of section three hundred twenty-eight point twenty-one (328.21), Code 1946, by inserting after the word 'be' in line four (4) the words 'a fee of ten dollars (\$10.00) each for the first two (2) years of registration and thereafter'."

"Further amend said subsection four (4) of section three hundred twenty-eight point twenty-one (328.21) by inserting after the word 'for' in line six (6) the words 'in subsections two (2) and three (3) of this section'."

Respectfully submitted,

M. F. HICKLIN.

R. E. BENSON.

F. L. KERR.

D. E. DEWEL.

E. E. POSTON.

FRED MAYTAG.

A. J. NIELSON.

R. A. ROCKHILL.

On the part of the House.

On the part of the Senate.

The motion prevailed and the resolution was adopted.

On motion of Senator Benson, the amendments contained in the report were adopted.

Senator Benson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Augustine
Bateson
Bekman
Benson
Berg

Byers
Clem
Colburn
Dewel
Dykhouse

Elthon
Faul
Fishbaugh
Hart
Henningsen

Jacobson
Jones
Keir
Kirketeg
Klein

Leo
Linnevold
Long
Lord
Lucas

Lynes
Martin
Maytag
Mercer
Miller, Ai

Myrland
Newsome
Ritchie
Reilly
Rockhill

Schluter
Skourup
Vittetoe
Watson

Nays: none.

Absent or not voting, 11:

Barkley
Doud
Findlay

Foster
Hawkins
Hultman

Knudson
Miller, J. F.
Musmaker

Sharp
Zastrow

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.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed as members of the committee on retrenchment and reform the following: Representatives Steinberg, Weichman, Bryson, Bents and Poston.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 486, a bill for an act making appropriations to Burlington Transportation Company, Galesburg, Illinois; Western Transportation Company, Des Moines, Iowa; Bessie Groves, Des Moines, Iowa; Calhoun county, Rockwell City, Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

President Evans announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Evans presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report on and the amendments recommended therein and passed House File 375, relating to the registration fee for aircraft.

Also: That the House has concurred in Senate amendments to and passed House File 391, a bill for an act providing that the Iowa real estate commission shall be subject to the state budget law.

A. C. GUSTAFSON, *Chief Clerk.*

Senator Knudson called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 93

MR. PRESIDENT: Your committee appointed as a conference committee on House File 93 desires to report that they have agreed as follows:

Amend section 7 by inserting after the word "All" in line 6 the words "General Aid."

Further amend section 7 by striking the word "proportionate" in line 10 and the words "buildings" and "proportionate" in line 11.

Further amend section 7 by striking from lines 16 and 17 the following: "proportionate cost of operating and maintaining buildings, and the proportionate."

Further amend section 7, line 23, by adding the words "kindergarten courses", after the colon.

Further amend line 30 by striking the word "and" and also the period after the word "art" and inserting a comma in lieu thereof, and by adding the following: "and other courses expressly authorized by law".

Further amend by striking the word "and" and also the period in line 36 and inserting a comma, and add the following: "and other courses expressly authorized by law".

Further amend by striking all of the last paragraph in section 7.

O. C. WILLIAMS.

H. M. KNUDSEN.

FRED SCHWENGEL.

F. E. SHARP.

WILLARD INGALLS.

J. LYLE MUSMAKER.

LAWRENCE PUTNEY.

LEO ELTHON.

On the part of the House.

On the part of the Senate.

The motion prevailed and the report was adopted.

On motion of Senator Knudson, the amendments contained in the report were adopted.

Senator Knudson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Augustine	Elthon	Knudson	Musmaker
Barkley	Faul	Leo	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Hart	Long	Reilly
Benson	Hawkins	Lord	Ritchie
Berg	Henningson	Lucas	Rockhill
Byers	Jacobson	Lynes	Schluter
Clem	Jones	Martin	Sharp
Colburn	Keir	Maytag	Skourup
Dewel	Kirketeg	Mercer	Vittetoe
Doud	Klein	Miller, Al	Watson
Dykhouse			

Nays: none.

Absent or not voting, 5:

Findlay
Foster

Hultman

Miller, J. F.

Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Knudson moved that the 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 Reilly, 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 8, 19, 58, 67, 70, 71, 72, 113, 205, 224, 245, 480, 483, 519, 536, 540, 543 and 544.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House Files 8, 19, 58, 67, 70, 71, 72, 113, 205, 224, 245, 480, 483, 519, 536, 540, 543 and 544.

Senator Lynes asked and received unanimous consent that the chairman of the committee on appropriations, Senator Keir, be authorized to make the necessary changes in the title.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and the amendments recommended therein and passed House File 93, a bill for an act providing for the use of state funds to supplement funds of school districts in support of education.

Also: That the House has adopted the third conference committee report on Senate File 100, relating to the issuance of permits to sell beer and malt liquors.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 497, a bill for an act appropriating three million dollars (\$3,000,000.00) for emergency aid to the public schools of Iowa.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 497

Amend Senate File 497 as follows:

1. By striking the word "proportionate" in line 14 and the word "proportionate" in line 15 of section 2, and by striking the word "buildings" in line 15.

2. Further amend section 2 by striking all of line 20 after the word "the" and by striking "and the proportionate" in line 21.

3. Further amend section 2 by inserting the words "kindergarten courses," after the colon in line 27.

4. Further amend section 2 by striking the period in line 34 and striking the word "and" and inserting after the word art "and other courses expressly authorized by law."

5. Further amend by striking the period in line 40 of section 2 and inserting "and other courses expressly authorized by law."

6. Further amend section 2 by striking all of lines 59, 60, 61 and 62.

Senator Knudson called up the following report and moved its adoption:

REPORT OF THIRD CONFERENCE COMMITTEE ON
SENATE FILE 100

To the President of the Senate and the Speaker of the House:

We, the undersigned members of the conference committee appointed for the consideration of Senate File 100, relating to the regulation of sales of beer and malt liquors, beg leave to report that your conference committee is unable to agree.

HERMAN M. KNUDSON.

CLIFFORD M. STRAWMAN.

O. H. HENNINGSEN.

C. A. BRYSON.

TUNIS H. KLEIN.

JOHN W. GANNAWAY.

ROBERT C. REILLY.

W. H. NICHOLAS.

On the part of the Senate.

On the part of the House.

The motion prevailed and the report was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Keir called up for consideration Senate File 497, a bill for an act to appropriate three million dollars (\$3,000,000.00) for emergency aid to the public schools of Iowa, for each year of the biennium, beginning July 1, 1947, and ending June 30, 1949, and providing for the distribution thereof, amended by the House, and moved that the Senate concur in the House amendments.

The Senate concurred in the House amendments.

Senator Keir moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Augustine	Faul	Knudson	Myrland
Bateson	Fishbaugh	Linnevold	Newsome
Bekman	Foster	Long	Reilly
Benson	Hart	Lord	Ritchie
Berg	Hawkins	Lynes	Rockhill
Clem	Henningsen	Martin	Schluter
Colburn	Jacobson	Maytag	Sharp
Dewel	Jones	Mercer	Skourup
Doud	Keir	Miller, Ai	Vittetoe
Dykhouse	Kirketeg	Musmaker	Watson
Elthon	Klein		

Nays: none.

Absent or not voting, 8:

Barkley	Findlay	Leo	Miller, J. F.
Byers	Hultman	Lucas	Zastrow

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Keir moved that the 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 Lynes asked and received unanimous consent that the chairman of the committee on appropriations, Senator Keir, be authorized to make the necessary changes in the title.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24th, the Governor had approved the following bills:

Senate File 487, relating to appropriation to certain named persons.

Senate File 491, relating to appropriation to certain named persons.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

* *

The Senate reconvened, President Evans presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Reilly, 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 111, 116, 174, 184, 201, 231, 236, 270, 280, 307, 329, 370, 392, 399, 400, 476, 480, 481, 484, 485, 486, 489, 490, 492, 493, 494, 495, 497, 499, 500, 501, 503, 504, and Senate Joint Resolutions 12 and 14. Also, House Files 88, 93, 128, 132, 195, 226, 227, 237, 262, 340, 365, 375, 384, 391, 432, 450, 521, 529 and House Joint Resolution 10.

ROBERT C. REILLY, *Chairman Senate Committee.*

LAWRENCE PUTNEY, *Chairman House Committee.*

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 111, 116, 174, 184, 201, 231, 236, 270, 280, 307, 329, 370, 392, 399, 400, 476, 480, 481, 484, 485, 486, 489, 490, 492, 493, 494, 495, 497, 499, 500, 501, 503, 504, and Senate Joint Resolutions 12 and 14. Also, House Files 88, 93, 128, 132, 195, 226, 227, 237, 262, 340, 365, 375, 384, 391, 432, 450, 521, 529 and House Joint Resolution 10.

BILLS SENT TO THE GOVERNOR

Senator Reilly, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 25th day of April, 1947, sent to the Governor for his approval: Senate Files 111, 116, 174, 184, 201, 231, 236, 270, 280, 307, 329, 370, 392, 399, 400, 476, 480, 481, 484, 485, 486, 489, 490, 492, 493, 494, 495, 497, 499, 500, 501, 503, 504, and Senate Joint Resolutions 12 and 14.

ROBERT C. REILLY, *Chairman.*

Passed on file.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Faul moved that the President appoint a committee of two to wait on the Governor and notify him that the Senate was ready to adjourn sine die and to ascertain whether or not he had any further communication to lay before the Senate, which motion prevailed.

The President appointed as such committee, Senators Faul and Long.

COMMITTEE TO NOTIFY THE HOUSE

Senator Long moved that the President appoint a committee of two to notify the House that the Senate was ready to adjourn sine die, which motion prevailed.

The President appointed as such committee, Senators Long and Faul.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

The committee appointed to notify the House that the Senate was ready to adjourn sine die returned and announced that it had performed its duty.

The report was accepted and the committee was discharged.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

The committee to wait upon the Governor reported that it had performed its duty and that the Governor had sent the following message:

State of Iowa
Office of the Governor
Des Moines

April 25, 1947

Robert D. Blue, Governor

Lieutenant Governor Kenneth A. Evans
President of the Senate
Members of the Senate:

I extend to you my personal thanks as well as the appreciation of the State for the service you have rendered.

The problems confronting you have been numerous and difficult. Past omissions, post-war problems and difficulties arising from the growing inflation were all added to the problems which would have normally been presented for your consideration. Many of these problems have been fraught with controversy. You are to be congratulated for having had the political and moral courage to face many of these problems.

As Iowa begins her second century of statehood, the 52nd General Assembly has made noteworthy contributions by way of constructive legislation toward making Iowa the best place in all the world in which to live.

As you depart for your homes, I extend my best wishes for health, happiness and success to you and your loved ones.

Sincerely yours,

ROBERT D. BLUE, Governor.

The report was accepted and the committee discharged.

COMMITTEE 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 five o'clock p.m., April 25th, 1947, having arrived. President Kenneth A. Evans declared the Senate of the Fifty-second General Assembly adjourned sine die.



SENATE FILES APPROVED AFTER SESSION

The following list shows the Senate Files approved by the Governor after the close of the session, with the date of approval.

Following the "Bills Approved" is a copy of the letters of the Governor relative to the veto of the various bills after the close of the session, together with the date of the veto:

- S. F. 109—Relating to the anti-closed shop. Approved April 28.
- S. F. 111—Relating to strikes. Approved April 29.
- S. F. 116—Relating to increase of unemployment compensation benefits. Approved April 30.
- S. F. 174—Relating to old age and survivors' insurance. Approved April 29.
- S. F. 184—Relating to arrest. Approved April 29.
- S. F. 201—Relating to free public libraries. Approved May 19.
- S. F. 231—Relating to commercial aircraft. Approved April 29.
- S. F. 236—Relating to compensation of inheritance tax appraisers. Approved April 29.
- S. F. 270—Relating to the joint use of municipal sewers. Approved May 1.
- S. F. 280—Relating to exemption from tax sales of purchases by tax-certifying or tax levying governmental bodies. Approved April 28.
- S. F. 307—Relating to veterans benefits. Approved April 29.
- S. F. 329—Relating to definitions of workmen's compensation. Approved May 1.
- S. F. 370—Relating to kinds and classification of insurance. Approved May 1.
- S. F. 392—Relating to the reorganization of school districts. Approved April 29.
- S. F. 399—Relating to motor vehicles and law of road. Approved May 2.
- S. F. 400—Relating to drainage districts. Approved April 30.
- S. F. 476—Relating to the incorporation of sanitary districts. Approved April 29.
- S. F. 480—Relating to the Iowa employment security commission. Approved April 29.
- S. F. 481—Relating to the compensation of the members of the board of social welfare. Approved April 29.
- S. F. 484—Relating to compensation of state employees. Approved May 19.
- S. F. 486—Relating to claims for certain named persons. Approved April 29.
- S. F. 489—Relating to the repair of the Court Avenue viaduct, Capitol grounds, Des Moines. Approved April 29.
- S. F. 490—Relating to bridges and approaches thereto under the supervision of the state highway commission. Approved April 29.
- S. F. 492—Relating to bonus for veterans of World War 2. Approved May 19.

- S. F. 493—Relating to certain land along the shore of Carter Lake, Iowa. Approved April 30.
- S. F. 494—Relating to the local budget law and funds thereunder. Approved April 30.
- S. F. 495—Relating to the compensation for the members of the state highway commission. Approved May 2.
- S. F. 497—Relating to emergency aid fund to the public schools of Iowa. Approved May 1.
- S. F. 499—Relating to the town of Orange City, Iowa. Approved April 30.
- S. F. 500—Relating to the appointment of certain public officers. Approved April 28.
- S. F. 501—Relating to the military service tax credit fund. Approved April 30.
- S. F. 503—Relating to institutions under the state board of education. Approved May 19.
- S. F. 504—Relating to claims for certain named persons. Approved April 29.
- Senate Joint Resolution 14, relating to list of school employees by the state department of public instruction. Approved April 29.
-

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved Senate File 485, providing for an emergency appropriation for the state printing board.

Some of the appropriations are not needed at all or are in excess of actual needs. Any actual need may be met by the transfer of funds under the provisions of Section 8.39 of the Code of Iowa.

I have therefore disapproved Senate File 485.

Respectfully submitted,

ROBERT D. BLUE, *Governor*.

Disapproved May 19.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved Senate Joint Resolution 12, providing for a special committee to investigate the old age and survivors' insurance system of public employees, etc.

I am heartily in favor of a retirement system for public employees and sponsored legislation to that end two years ago in the 51st General Assembly, which resulted in the present Iowa Act.

I have disapproved the resolution for the following reasons:

First of all, the resolution is premature. While the act was passed two years ago, actual payments under its provision have not yet commenced and it will take some period of time after the act gets

well under way so that the necessary factual material may be available for consideration.

Second, the provisions of Sections 2.47 and 2.48 of the Code relating to the duties of the committee on retrenchment and reform would seem to give to this committee sufficient authority to make an investigation or study of this question as completely as authorized by the resolution under consideration.

For the reasons stated above, I have disapproved Senate Joint Resolution 12.

Respectfully submitted,

ROBERT D. BLUE, *Governor.*

Disapproved May 1.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved of House File 226.

This bill proposes to amend Section 19.15 of the Code. Section 19.15 provides that the assignment of rooms in the State Capitol shall be under the direction of the executive council and that such assignments may be changed from time to time. This section also provides that Room No. 4 in the basement story shall be the permanent quarters of the Grand Army of the Republic, Department of Iowa.

The bill under consideration seeks to amend this section by providing that Room No. 4 in the basement shall also be the permanent quarters of the Spanish American War Veterans, Department of Iowa.

The assignment of all rooms in the Capitol Building ought to be under the control of the executive council and subject to change at any time as conditions may require. The precedent established in the case of the Grand Army of the Republic ought not to be extended. Several veteran's organizations grew out of the First World War and a substantial number of veteran's organizations have come into existence as a result of the Second World War.

I find nothing in Section 19.15 which makes Room No. 4 in the basement story the exclusive quarters of the Grand Army of the Republic or that would prevent the sharing of these quarters with the Spanish American War Veterans, Department of Iowa.

For the reasons stated above, I have disapproved House File 226.

Respectfully submitted,

ROBERT D. BLUE, *Governor.*

Disapproved May 1.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved House File 237 for the following reasons:

The bill submitted provides for the payment of special assessments

on state lands under the administration of the conservation commission out of funds provided for in Section 107.19 of the Code. The primary purpose of the Section 107.19 is to protect funds accruing to the fish and game protection fund. I believe that the bill presented is so loosely drawn that it would permit the use of funds heretofore devoted to the protection of fish and game to the payment of all types of special assessments. It is inadvisable to use fish and game funds for the purpose of paying special assessments.

If a new policy is to be adopted with references to the payment by the state of special assessments for public improvements against property owned by the state, such policy should be extended to cover the property under the jurisdiction of the State Board of Education, the Board of Control, the Executive Council and the Adjutant General's department, and not just Conservation Commission property.

The bill presented is probably intended to apply only to one or two pieces of property owned by the state and under the jurisdiction of the conservation commission, but it is so general in its scope that it might be applied to all of the property under the commission and for the payment of special assessments levied by cities and towns or counties which could not be justified or which ought not to be paid out of fish and game funds.

Respectfully submitted,

ROBERT D. BLUE, *Governor.*

Disapproved May 19.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved House File 340 for the following reasons:

The bill proposed seeks to amend Section 638.27 of the Code of Iowa. This section of the Code was enacted within recent years and requires the filing of an affidavit by executors, administrators, guardians, receivers and their attorneys stating that there is no contract for the splitting of fees. The apparent purpose of this statute is to control or eliminate the vice of fee-splitting.

The bill submitted provides an exception to the present statute by the permitting of the splitting of fees by "a regular and bonified partner". The explanation attached to the original bill states that the present law seems to prevent the sharing of a fiduciary fee earned by an attorney with a law partner and seeks to change this condition.

As a matter of actual fact, the bill submitted would permit the sharing of executors, administrators, guardians, trustees and receivers fees, not only by law partners but by business partners regardless of the type of business which they were engaged in. This is contrary to the spirit and purpose of the original statute which is sought to

be amended. The amendment had the effect of almost completely nullifying the effect of the original statute.

I have therefore disapproved House File 340.

Respectfully submitted,

ROBERT D. BLUE, *Governor*.

Disapproved May 19.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved House File 365 for the following reasons:

Section 2 of the bill provides for an increase in the amount of state subsidy for certain fairs. The present economic condition of the state and of these institutions is such that I can see no sound reason for increasing the permanent amount of subsidy at this time.

I have therefore disapproved House File 365.

Respectfully submitted,

ROBERT D. BLUE, *Governor*.

Disapproved May 19.

TO THE HONORABLE MEMBERS OF THE SENATE, FIFTY-SECOND GENERAL ASSEMBLY OF IOWA:

GENTLEMEN: I desire to advise the members that I have disapproved House File 450.

The bill as submitted amends Section 232.35 of the Code. This section of the Code provides that in counties having a population of more than 40,000 the Board of Supervisors *shall* and in counties of over 30,000 *may* provide for detention homes and schools for juveniles.

The bill submitted applies only to Johnson county although not mentioning the county by name. It provides for such a detention home in counties where a state university under the State Board of Education with a student enrollment of at least 6,000 is located. There is only one state university in Iowa.

Section 30 of Article 3 of the Constitution states, "and in all other cases where a general law can be made applicable, all laws shall be general and of uniform operation throughout the state".

Johnson county is a county of more than 30,000 and under the provisions of Section 232.5, the Board of Supervisors now has the discretionary power to build a detention home and school if they see fit to do so. The natural inference is that for some reasons, whether good or bad, they have been unwilling to exercise the discretion vested in them for the purpose of erecting such a detention home and school. This bill would make it mandatory upon Johnson county supervisors to build such a home. It would not affect any other county in the state of more than 30,000 or make it mandatory for such other counties to build such a home. The bill submitted, therefore, is not general

in its application to other counties in the state of Iowa of more than 30,000 population.

If it had been the intention of the legislature to include other counties of more than 30,000 population in the mandatory provisions of statute with reference to building such a detention home, such purpose would have been easily achieved by striking the figure "40,000" and inserting the figure "30,000" and dropping the discretionary provisions of the statute.

For the reasons above stated, I have disapproved House File 450.

Respectfully submitted,

ROBERT D. BLUE, *Governor*.

Disapproved May 1.

IN MEMORIAM

Senate

EMMETT E. CAVANAUGH.....	July 29, 1881-February 9, 1946
JOHN K. HALE.....	August 27, 1858-January 31, 1946
CHARLES C. HELMER.....	August 25, 1876-October 27, 1946
CHARLES FREDERIC JOHNSTON.....	January 17, 1866-November 26, 1945
EUGENE IRVING (DAN) MASON.....	May 6, 1879-February 8, 1946
HENRY DELBERT MILLER.....	January 7, 1867-August 26, 1945
ADDISON M. PARKER.....	September 30, 1878-October 12, 1945
CLAUDE R. PORTER.....	July 8, 1872-August 17, 1946
CHARLES T. ROGERS.....	December 21, 1863-January 18, 1946
BERTEL M. STODDARD.....	January 21, 1871-April 18, 1946
HOWARD SPICER VAN ALSTINE.....	May 16, 1869-August 5, 1945
JOHN L. WILSON.....	October 25, 1857-August 31, 1946

JOURNAL OF THE SENATE

MEMORIALS

EMMETT E. CAVANAUGH

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character, and public service of the late Honorable Emmett E. Cavanaugh of Fort Dodge, Iowa, begs leave to submit the following:

Emmett E. Cavanaugh was born in Lehigh, Iowa, July 29, 1881, the son of the late Thomas J. and Alice Cavanaugh, pioneer settlers of Webster county. He attended school in Lehigh, graduating from the High School in 1900. He came to Fort Dodge to enter Tobin College from which he graduated and later attended the Iowa State Teachers College at Cedar Falls. He taught in Lehigh four years, after which he was chosen superintendent of the Lehigh schools for two years. In 1907 he was elected superintendent of the Webster county schools where he served four years, resigning to attend the University of Iowa School of Law and was graduated in 1912. Admitted to the bar, he began the practice of law in Fort Dodge, where he was elected county attorney and held the office for two years. In 1927, during the Forty-first, Forty-second, and the Forty-second Extra Sessions of the General Assemblies, he was State Senator from Webster-Calhoun district.

For many years he was active in civic affairs of Fort Dodge, serving on the civil service commission, board of directors of the public library, and the board of Camp Fire Girls. At the time of his death, he was president of the Blanden Memorial Art Gallery. He was appointed municipal police judge where he served several years, and was known at home and throughout the state as Judge.

Mr. Cavanaugh had diverse interests of which Masonry and the outdoors were closest. He was a member of Ashlar Lodge No. 111; Delta Chapter No. 51, Royal Arch Masons; Calvary Commandery No. 24 Knights Templar; Aurora Chapter No. 311; Order of the Eastern Star; Olive Shrine No. 15, and White Shrine of Jerusalem. He was past commander of Calvary Commandery. He served as Grand Commander of the Iowa Knights Templar. At the time of his death he was a member of the Masonic Temple board and trustee of Templar Park of Spirit Lake. He long held a commission as inspector-instructor in the grand commandery of Iowa Knights Templar.

Mr. Cavanaugh had a deep love of the outdoors. He was a staunch believer in the necessity of preserving the natural resources of his state. Iowa had few more ardent supporters of projects for protecting and restoring wild life.

He was a skilled angler and hunter and for many years held state and

national casting championships. He established a world record for distance salmon fly casting. At one time he was president of the National Association of Scientific Angling Clubs.

Mr. Cavanaugh was charter member of the Mud Lake Fur Farm and duck hunting preserve near Ruthven. He was one of the best duck and game bird shots in the middle west.

Mr. Cavanaugh and Miss Belle Ingalls were married June 6, 1906. He is survived by his wife, a daughter, Lt. Mrs. Vyva Kerr, who is a marine corps women's reserve, and also a son, Capt. Dean Cavanaugh, now ocean pilot for Pan-American Airways; two granddaughters, Vicky Kerr and Dee Ann Cavanaugh; two sisters, Mrs. Erma Dillman of Fort Dodge and Mrs. Alice Tomlinson of California; and a brother, Edward Cavanaugh, of Washington state.

There is a finality about death that seems to respect the life that appears to be fully spent. To his associates it seemed Judge Cavanaugh had many years left for the activities he loved. If this were prepared as an eulogy instead of a simple biographical sketch designed to commemorate Mr. Cavanaugh's services to Fort Dodge and to Iowa, there are many items that could be mentioned with propriety concerning him, therefore,

Be It Resolved by the Senate of the Fifty-second General Assembly, That in the passing of the Honorable Emmett E. Cavanaugh of Fort Dodge, Iowa, the state has lost a valuable and honorable citizen, and an honest statesman.

Be It Further Resolved, That a copy of these resolutions be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

C. V. FINDLAY,

HERMAN M. KNUDSON,

J. F. MILLER,

LEO ELTHON,

R. R. BATESON,

Committee.

The resolution was unanimously adopted.

JOHN K. HALE

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable John K. Hale of Anamosa, Iowa, begs leave to submit the following:

John K. Hale was born in Guildford, Connecticut, on August 27, 1858. When he was eighteen months old, his parents brought him to Jones county, Iowa. He received his education in rural schools.

He was married in 1879 to Carrie Black and to this union a daughter, Myrta, was born. Carrie Hale died in 1881. Mr. Hale was married again in 1882 to Clare E. Stone and to this union a daughter was born.

He engaged in farming for many years and in 1892 moved to Anamosa, Iowa, and engaged in buying grain and in the grocery and meat business. He served as township trustee and county supervisor and later in the

Iowa House of Representatives from Jones county in the Thirty-sixth General Assembly, and as Senator from 1917 to 1924 from the Jones-Cedar county district. Mr. Hale was affiliated with the Republican party and was a member of the Congregational Church.

John K. Hale died at his home in Anamosa, Iowa, January 31, 1946, at the age of 87 years. He is survived by his wife and daughter, Myrta.

In the passing of John K. Hale, this state mourns the loss of a valuable and honored citizen, a man who devoted many years of his life to public service.

EDWIN C. SCHLUTER,
IRVING D. LONG,
ROBERT C. REILLY,

Committee.

The resolution was unanimously adopted.

CHARLES C. HELMER

MR. PRESIDENT: Your committee, appointed to prepare a memorial resolution commemorating the life and public service of the late Charles C. Helmer, begs leave to submit the following:

Charles C. Helmer, lawyer and legislator, died at Carroll, Iowa, October 27, 1946; born in Cedar county, Iowa, August 25, 1876.

Mr. Helmer obtained his common school education at Mechanicsville and Tipton; attended Iowa State College at Ames, and was in his senior year at the outbreak of the Spanish-American War, when he enlisted as a private in Company F, Forty-ninth Iowa Volunteer Infantry, and served until the regiment was mustered out.

He entered the law department of the State University of Iowa and graduated in 1901, commencing the practice of law at Manning, Iowa; moved to Carroll in 1904 where he has since continued to practice law. He was elected county attorney in 1904 and for nearly eight years was city attorney of Carroll, and a member of the park commission since 1919. Mr. Helmer served in the Iowa Senate from Carroll, Green and Sac county district in the Thirty-sixth and Thirty-seventh General Assemblies.

On May 10, 1910, he was appointed captain and assigned to command Company D, 56th Infantry, Iowa National Guard. He resigned October 5, 1912. Served as an infantry captain in World War I.

He was married in 1905 to Jennie Willey of Keokuk, Iowa, who survives him, as do also one daughter and three sons. For forty years he was a civic leader in his community and active in Republican party circles.

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly, That in the passing of Senator Helmer, Iowa has lost a distinguished citizen whose life symbolized integrity and honesty in affairs of the state.

Be It Further Resolved, That this resolution be spread upon the records

of the Journal of the Senate of the Fifty-second General Assembly of Iowa, and that an enrolled copy be transmitted to his family.

RALPH E. BENSON,
ROBERT KEIR,
JAY C. COLBURN,

Committee.

The resolution was unanimously adopted.

CHARLES FREDERIC JOHNSTON

MR. PRESIDENT: Your committee, appointed to prepare a suitable memorial commemorating the life, character, and public service of the late Honorable Charles Frederic Johnston of Sheffield, Iowa, begs leave to submit the following report:

Charles Frederic Johnston was born in Franklin county near Hampton, Iowa, January 17, 1866, the son of James J. and Elizabeth Bradfute Johnston. He attended rural school and graduated from Hampton high school in 1887; located at Sheffield and established a real estate business dating from September 26, 1888. At the same time he took up law in the office of D. W. Henley in Hampton and the Iowa State University. He was admitted to the bar in 1891. June 29, 1892, he was married to Delle Haecker of Hampton, who survives him. He is also survived by a daughter, Mrs. R. H. Krause, of Rockford, Michigan, and a son, Chas. F. Johnston, Jr., of Dixon, Illinois.

Senator Johnston served as a member of the Iowa House of Representatives in sessions of 1896, 1897 and 1898, and of the Iowa Senate in 1924 and 1926. His record in the legislature was distinguished and outstanding.

Senator Johnston served as delegate to both state and national Republican conventions; served as mayor of Sheffield; the local school board and other local committees and organizations. He traveled for seven years as an internal revenue collector.

Senator Johnston, with his brother, George Johnston, established the Citizens Bank in Sheffield. He was a member of the Methodist Episcopal Church and several fraternal organizations, and spent his entire life a resident of Franklin county. He died at his home at Sheffield, Iowa, November 26, 1945.

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of Iowa, That in the passing of Senator Johnston the state mourns the loss of a valuable and honored citizen; a man who devoted many years of his life to public service.

Be It Further Resolved, That a copy of this memorial resolution be printed in the Journal of the Senate and that the Secretary be directed to send enrolled copies to the members of the family of the deceased.

H. M. KNUDSON,
DUANE DEWEL,
LEO ELTHON,

Committee.

The resolution was unanimously adopted.

EUGENE IRVING MASON

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Eugene Irving Mason, a former member of the General Assembly of Iowa, begs leave to submit the following report:

Eugene Irving ("Dan") Mason was born on a farm east of Brooklyn, Iowa, May 6, 1879. He died February 8, 1946, at Grinnell, Iowa.

He was the son of Eugene H. and Sarah E. (Manatt) Mason, a prominent farm family of Poweshiek county, honored and respected for their integrity and for their cultural and forward looking attitude toward the better things of life.

"Dan" attended rural schools and the high school of Brooklyn, and then the law college at Iowa State University. He was admitted to the bar in Oklahoma, but engaged in sales work as a commercial traveler for twenty-five years. Following this he returned to the home farm and operated several hundred acres of Poweshiek county land.

He was married to Rae H. Lynch of Phillipsburg, Kansas, and they had one daughter, Faith W., Mrs. Charles J. Santoro, now residing on the home farm east of Brooklyn. His wife preceded him in death.

He served one term as Senator from the twelfth district, composed of Poweshiek and Keokuk counties, from 1935 through 1938. He was of the Democratic faith, ardent in support of the principles of that party, but fair to opponents and vigorously opposed to all class legislation.

Senator Mason was co-author of the Iowa homestead exemption bill and advocated lower taxes, farm-to-market roads and repeal of the tax support given to the Farm Bureau. He never lost interest in public affairs nor failed to further the cause of efficiency and honesty in governmental administration.

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly, That in the passing of the Honorable Eugene Irving Mason, the state has lost a valuable and honored citizen and the Senate would tender by this resolution its sincere sympathy to the surviving members of his family, and,

Be It Further Resolved, That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary be instructed to send an enrolled copy to the family of the deceased.

LUKE VITTETOE,
W. N. SKOURUP,
RICHARD V. LEO,

Committee.

The resolution was unanimously adopted.

HENRY DELBERT MILLER

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Henry Delbert Miller, begs leave to submit the following:

Henry Delbert Miller, stockman, merchant and legislator, died August

26, 1945, at the family home near Morley, Iowa, where he had resided since his birth on January 7, 1867. He was engaged extensively as a breeder of black Angus cattle, and for many years as a grain dealer, merchant and banker at Morley, Iowa. At one time he conducted an automobile distributor business at Cedar Rapids where he attained the distinction of being the only man or firm who shipped autos by the train-load into the state of Iowa.

Mr. Miller served as State Senator from the Jones-Cedar county district from 1933 to 1939. He is survived by his wife and daughter.

In the passing of Senator Miller, Iowa has lost a distinguished citizen whose life symbolized integrity and honesty in affairs of the state.

EDWIN C. SCHLUTER,

FRANK C. BYERS,

ROBERT C. REILLY,

Committee.

The resolution was unanimously adopted.

ADDISON M. PARKER

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Addison M. Parker of Des Moines, Iowa, begs leave to submit the following:

Mr. Parker was born on a farm near Guthrie Center, Iowa, on September 30, 1878. He died at his home in Des Moines on October 12, 1945, at the age of sixty-seven.

His father and mother had come to Iowa from Beaver Dam, Wisconsin, in 1873. In 1896 at the age of eighteen Mr. Parker came to Des Moines and lived with John M. Day, whose home was located directly across Grand Avenue, south of where the State Historical Building now stands. The residence was torn down during the improvement of the capitol grounds. He attended East High School in Des Moines, from which he was graduated in 1898. Registering in the law college at Drake University Mr. Parker received his degree from that institution in 1903. During all of this time he was in charge of the John M. Day real estate and mortgage office in Des Moines. Mr. Parker engaged in the active practice of law in Des Moines until 1918. He was married on June 22, 1912, to Ida Louise Lange.

At the general election in 1914 Mr. Parker was elected on the Republican ticket to represent Polk county in the State Senate. As such he served during the Thirty-sixth and Thirty-seventh General Assemblies, and was re-elected for a second term, serving in the Thirty-eighth, Thirty-eighth Extra and Thirty-ninth sessions. During such General Assembly he was particularly interested in all progressive legislation. He served on the corporations, judiciary, railroads, cities and towns, public health, public utilities and mines and mining committees. He was always considered a "good roads" man and also one who was interested in public welfare and support for public libraries. He served and was active during the Thirty-eighth Extra Session of the General Assembly that

convened in July, 1919, and ratified the woman's suffrage amendment to the Constitution of the United States.

He presided over the deliberations of the Senate many times.

While at the bar in Des Moines Senator Parker was considered an expert in the field of coal leases and was once a partner in a large operating firm. In more recent years he was a specialist on the law of cooperative enterprises and was counsel for Des Moines Cooperative Dairy, Grocers Wholesale Cooperative and numerous dairy associations.

Gifted as an essayist Mr. Parker wrote numerous articles and studies on historical and political subjects. He possessed a very lucid style with a direct approach to his subject. His choice of language was always accurate and descriptive and the crispness of his sentence structure always characterized his efforts. He was very fond of writing letters and often before an election would conduct his own type of poll among his friends to get the sense of their political thinking.

Mr. Parker had a clear analytical mind and one that was free from prejudice. He was always ready to express his keen interest in anything that was for the best interests of the nation, state and city and was never afraid to express his convictions.

On his death Mr. Parker was survived by his wife, two sons, Addison M. Parker, Jr., and Paul L. Parker, and a daughter, Mrs. H. Telfer Mook.

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of the State of Iowa, That in the passing of Addison M. Parker this state mourns the loss of a gifted and talented citizen, a man free of bigotry, a man of friendship and ability and that by this resolution the Senate extends its most sincere sympathy to each and all of the members of his family.

Be It Further Resolved, That a copy of these resolutions be spread upon the Journal of the Senate and that the Secretary be directed to forward an enrolled copy to the members of the family of the deceased.

GEORGE FAUL,
TUNIS H. KLEIN,
AI MILLER,

Committee.

The resolution was unanimously adopted.

CLAUDE R. PORTER

MR. PRESIDENT: Your committee, appointed to prepare a memorial resolution commemorating the life and public service of the late Claude R. Porter, begs leave to submit the following:

Claude R. Porter, legislator, soldier and public official, died at Washington, D. C., August 17, 1946; born at Moulton, Iowa, July 8, 1872, a son of Lawyer George Porter and Hannah Porter, and a grandson of a Presbyterian minister; graduated from Centerville, Iowa, high school and attended Parsons College at Fairfield, Iowa, one year, and St. Louis law school one year; began practice of law at Centerville in 1893; served as sergeant-major of the 50th Iowa Infantry in the Spanish-American War; a member of the Iowa House of Representatives from 1896 to 1900,

and of the Iowa Senate from 1900 to 1904, being the youngest member of each house at the time of his service, only 23 when he was named to the House; a member of the investigating committee that recommended the board of control system for management of state institutions; from 1914 to 1918 served as United States Attorney for southern district of Iowa; became special Assistant U. S. Attorney General and later Assistant Attorney General in charge of criminal prosecutions; next was chief counsel to the Federal Trade Commission, and later special counsel of that commission; unsuccessful Democratic candidate for Secretary of State of Iowa in 1898, three times a Democratic candidate for governor and five times for United States Senator, in none of which was he successful; first appointed member of the interstate commerce commission by President Coolidge in 1928, to fill a vacancy, and reappointed by President Coolidge in December following for term expiring in 1935; served as chairman of the commission and reappointed by President Roosevelt for term expiring in 1949.

Senator Porter's death was occasioned by a cerebral hemorrhage two days previous, and subsequent to receiving word of the death of his 45-year-old son, George B. Porter, a Washington, D. C., attorney, the Sunday night previous at a hotel in San Francisco, who choked on a piece of food found lodged in his windpipe. He is survived by his wife, the former Maude Boutin of Cape Girardeau, Missouri, whom he married in 1899; by four married daughters and ten grandchildren. He was active in the Centerville and Des Moines Presbyterian Churches. Thirty-two years ago he organized at Centerville the Porter Bible Class, which is still active. An aggressive foe of the liquor industry in Iowa; always a man of great zeal in the causes he advocated and held the confidence of those who knew him through a long and creditable public service.

J. R. BARKLEY,
R. B. HAWKINS,
LEROY S. MERCER,

Committee.

The resolution was unanimously adopted.

CHARLES T. ROGERS

MR. PRESIDENT: Your committee, appointed to prepare a suitable memorial resolution commemorating the life and public service of the late Charles T. Rogers, begs leave to submit the following report:

Charles Theodore Rogers was born at Wheatland, Iowa, on December 21, 1863, and died on January 18, 1946, at Azonza, California, while visiting a sister and a brother.

Mr. Rogers was the son of Charles C. and Eliza A. Rogers and a direct descendant of Thomas and Josephine Rogers who came to America on the Mayflower. He moved with his parents to Grundy county in 1879.

He attended Coe College and the Iowa College of Law and was admitted to the Iowa Bar in 1897, and since that time practiced law in Grundy Center, Iowa.

He was an active Republican, serving as a member of the county and

state committees, and served his district as State Senator in the Forty-third General Assembly by appointment of the governor. He was a charter member and the first president of the Grundy Center Rotary Club; a past grand chancellor of the Knights of Pythias of Iowa, a member of the I.O.O.F., O.E.S., A.F. and A.M., Shrine, a 32 Degree Scottish Rite, and a member of the First Presbyterian Church.

On June 12, 1889, he was married to Gertrude Edna Moffett who preceded him in death. Two sons were born to them, Lawrence Ervein, also deceased, and Robert Moffett Rogers of Kansas City, Missouri.

Mr. Rogers was a capable, conscientious and honest citizen and a man who devoted many years of his life to community service.

Therefore Be It Resolved by the Senate of the Fifty-second General Assembly of Iowa, That in the passing of Senator Rogers, Iowa has lost a distinguished citizen whose life symbolized integrity and honesty in affairs of the state.

Be It Further Resolved, That this resolution be spread upon the records of the Journal of the Senate of the Fifty-second General Assembly of Iowa, and that an enrolled copy thereof be transmitted to his son, Robert Moffett Rogers, of Kansas City, Missouri.

JOHN BERG,
IRVING D. LONG,
ROBERT A. ROCKHILL,

Committee.

The resolution was unanimously adopted.

BERTEL M. STODDARD

MR. PRESIDENT: Your committee, appointed to prepare a suitable memorial commemorating the life, character, and public service of the late Honorable Bertel M. Stoddard of Sloan, Iowa, begs leave to submit the following report:

Bertel M. Stoddard was born at Minonk, Illinois, on January 21, 1871. His boyhood was spent at Minonk. Later he attended Illinois College, Jacksonville, from which he was graduated in 1891. For the next seven years he was engaged in the grain business at Toluca, Illinois.

He was married in 1897 to Wilhelmina E. Simater, and to this union were born two children, a son, Bela M., and a daughter, Jane M.

In 1901 Bertel M. Stoddard removed to Sloan, Iowa. Here he was most active in community affairs, serving as a member of the Sloan school board for twenty-five years, as a member of the county board of supervisors, and as county chairman for Red Cross and Y.M.C.A. drives and war loan campaigns.

Senator Stoddard with his son operated grain elevators at Sloan and Owego, Iowa, as well as engaging in farming and stock raising.

Senator Stoddard's record in the Iowa legislature was long and distinguished. After first serving in the House of Representatives he represented Woodbury county in the Iowa Senate from 1918 until 1934. He was prominent in securing road legislation and ranked high upon com-

mittees. He was aggressive in public affairs and a Republican in politics.

Senator Stoddard passed away on April 18, 1946, at his boyhood home of Minonk, Illinois.

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of Iowa, That in the passing of Senator Stoddard the state mourns the loss of a valuable and honored citizen; a man who devoted many years of his life to public service.

Be It Further Resolved, That a copy of this memorial resolution be printed in the Journal of the Senate and that the Secretary be directed to send enrolled copies to the members of the family of the deceased.

A. D. CLEM,

J. T. DYKHOUSE,

E. C. MYRLAND,

Committee.

The resolution was unanimously adopted.

HOWARD SPICER VAN ALSTINE

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable Howard Spicer Van Alstine, begs leave to submit the following:

Howard Spicer Van Alstine, banker and legislator, died at the Lutheran Hospital at Fort Dodge, Iowa, August 5, 1945; born at Poplar Grove, Illinois, May 16, 1869, son of Sewell Van Alstine and Ellen Hawley Van Alstine, who came to Iowa in 1870 and settled in Pocahontas county on the virgin prairie two miles northwest of the present town of Gilmore City, where Mr. Van Alstine has lived the most of his life and resided at the time of his demise. A post office was established at the Van Alstine farm home, known as the Blooming Prairie Post Office, and the mother was named postmistress; its operation continued until after 1880 when the railroad was built and the town of Gilmore City established by the elder Van Alstine. The school opened near the farm homestead which he attended and obtained his only formal education in four terms, which he supplemented by reading and study during hours engaged in herding cattle on the prairie. In 1889 he joined with his brother, L. H. Van Alstine, in a partnership establishing the Gilmore Exchange Bank.

In 1896 Mr. Van Alstine married Mary Bertha Beers of Gilmore City, who with two sons and two daughters survive him; one son, Howard Dana Van Alstine, died in 1928. He was one of the three last survivors of the original settlers of Gilmore City. With his brother he was a leader in the movement resulting in the drainage of thousands of acres of Pocahontas county slough bottoms long before the first drainage ditch was established in the county under the provisions of law. The bank extended its financial operations throughout the county and obtained valuable eastern loan connections which were utilized in developing the wild prairie into productive farms. Later in the depth of the depression the shrinkage of deposits from a high of \$1,800,000 to \$308,000, occasioned the decision of the Van Alstines to close the bank and it was liquidated be-

ginning in October, 1931, the farm loan business being continued.

In addition to his local business Mr. Van Alstine was active in public affairs, his most lasting and important public work being in the Iowa legislature, serving in the Senate, representing Buena Vista, Humboldt and Pocahontas counties, in the Thirty-seventh, Thirty-eighth and Thirty-ninth General Assemblies, as chairman of the code revision committee, chairman of the appropriations and other standing committees. In 1920 he was appointed chairman of the state tax commission, which at that time carried no compensation, and he devoted a large part of his time in securing revision of tax laws and taxation practices; for many years was a member of the National Association of Tax Commissioners, and was a recognized authority on methods of taxation; in 1928 designed and drew the legislation under which the present Iowa State Tax Commission was organized and was offered appointment as its first chairman but declined this honor; served as president of the Iowa Farm Mortgage Bankers' Association, a member of the board of directors of the Iowa Tax Association and of the Pocahontas County Mutual Insurance Association and president of the Iowa Pioneer Lawmakers Association. While his primary legislative interest was taxation, he was the author of a number of the statutes curative to real estate titles and he was the author of the Chattel Lien Recording Law, both of which have been of very material value to the business men of the state.

His life was devoted to aggressive community and county development, being active in the movements that secured for Gilmore City a gas plant, which was later supplanted with an electric service in 1912, also in the organization and installation of a municipal water works. A Republican and a member of the Knights of Pythias and various Masonic bodies, and during World War I was active in government service. A son, Lieutenant Sewal Van Alstine, is now with the U. S. Armed Forces in the Pacific area.

J. F. MILLER,
DUANE E. DEWEL,
C. V. FINDLAY,

Committee.

The resolution was unanimously adopted.

JOHN L. WILSON

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Honorable John L. Wilson of Clinton, Iowa, begs leave to submit the following:

John L. Wilson, farmer and legislator, died at his home in Clinton, Iowa, August 31, 1946. He was born in Elk River township near Almont, in Clinton county, Iowa, October 25, 1857, son of Mr. and Mrs. Matthew Wilson, who were early Iowa pioneers from Pennsylvania.

He was educated in the rural schools and business college at Clinton, graduating in 1876, his life-long occupation being that of farming.

Mr. Wilson was married to Susie E. Cook on December 15, 1880, and

resided on the old Wilson farm until retirement in 1916, when they removed to Clinton. He was vice president of The Lyons Savings Bank, and president of Farmers Mutual Fire & Lightning Insurance Company of DeWitt, Iowa.

Mr. Wilson served as State Representative in 1893 and was re-elected in 1895. He was elected as Senator in 1897 and remained in the Senate until 1914, his legislative tenure extending through eleven successive sessions.

He was a member of the Masonic bodies, president of the Clinton county old settlers' association and a Democrat.

In the passing of Senator Wilson, Iowa has lost a valuable and honorable citizen, and an honest statesman.

O. H. HENNINGSEN,
ROBERT C. REILLY,
FRANK D. MARTIN,

Committee.

The resolution was unanimously adopted.



HISTORY OF SENATE BILLS IN SENATE

SENATE JOINT RESOLUTIONS AND FILES PASSED AND APPROVED—1880

S. J. R. 3, 5, 9, 10, 11, 14.

2, 3, 5, 16, 17, 19, 20, 21, 22, 23, 31, 41, 46, 64, 66,
67, 70, 72, 76, 78, 79, 88, 89, 90, 91, 97, 101, 106, 107, 108, 109,
111, 116, 118, 123, 125, 131, 135, 136, 137, 138, 139, 140, 141, 144, 146, 147,
150, 152, 154, 155, 157, 158, 160, 161, 164, 166, 167, 169, 170, 171, 174, 176,
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254, 259, 262, 267, 268, 270, 273, 279, 280, 282, 289, 294, 295, 298, 307, 315,
322, 326, 329, 338, 345, 351, 353, 354, 355, 356, 357, 360, 370, 375, 381, 389,
392, 399, 400, 409, 411, 412, 413, 415, 416, 419, 420, 421, 422, 423, 424, 425,
427, 428, 437, 438, 440, 442, 443, 444, 445, 448, 449, 454, 460, 464, 465, 471,
472, 473, 476, 478, 480, 481, 482, 483, 484, 486, 487, 488, 489, 490, 491, 492,
493, 494, 495, 497, 500, 501, 503, 504.

Passed both Houses, vetoed by Governor—S. J. R. 12; S. F. 93, 238, 463,
385.

RECORD OF EACH SENATE BILL

S. J. R.	Page	S. J. R.	Page
1 By Faul. Relating to qualification of electors; age at which qualified citizens shall vote.		struction Company, Ottumwa, and LaCade Stoker Company, St. Louis, Missouri, for purchase of furnace parts for Mt. Pleasant State Hospital.	
Introduced, passed on file.....	12	Introduced, placed on calendar.	348
Referred	98	Passed: ayes 47, nays none....	445
Indefinite postponement recommended	166	Messaged to House.....	446
Report adopted	204	Reported enrolled	556
		Signed by President.....	556
2 By Lynes. Proposing that all major appropriation bills be considered and acted upon before any tax bills which will reduce present rate or amount.		Sent to Governor.....	556
Introduced, passed on file.....	32	Signed by Governor.....	556
Referred	98		
3 By Lucas, Zastrow, Knudson, Byers, Hultman, Maytag, Henningsen and Vittetoe. Providing appointment of state building code council by Governor.		6 By Faul. Relating to creation of special committee to study existing system of county government, administration of laws thereof in Iowa, for purpose of making recommendations to the Governor and the General Assembly.	
Introduced, passed on file.....	159	Introduced, passed on file.....	483
Referred	178	Referred	524
Recommended amendment, passage	296		
Amendment filed	377, 738	7 By Benson. Relating to terms of Governor and Lieutenant Governor extending to four years.	
Report adopted	450	Introduced, passed on file.....	485
Amendments adopted	450	Referred	524
Passed; ayes 45, nays none....	663		
Concurred	663	8 By Newsome and Zastrow. Relating to right of trial by jury, verdict, decision to be considered when ten jurors agree.	
Passed; ayes 41, nays none....	451	Introduced, passed on file.....	489
Reported enrolled	683	Referred	524
Signed by President.....	683		
Sent to Governor.....	683		
Signed by Governor.....	778	9 By Hultman. Relating to creating special committee to investigate and recommend program of improvement and maintenance of primary and secondary roads and means of financing program.	
		Introduced, passed on file.....	489
4 By Berg, Long, Clem, Henningsen, Sharp, Maytag and Faul. Relating to acquisition of Governor's home; providing appropriation therefor.		Referred	524
Introduced, passed on file.....	173	Recommends passage	1025
Referred	188	Sifting recommends calendar....	1063
Withdrawn	1217	Report adopted	1111
		Amendment adopted	1111
5 By Board of Control. Providing approval of contract between State Board of Control and the Winger Con-			

S. J. R.	Page
Passed; ayes 44, nays none.....	1111
Concurred	1135
Passed; ayes 29, nays none.....	1125
Reported enrolled	1181
Signed by President.....	1184
Sent to Governor.....	1184
Signed by Governor.....	1269

10. By Judiciary 2. Relating to term of office of President of United States; ratifying a proposed amendment to the Constitution.

Introduced, referred	831
Sifting recommends calendar...	863
Passed; ayes 46, nays 3.....	883
Reported enrolled	967
Signed by President.....	967
Sent to Governor.....	967
Signed by Governor.....	1044

11. By Appropriation. Authorizing State Board of Education to co-operate with city of Ames in construction, operation, maintenance of a sewage disposal plant.

Introduced, referred	1027
Sifting recommends calendar...	1063
Passed; ayes 38, nays none.....	1088
Reported enrolled	1233
Signed by President.....	1234
Sent to Governor.....	1234
Signed by Governor.....	1269

12. By Social Security. Creating special committee to investigate old-age and survivors insurance system of public employees.

Introduced, referred	1130
Sifting recommends calendar...	1317
Returned without recommendation	1392
Report adopted	1397
Passed; ayes 47, nays none.....	1397
Concurred	1472
Passed; ayes 39, nays none.....	1472
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Vetoed by Governor after adjournment.	

13. By conservation. Relating to creation of special committee to study conservation laws for purpose of making recommendations to general assembly.

Introduced, referred to sifting...	1131
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14. By Governmental Affairs. Directing state department of public instruction to compile, furnish to fifty-third General Assembly a complete list of all school employees and compensation paid thereto.

Introduced, referred	1243
Sifting recommends calendar...	1317
Passed; ayes 33, nays 2.....	1414
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	

S. J. R.	Page
15. By Public Health. Creating a special committee to study public health laws of state, methods used for public health protection and to report to Fifty-third General Assembly; to make appropriation to committee therefor.	

Introduced, referred to sifting...	1281
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S. F.	Page
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1. By Faul and Berg. Establishing a military tax credit fund; providing apportionments of military service tax among districts.	
Introduced, passed on file.....	10
Amendment filed	85
Referred	98

2. By Faul and Berg. Relating to soldiers' orphans' educational aid fund; providing expenditures by State Bonus Board; amount of aid regardless of being a minor.

Introduced, passed on file.....	10
Referred	98
Recommended passage	155
Report adopted	186
Passed; ayes 50, nays none.....	186
Reported enrolled	827
Signed by President.....	827
Sent to Governor.....	827
Signed by Governor.....	862

3. By Faul and Berg. Providing for minors to utilize rights of Federal Servicemen's Readjustment Act of 1944.

Introduced, passed on file.....	10
Referred	98
Recommended passage	156
Amendment filed	189
Amendment adopted	200
Report adopted	199
Passed; ayes 43, nays 6.....	200
Reported enrolled	1331
Signed by President.....	1331
Sent to Governor.....	1331
Signed by Governor.....	1419

4. By Berg and Faul. Relating to interest and penalty on delinquent property taxes of those in armed forces; legalizing acceptance by county treasurers without interest or penalty.

Introduced, passed on file.....	10
Referred	98

5. By Faul and Clem. Relating to increase of compensation of municipal court reporters.

Introduced, passed on file.....	11
Amendment filed	86
Referred	98
Recommended passage	844
Sifting recommends calendar...	839
Report adopted	937
Amendment withdrawn	937
Passed; ayes 45, nays none.....	937
Signed by President.....	1045
Sent to Governor.....	1045
Signed by Governor.....	1063

S. F. Page

6 By Berg, Faul and Clem. Relating to increase of salaries of municipal court clerks.	
Introduced, passed on file.....	11
Amendment filed	86, 113
Referred	98

7 By Faul and Berg. Relating to increase in compensation of grand jury clerks.	
Introduced, passed on file.....	11
Amendment filed	86
Referred	98

8 By Faul, Berg and Clem. Relating to increase of salaries of municipal court bailiffs.	
Introduced, passed on file.....	11
Amendment filed	86, 113
Referred	98
Recommended passage	844
Sifting recommends calendar....	838
Re-referred	953

9 By Doud and Colburn. Defining as a public charge a school age child supported by tax funds; subject to provisions of Code, chapter 232.	
Introduced, passed on file.....	11
Referred	98

10 By Martha. Relating to termination of pension, annuity retirement system by school districts.	
Introduced, passed on file.....	11
Referred	98
Amendments filed	103
Recommended passage	204
Report adopted	237
H. F. 48 substituted.....	237

11 By Clem. Relating to maintenance of symphony orchestra in certain cities; authorizing tax levy by votes.	
Introduced, passed on file.....	12
Referred	98
Recommended passage	325
Amendments filed	354
Report adopted	535
H. F. 102 substituted.....	535

12 By Clem and Kehr. Relating to the execution of the death penalty; to installing lethal gas chamber.	
Introduced, passed on file.....	12
Referred	98

13 By Special Bills. Relating to refund of compensation tax paid by certified motor carriers.	
Introduced, placed on calendar.	16
Re-referred	42
Referred	98
Returned without recommendation	143
Report adopted	184
Tabled. 184	184

14 By Doud. Relating to the construction program of secondary roads, mail, school bus routes.	
Introduced, passed on file.....	16
Referred	98

S. F. Page

15 By Dykhous. To provide permanent supervision or reduction in personal net income tax; to substitute sales use tax during such time.	
Introduced, passed on file.....	16
Referred	98

16 By Special Bills. Relating to United States Census Bureau, changing name to National office of vital statistics.	
Introduced, placed on calendar...	32
Passed; ayes 44, nays none....	42
Reported enrolled	116
Signed by President	116
Sent to Governor.....	117
Signed by Governor.....	128

17 By Special Bills. To require filing of marriage, divorce returns monthly instead of yearly.	
Introduced, placed on calendar.	32
Passed; ayes 40, nays 3.....	43
Reported enrolled	116
Signed by President	116
Sent to Governor.....	117
Signed by Governor.....	128

18 By Special Bills. Relating to motor vehicles and law of road; relating to penalties for violation of.	
Introduced, placed on calendar..	32
Deferred; re-referred	44
Referred	98
Recommended passage	360
Report adopted	676
Passed; ayes 39, nays none....	676

19 By Special Bills. Relating to falsely assuming to be an officer.	
Introduced, placed on calendar.	33
Passed; ayes 39, nays 3.....	44
Reported enrolled	248
Signed by President	248
Sent to Governor.....	248
Signed by Governor.....	271

20 By Special Bills. Relating to time limit applying for refund of license fee paid by World War II veterans, honorably discharged.	
Introduced, placed on calendar.	33
Amendment adopted	48
Passed; ayes 41, nays none....	48
Concurred	449
Passed; ayes 30, nays none....	449
Reported enrolled	471
Signed by President	471
Sent to Governor.....	471
Signed by Governor.....	586

21 By Special Bills. Relating to unauthorized use of trademark "Product of Iowa." Iowa Development Commission adopting, registering and awarding use of trademark "Product of Iowa" and to revoke unauthorized use of same.	
Introduced, placed on calendar.	33
Deferred	49
Amendments adopted	56
Passed; ayes 27, nays 13.....	56
Title amended	57

S. F.	Page
Reported enrolled	349
Signed by President.....	349
Sent to Governor.....	349
Signed by Governor.....	371
22 By Special Bills. To authorize filing of new birth certificate for illegitimate children who become legitimate by subsequent marriage of parents.	
Introduced, placed on calendar.	33
Passed; ayes 41, nays none.....	52
Reported enrolled	116
Signed by President.....	116
Sent to Governor.....	117
Signed by Governor.....	128
23 By Special Bills. Relating to recording birth of stillborn children; to insert causes of stillbirth, if known.	
Introduced, placed on calendar.	33
Passed; ayes 41, nays none.....	52
Title amended	53
Reported enrolled	210
Signed by President.....	210
Sent to Governor.....	210
Signed by Governor.....	271
24 By Clem, Doud, Knudson and Vittetoe. Relating to compensation of state, assistant state examiners; fixed by state auditor within \$3,000 limit.	
Introduced, passed on file.....	41
Referred	98
Amendment filed	167, 988
Referred	840, 968
Recommended passage	844, 987
Sifting recommends calendar.....	839, 967
Report adopted	1015
H. F. 54 substituted.....	1015
25 By Long and Sharp. To provide increase of chattel loans from \$300 to \$1,000, interest rates; powers of state banking board.	
Introduced, passed on file.....	41
Amendment filed	98
Referred	98
26 By Long and Clem. To provide that income tax revenues go into school fund.	
Introduced, passed on file.....	41
Amendment filed	98
Referred	98
27 By Lynes. To repeal certain restrictions on road bond issuance by counties of 70,000 or less population.	
Introduced, passed on file.....	50
Referred	98
Recommended passage	426
28 By Schluter. Repealing part of section 80.9 Code relating to duties of department of public safety.	
Introduced, passed on file.....	50
Referred	98
29 By Vittetoe, Berg and Faul. Relating to hog cholera virus, serum licenses, permits, excluding pharmacists from securing dealers permits.	
Introduced, passed on file.....	50
Referred	98

S. F.	Page
30 By Vittetoe, Berg and Faul. Relating to increase in annual renewal license to practice pharmacy.	
Introduced, passed on file.....	50
Referred	98
31 By Faul and Clem. Relating to retirement of fire department members, who served in World War II; retirement fund contributed by municipalities.	
Introduced, passed on file.....	51
Referred	98
Recommended passage	129
Amendment filed	167
Amendments adopted	183
Report adopted	183
Passed; ayes 48, nays none.....	183
Reported enrolled	519
Signed by President.....	519
Sent to Governor.....	519
Signed by Governor.....	537
32 By Vittetoe, Berg and Faul. Relating to dispensing of drugs or medicines by persons not licensed pharmacists.	
Introduced, passed on file.....	51
Referred	98
Recommended amendment, passage	507
33 By Schluter and Bekman. Relating to income tax of individuals having gross income of \$3,000, or over.	
Introduced, passed on file.....	51
Referred	98
Recommended passage	143
Report adopted	184
Deferred	184
Failed to pass; ayes 8, nays 25.....	198
34 By Newsome. Relating to increase in price of meals for county prisoners.	
Introduced, passed on file.....	51
Referred	98, 305
Recommended amendment, passage	241
Amendment filed	241, 279
Report adopted	290
Amendment adopted	290
Deferred	290
35 By Newsome and Lucas. Relating to increase in compensation of members of general assembly.	
Introduced, passed on file.....	51
Referred	98
Recommended indefinite postponement	323
Referred	367, 995
Recommended amendment, passage	864
Sifting recommends calendar.....	863
Amendments filed	999
36 By Byers and Keir. Providing tax exemption of household goods to \$900 taxable value.	
Introduced, passed on file.....	87
Referred	102

S. F.	Page
37 By Byers and Keir. Relating to rates, credits, returns provided for in state law; make 50% abatement of individual income tax permanent.	
Introduced, passed on file.....	87
Referred.....	102
Returned without recommendation.....	103
Committee of the whole.....	108, 112
Deferred.....	117, 127
Amendments filed.....	122, 129, 143, 144, 145, 156
Special order.....	137
Report adopted.....	151
Amendments adopted.....	153, 165
Amendments withdrawn.....	163
Passed; ayes 45, nays 5.....	165
Mesaged to House.....	166
Reported enrolled.....	294
Signed by President.....	294
Sent to Governor.....	294
Communication from Governor.....	372
Communication to Secretary of State.....	372
Became law without Governor's signature.....	372
38 By Byers and Keir. Providing emergency tax on personal income; to define conditions of levy; provide use of revenue.	
Introduced, passed on file.....	88
Referred.....	102
Returned without recommendation.....	103
Committee of the whole.....	108, 112
Deferred.....	117, 127
Amendment filed.....	130
Special order.....	137
Re-referred.....	166
39 By Byers and Keir. Relating to tax upon gross receipts of commercial amusements; to provide disposition of revenues from such tax.	
Introduced, passed on file.....	88
Referred.....	102
Returned without recommendation.....	426
Sifting recommends calendar.....	910
Amendment filed.....	1124
Report adopted.....	1164
H. F. 64 substituted.....	1164
40 By Byers and Keir. Defining the powers of state tax commission.	
Introduced, passed on file.....	88
Referred.....	102
Amendment filed.....	279
41 By Byers and Keir. Allocating revenues from increased tax on liquor sold at liquor stores, to cities, towns, for police purposes; to provide for collection of tax, its apportionment.	
Introduced, passed on file.....	88
Referred.....	102
Recommended passage.....	113
Amendments filed.....	113, 130, 146, 243
Report adopted.....	117
Amendment adopted.....	117, 138, 250, 434
Deferred.....	117, 127
Passed; ayes 44, nays 3.....	138

S. F.	Page
Concurred.....	250
Passed; ayes 49, nays none.....	250
Insisted.....	347
Conference appointed.....	347
Conference report adopted.....	434
Passed; ayes 50, nays none.....	434
Reported enrolled.....	456
Signed by President.....	456
Sent to Governor.....	457
Signed by Governor.....	586
42 By Byers and Keir. Providing assessments, taxation of R. E. A. transmission lines, public utilities owned by co-operative associations.	
Introduced, passed on file.....	88
Referred.....	102
43 By Byers and Keir. Providing registry tax from real estate mortgages; to allocate revenue from such tax.	
Introduced, passed on file.....	89
Referred.....	102
44 By Byers and Keir. Relating to exemption of certain moneys, credits, corporation shares, stocks from taxation.	
Introduced, passed on file.....	89
Referred.....	102
Returned without recommendation.....	426
Amendments filed.....	910
45 By Byers and Keir. Relating to taxation of certain grain; to determine value for assessment.	
Introduced, passed on file.....	89
Referred.....	102
46 By Byers and Keir. Providing assessment of real, personal property; county assessors, boards of review; city assessors, boards of review, 10,000 to 125,000 population; levy taxes to pay cost.	
Introduced, passed on file.....	89
Referred.....	102
Amendments filed.....	130, 168, 205, 297, 298
Returned without recommendation.....	188
Special order.....	196
Report adopted.....	284
Amendments withdrawn.....	286, 308, 319, 320, 321
Amendments adopted.....	286, 287, 308, 319, 320, 321
Deferred.....	287
Passed; ayes 39, nays 10.....	321
Concurred.....	770
Passed; ayes 33, nays 13.....	771
Reported enrolled.....	891
Signed by President.....	891
Sent to Governor.....	891
Signed by Governor.....	966
47 By Byers and Keir. Providing assessment of stock shares of certain corporations; to impose tax upon stock shares of such corporations.	
Introduced, passed on file.....	89
Referred.....	102
Returned without recommendation.....	426
Amendments filed.....	427

S. F.	Page	S. F.	Page
48 By Byers and Keir. Relating to tax upon capital employed in state by individuals nonincorporated agencies, foreign corporations, making loans secured by property other than real estate.		56 By Byers. Relating to labor, material on public improvements; defining word "material" to include equipment, tools, repairs.	
Introduced, passed on file.....	90	Introduced, passed on file.....	91
Referred	102	Referred	103
Amendment filed	208		
Returned without recommendation	427	57 By Byers. Providing license fees for motor trucks, truck tractors, road tractors, semi-trailers, operated within corporate limits.	
49 By Byers and Keir. To permit cities, towns to levy special property tax to guarantee bond issues for improvements.		Introduced, passed on file.....	92
Introduced, passed on file.....	90	Referred	103
Referred	102	Recommended indefinite postponement	205
Amendments filed	508	Re-referred	219
50 By Byers and Keir. Providing procedure by societies, organizations for claiming tax exemptions.		Recommended amendment, passage	380
Introduced, passed on file.....	90	Report adopted	677
Referred	102	Amendment adopted	677
51 By Byers and Keir. Providing assessment, taxation of municipally owned public utilities, except water works, sewer systems; to provide certain taxes on such utilities.		Passed; ayes 41, nays 1.....	678
Introduced, passed on file.....	90	58 By Byers. Relating to record of names of insane committed to state hospital, kept by auditor.	
Referred	102	Introduced, passed on file.....	92
52 By Byers and Keir. Relating to motor vehicle registration fees; to provide division of funds between cities, towns, farm-to-market roads.		Referred	103
Introduced, passed on file.....	91	Recommended passage	178
Referred	102	Report adopted	217
53 By Byers and Keir. Relating to issuance of certain municipal bonds; to permit street improvement in such cities, towns, from street construction fund.		Passed; ayes 49, nays none.....	218
Introduced, passed on file.....	91	59 By Byers. Relating to amount of "primary insurance benefit."	
Referred	102	Introduced, passed on file.....	92
54 By Byers and Keir. Relating to assessment of property, its valuation for tax purposes for street construction.		Referred	103
Introduced, passed on file.....	91	Amendment filed	130
Referred	103	60 By Byers. Relating to filing of abstract of title with city or town plats.	
55 By Byers and Keir. Relating to military service tax credit fund; to provide reimbursement to local taxing districts of revenues lost through veterans property exemption; to provide apportionment to taxing districts.		Introduced, passed on file.....	92
Introduced, passed on file.....	91	Referred	103
Referred	103	Recommended passage	407
Returned without recommendation	427	Sifting recommends calendar.....	1276
		Report adopted	1413
		Passed; ayes 37, nays none.....	1414
		61 By Byers. Legalizing notices of appointments of executors and administrators prior to July 4, 1943, where no endorsement occurred on letter.	
		Introduced, passed on file.....	92
		Referred	103
		Recommended passage	222
		Report adopted	254
		Passed; ayes 44, nays none.....	254
		62 By Byers. Relating to sale proceeds on contract of real estate in joint tenancy.	
		Introduced, passed on file.....	92
		Referred	103
		Recommended passage	222
		Report adopted	257
		Passed; ayes 42, nays 2.....	257
		63 By Linnevoild. Providing authority for collaboration by cities and towns with federal government in flood control projects.	
		Introduced, passed on file.....	92
		Referred	103
		Recommended passage	324
		H. F. 89 substituted.....	385, 518
		Report adopted	518

S. F.	Page
64 By Faul. Relating to time municipal court records shall be preserved.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	178
Report adopted	218
Deferred	218
Amendment adopted	229
Passed; ayes 47, nays none.....	229
Concurred	370
Passed; ayes 47, nays none.....	370
Reported enrolled	385
Signed by President.....	386
Sent to Governor.....	386
Signed by Governor.....	406
65 By Watson. Relating to income tax deductions of nonresidents, by withholding agents.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	684
66 By Watson. Relating to stone-throwing, other substance, discharge of fire-arms at railroad equipment.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	240
Report adopted	275
Passed; ayes 43, nays none.....	275
Reported enrolled	519
Signed by President.....	519
Sent to Governor.....	519
Signed by Governor.....	537
67 By Watson. Relating to rifle shooting on or across railroad right of way.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	240
Report adopted	275
Passed; ayes 47, nays none.....	275
Reported enrolled	519
Signed by President.....	519
Sent to Governor.....	519
Signed by Governor.....	537
68 By Bateson. To include candidates in special elections.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	326
Amendments filed	354
Report adopted	534
Passed; ayes 46, nays none.....	534
69 By Bekman, Faul and Clem. Making state law relating to transfer of corporation stock uniform with laws of other states.	
Introduced, passed on file.....	93
Referred	103
Recommended passage	155
Report adopted	201
H. F. 105 substituted.....	201
70 By Long, Dykhouse, Mercer, Faul, Reilly. Relating to transfer of supervision of state sanatorium, (Oakdale) from board of control to board of education.	
Introduced, passed on file.....	94
Referred	103

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Recommended passage	167
Amendments filed	189
Report adopted	212
Amendments adopted	212, 213
Passed; ayes 49, nays none.....	213
Reported enrolled	827
Signed by President.....	827
Sent to Governor.....	827
Signed by Governor.....	862
71 By Leo. Relating to imposing excise tax on handling of grain; exempting grain so taxed from property taxes.	
Introduced, passed on file.....	99
Referred	112
Amendments filed	206
72 By Clem and Henningsen. Relating to increase of municipal court employees' salaries.	
Introduced, passed on file.....	99
Referred	112
Amendments filed	113
Recommended amendment, passage	844
Sifting recommends calendar.....	839
Report adopted	952
Amendments adopted	953
Passed; ayes 40, nays none.....	953
Reported enrolled	1045
Signed by President.....	1045
Sent to Governor.....	1045
Signed by Governor.....	1107
73 By Berg. Relating to changing beginning of pheasant open season to last Saturday in October.	
Introduced, passed on file.....	99
Referred	112
74 By Elthon, Byers and Reilly. Relating to fire inspection of hotels; defining power and duties of state fire marshal.	
Introduced, passed on file.....	99
Referred	112
75 By Judiciary 2. Prohibiting court trials, actions for penalties, damages for failure to pay wages, overtime compensation.	
Introduced, placed on calendar.....	100
Amendment filed	104, 189
Deferred	117, 128, 137
Amendments adopted	128
Re-referred	211
76 By Clem, Faul, Bekman and Byers. Repealing 231.8 Code providing appointment, compensation of juvenile court probation officers; to enact substitute.	
Introduced, passed on file.....	101
Referred	112
Amendment filed	263, 394, 891
Recommended passage	845
Sifting recommends calendar.....	839
Amendments adopted	954, 955
Report adopted	954
Amendment withdrawn	954
Passed; ayes 39, nays none.....	955
Concurred	1022
Passed; ayes 46, nays none.....	1022

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Reported enrolled	1045	82 By Musmaker. Relating to bond issuance for Adair County Memorial hospital.	
Signed by President	1045	Introduced, passed on file.....	105
Sent to Governor.....	1045	Referred	121
Signed by Governor.....	1063	Proof of publication certified...	187
77 By Bekman, Clem, Dykhouse, Martin and Rellly. Providing care of tuberculosis patients in public tuberculosis sanatoria.		Recommended passage	223
Introduced, passed on file.....	101	Report adopted	253
Referred	112	H. F. 91 substituted.....	253
Recommended passage	352	83 By Jacobson. Relating to removal, pending appeal in forcible entry, detainer actions.	
Report adopted	613	Introduced, passed on file.....	110
H. F. 107 substituted.....	614	Referred	121
78 By Faul, Dewel, Keir, Hawkins, Newsome, Dykhouse and Clem. Relating to increase of compensation of district court shorthand reporters.		Recommended passage	525
Introduced, passed on file.....	101	84 By Lynes and Keir. Relating to amount of state aid to county, district fairs	
Referred	112	Introduced, passed on file.....	110
Recommended amendment, passage	845	Referred	121
Sifting recommends calendar...	839	85 By Berg and Long (McFarlane and Schwengel). Relating to increase of minimum wages of public school teachers.	
Report adopted	935	Introduced, passed on file.....	110
Amendment adopted	935	Referred	121
Passed; ayes 44, nays none	935	86 By Bateson and Klein. Relating to time of statute limitations on old age assistance tax.	
Reported enrolled	1045	Introduced, passed on file.....	110
Signed by President	1045	Referred	122
Sent to Governor.....	1045	Amendments filed	130
Signed by Governor.....	1063	87 By Berg, Byers, Hart, Faul and Long (Reed, Nielsen, Flimmen and McFarlane). Relating to establishment of emergency reserve fund for state of Iowa.	
79 By Klein. To legalize, validate action by city council of Pella, Iowa; authorize extensions, improvements of its municipal light, power plant; issuance of bonds.		Introduced, passed on file.....	110
Introduced, passed on file.....	101	Referred	122
Proof of publication certified...	102	Amendments filed	130
Referred	112	88 By Banks, Building and Loan. Relating to investment of funds by banks.	
Amendment filed	207	Introduced, placed on calendar..	110
Recommended amendment, passage	222	Deferred	117, 128
Amendment adopted	258	Amendment filed	130
Amendment withdrawn	258	Amendment adopted	139
Report adopted	258	Passed; ayes 47, nays 1.....	139
Passed; ayes 43, nays none	258	Reported enrolled	891
Reported enrolled	349	Signed by President.....	891
Signed by President	349	Sent to Governor.....	891
Sent to Governor.....	349	Signed by Governor.....	910
Signed by Governor.....	371	89 By Banks, Building and Loan. Relating to investment of funds by banks not to include real estate loans, under Servicemen's Readjustment Act.	
80 By Schluter, Lynes and Martin. Requiring operators of sales barns, pavilions to keep record of property sold, to be sold.		Introduced, placed on calendar..	111
Introduced, passed on file.....	102	Deferred	117, 128
Referred	112	Amendment adopted	140
Recommended passage	224, 425	Passed; ayes 44, nays 3.....	140
Amendments filed	241, 279, 328	Concurred	763
Report adopted	290	Passed; ayes 41, nays none....	764
Amendment withdrawn	290	Reported enrolled	819
Re-referred	290	Signed by President.....	820
81 By Faul, Martin and Clem. Relating to pension paid survivors, dependents of firemen, policemen; to beneficiaries of retired firemen, policemen.		Sent to Governor.....	820
Introduced, passed on file.....	105	Signed by Governor.....	843
Referred	121		
Recommended indefinite postponement	376		
Report adopted	384		

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90 By Banks, Building and Loan. Relating to capital structure of banks hereafter organized under state laws.	
Introduced, placed on calendar.	111
Deferred	117, 128, 141
Amendments filed	131, 157
Amendments adopted	141, 174
Amendments withdrawn	174
Passed; ayes 27, nays 22.	174
Reported enrolled	556
Signed by President	556
Sent to Governor	556
Signed by Governor	586

91 By Banks, Building and Loan. Relating to admissibility as evidence, photostatic, photographic entries in bank records, files.	
Introduced, placed on calendar.	111
Deferred	117, 128
Amendment adopted	175
Passed; ayes 47, nays none.	175
Reported enrolled	456
Signed by President	456
Sent to Governor	457
Signed by Governor	586

92 By Banks, Building and Loan. Relating to trusts, to management of trust property by trustees.	
Introduced, placed on calendar.	111
Deferred	117, 128, 183
Amendment filed	178, 190
Amendments adopted	197
Failed to pass; ayes 21, nays 25.	198

93 By Banks, Building and Loan. Relating to registration, transfer of securities to, by fiduciaries.	
Introduced, placed on calendar.	111
Deferred	117, 128, 183
Passed; ayes 41, nays 4.	199
Reported enrolled	891
Signed by President	891
Sent to Governor	891
Communication from Governor	965
Vetoed by Governor	966

94 By Dewel and Lucas. Relating to publication in official newspapers, of affairs of public interest.	
Introduced, passed on file.	111
Referred	122
Recommended passage	240
Report adopted	276
H. F. 175 substituted.	276

95 By Dewel and Lucas. Relating to increase in cost of official publications.	
Introduced, passed on file.	111
Referred	122

96 By Dewel, Rellly, Lynes and Knudson. Relating to boards of levee, drainage districts.	
Introduced, passed on file.	111
Referred	122
Recommended for passage	225
Report adopted	259
Passed; ayes 41, nays none.	259
Reconsidered	267
H. F. 110 substituted.	268

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97 By Dewel (Koch and Loss). Relating to limit of indebtedness, of cities, towns on projects from which federal aid is withdrawn.	
Introduced, passed on file.	112
Referred	122
Recommended for passage	155
Report adopted	202
Amendment adopted	202
Passed; ayes 49, nays none.	202
Reported enrolled	556
Signed by President	556
Sent to Governor	556
Signed by Governor	610

98 By Dykhouse. Relating to unmarried intestate property where heirs to but one parent can be found.	
Introduced, passed on file.	112
Referred	122
Recommended amendment, passage	322
Report adopted	537
Deferred	537
Amendments adopted	545
Passed; ayes 39, nays none.	545

99 By Dykhouse. Relating to the fixing of budget appeals.	
Introduced, passed on file.	112
Referred	122
Recommended indefinite postponement	323
Re-referred	366
Amendment filed	376
Recommended passage	472

100 By Lucas, Knudson, Jacobson, Schluter, Doud, Klein, Clem, Rockhill, Bekman, Long, Keir, Leo, Dewel, Sharp, Findlay, Elthon, Foster, Lynes, Newsome, Ritchie, Miller, J. F., Vittetoe, Zastrow, Colburn, Jones, Miller, Al, Barkley, Dykhouse, Kirketeg, Augustine, Lord and Linnevold. Relating to issuance of permits for sale of beer, malt; regulation of places where sold.	
Introduced, passed on file.	115
Referred	129
Amendments filed	131, 241, 279, 298, 329, 354, 355, 361, 376, 377, 394, 409, 653, 664, 1205
Returned without recommendation	224
Amendments withdrawn	417, 418, 423, 424, 727
Report adopted	417
Amendments adopted	417, 418, 420, 422, 423, 1254, 1255
Passed; ayes 33, nays 17.	424
Refused to concur	728
Action messaged to House	728
Conference appointed	733
Conference report	1178-1183
Deferred	1221
Conference report adopted	1254
Passed; ayes 32, nays 12.	1255
Second conference appointed	1384
Second conference report adopted	1459
Third conference appointed	1464
Third conference report adopted	1479

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101 By Clem. Relating to clean-out of outlet drainage districts; providing notice, hearing of, assessment.	
Introduced, passed on file.....	116
Referred	129
Recommended amendment, passage	326
Report adopted	552
Amendment adopted	553
Passed; ayes 49, nays none.....	553
Concurred	879
Passed; ayes 47, nays none.....	879
Reported enrolled	909
Signed by President.....	909
Sent to Governor.....	910
Signed by Governor.....	966
102 By Henningsen, Martin, Knudson, Augustine, Kirke- teg, Bekman and Clem. Re- lating to financial responsi- bility, security by owners, operators of motor vehicles; to make uniform the law.	
Introduced, passed on file.....	116
Referred	129
Amendment filed ..168, 178, 242,	664
Recommended amendment, pas- sage	361
Report adopted	678
H. F. 96 substituted.....	678
103 By Faul and Maytag. Re- lating to increase of allow- ance to institutions for care of neglected, dependent, delin- quent children.	
Introduced, passed on file.....	123
Amendment filed	131
Referred	142
Recommended passage	393
Report adopted	772
H. F. 130 substituted.....	772
104 By Bekman, Hultman, Kir- keteg and Maytag. Relating to adoptions, providing pen- alties for law violations.	
Introduced, passed on file.....	123
Referred	142
105 By Rockhill and Berg. Re- lating to salary of Governor of Iowa.	
Introduced, passed on file.....	123
Referred	143
Recommended amendment, pas- sage	845
Sifting recommends calendar..	839
Report adopted	932
Amendment adopted	932
Passed; ayes 46, nays none.....	932
Reported enrolled	1024
Signed by President.....	1024
Sent to Governor.....	1024
Became law without Governor's signature	1152
106 By Martin. Authorizing county boards of supervisors to adopt zoning regulations for lands outside cities, towns, to apply housing law.	
Introduced, passed on file.....	124
Referred	143
Recommended passage	323
Report adopted	534
Deferred	554
Amendments filed ..590-595, 629,	665
Amendments withdrawn	674

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Amendment adopted	674
Passed; ayes 38, nays 1.....	674
Concurred	880
Passed; ayes 49, nays none.....	880
Reported enrolled	909
Signed by President.....	909
Sent to Governor.....	910
Signed by Governor.....	966
107 By Henningsen. Relating to municipal court jurisdic- tion in hearings auxiliary to execution.	
Introduced, passed on file.....	124
Referred	143
Recommended passage.....	325
Report adopted	554
Passed; ayes 47, nays none.....	554
Reported enrolled	909
Signed by President.....	909
Sent to Governor.....	910
Signed by Governor.....	966
108 By Henningsen. Relating to power of judge of munici- pal court to make allowance of amount of value of prop- erty to be attached.	
Introduced, passed on file.....	124
Referred	143
Recommended passage	223
Report adopted	259
Passed; ayes 40, nays none.....	260
Concurred	878
Passed; ayes 47, nays none.....	878
Reported enrolled	909
Signed by President.....	909
Sent to Governor.....	910
Signed by Governor.....	966
109 By Jacobson, Hultman, Leo, Skourup, Zastrow, Knudson, Colburn, Schluter, Long, Dykhouse, Dewel and Foster. Prohibiting discrimination in employment against persons for membership, non-mem- bership in labor organiza- tions; collection of certain fees; providing penalties.	
Introduced, passed on file.....	124
Referred	143
Returned without recommenda- tion	588
Amendment filed ..685, 848, 849,	865
Sifting recommends calendar...	778
Committee of the whole.....	806, 825
Report adopted	858
Amendments adopted ..886, 887,	888
Passed; ayes 36, nays 12.....	889
Concurred	1353
Passed; ayes 36, nays 12.....	1353
Reported enrolled	1419
Signed by President.....	1419
Sent to Governor.....	1419
Signed by Governor after ad- journment.	
110 By Jacobson, Hultman, Leo, Skourup, Long, Knudson, Dewel, Foster, Schluter, Zas- trow, Colburn, Dykhouse and Jones. Prohibiting executive, administrative, professional, supervisory employees from membership in certain labor organizations.	
Introduced, passed on file ..	124
Referred	143
Returned without recommenda- tion	588
Amendment filed	685

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111 By Jacobson, Hultman, Colburn, Long, Dewel, Foster, Jones, Dykhous, Knudson, Zastrow, Leo, Skourup and Schluter. Relating to secondary boycotts by strikes, by labor organizations or representatives thereof.	
Introduced, passed on file.....	125
Referred	143
Recommended passage	588
Amendment filed	685, 1154
Sifting recommends calendar...	910
Report adopted	1261
Amendments adopted	1262
Passed; ayes 32, nays 8.....	1262
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	
112 By Jacobson, Leo, Skourup, Knudson, Colburn, Zastrow, Dykhous, Schluter, Long, Dewel, Foster, Jones and Hultman. Defining responsibilities of labor unions; providing enforcement, by suit, of collective bargaining agreements.	
Introduced, passed on file.....	125
Referred	143
Recommended passage	588
Amendment filed	686
113 By Jacobson, Skourup, Leo, Knudson, Colburn, Zastrow, Dykhous, Schluter, Long, Dewel, Foster, Hultman and Jones. Prohibiting picketing by force, obstructing ingress, egress from any premises, destruction, seizure of property, in labor disputes.	
Introduced, passed on file.....	125
Referred	143
Recommended passage	589
Amendment filed	685, 1205
Sifting recommends calendar...	910
Report adopted	1263
Amendment withdrawn	1263
Amendments adopted	1264
Passed; ayes 32, nays 7.....	1264
114 By Henningsen. Defining the term, chauffeur.	
Introduced, passed on file.....	125
Referred	143
Withdrawn	187
115 By Henningsen. Relating to assignment of accounts, non-negotiable instruments.	
Introduced, passed on file.....	126
Referred	143
Amendments filed	395
Recommended amendment, passage	626
116 By Long, Jacobson, Keir, Doud, Clem, Hart, Maytag, Dykhous, Hultman, Lord and Reilly. Relating to increase of unemployment compensation, benefits.	
Introduced, passed on file.....	126
Referred	143
Recommended amendment, passage	392
Amendment filed	654, 685, 1274, 1276
Sifting recommends calendar...	1270

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Amendment adopted.....	1412
Report adopted	1412
Amendments withdrawn	1413
Passed; ayes 40, nays none.....	1413
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	
117 By Long, Jacobson, Keir, Doud, Clem, Hart, Maytag, Dykhous, Hultman, Lord and Reilly. Relating to increased workmen's compensation, benefits, hospital allowance.	
Introduced, passed on file.....	126
Referred	143
Recommended passage	393
Amendment filed	396
Report adopted	773
H. F. 106 substituted.....	773
118 By Faul and Skourup. Relating to reorganization of school districts; to boundary lines.	
Introduced, passed on file.....	126
Referred	143
Amendment filed	147
Recommended passage	189
Amendment adopted	235
Report adopted	235
Passed; ayes 49, nays none.....	235
Reported enrolled	967
Signed by President.....	967
Sent to Governor.....	967
Signed by Governor.....	973
119 By Knudson. Relating to building concrete walls on line between home lots.	
Introduced, passed on file.....	132
Referred	155
Recommended amendment, passage	295
Report adopted	452
Amendment adopted	452
Passed; ayes 45, nays none.....	453
Reconsidered	492
H. F. 163 substituted.....	492
120 By Reilly. Relating to issuance of revenue bonds for grading, filling lands near municipal docks.	
Introduced, passed on file.....	132
Withdrawn	150
121 By Benson, Miller, J. F., Myrland and Ritchie. Relating to county officers' bonds, payment thereof.	
Introduced, passed on file.....	133
Referred	155
Amendments filed	190
Recommended indefinite postponement	323
Re-referred	358
122 By Benson, Miller, J. F., Myrland and Ritchie. Relating to increase of compensation of county recorders.	
Introduced, passed on file.....	133
Referred	155

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123 By Bekman, Clem, Martin and Lynes. Relating to increase in length, weight of trucks, trailer combinations; to harmonize Iowa laws with American Association policy.		129 By Bateson, Clem and Ritchie. Relating to increase of compensation of township assessors.	
Introduced, passed on file.....	133	Introduced, passed on file.....	142
Referred	155	Referred	155
Amendment filed			
.....299, 701, 717, 827, 849, 865,	891		
Recommended amendment, passage	361	130 By Henningsen. Defining, listing noxious weeds.	
Report adopted	680	Introduced, passed on file.....	142
Amendment adopted	680	Referred	155
Deferred	681, 833,		
Reconsider deferring action....	699		
Reconsidered	833	131 By Social Security. Authorizing preservation of child-placing agency records.	
Amendments withdrawn 855-857,	904	Introduced, placed on calendar.	142
Amendment adopted	856, 904,	Passed; ayes 50, nays none.....	185
Passed; ayes 35, nays 12.....	907	Reported enrolled	1303
Concurred	1213	Signed by President.....	1303
Passed; ayes 39, nays 4.....	1213	Sent to Governor.....	1303
Reported enrolled	1303	Signed by Governor.....	1330
Signed by President.....	1303		
Sent to Governor.....	1303	132 By Zastrow, Linnevoold, Leo, Kirketeg and Miller, J. F. Relating to premium taxes to be paid by insurance companies, associations, other than life.	
Signed by Governor.....	1330	Introduced, passed on file.....	148
		Referred	166
124 By Miller, J. F., Zastrow, Newsome and Benson (Good, Walker, Robb, Eckles). Authorizing boards of supervisors to grade farm lanes, do drainage work, to charge farmers therefor.		Amendment filed.....178, 242, 299, 595	
Introduced, passed on file.....	133		
Referred	155	133 By Dykhouse and Henningsen. Relating to publication of compliance certificates for insurance corporations, other than life.	
Recommended amendment and passage	241	Introduced, passed on file.....	148
Amendment filed	242, 299,	Referred	166
Report adopted	277	Recommended passage	505
Deferred	277		
Amendments adopted	345,	134 By Faul and Lord. Permitting banks to remain closed one day weekly; to be approved by superintendent of banking, state banking board.	
Passed; ayes 30, nays 17.....	346	Introduced, passed on file.....	149
		Referred	166
125 By Bekman, Clem and Faul. Relating to time dependents shall receive workmen's compensation payments.		Recommended amendment, reported out without recommendation	296
Introduced, passed on file.....	133	Amendment filed	409
Referred	155	Report adopted	454
Recommended passage	295	Amendments adopted	454, 455
Report adopted	453	Failed to pass; ayes 23, nays 25.	456
Passed; ayes 47, nays none.....	453	Motion filed to reconsider.....	471
Reported enrolled	1233	Motion withdrawn	750
Signed by President.....	1234		
Sent to Governor.....	1234	135 By Banks, Banking and Loan. Relating to execution of renewals of articles of corporation.	
Signed by Governor.....	1303	Introduced, placed on calendar..	149
		Amendment adopted	185
126 By Doud, Bekman and Bateson. Prohibiting administration of non-residents' estate, seven years from date of death.		Passed; ayes 50, nays none.....	186
Introduced, passed on file.....	134	Reported enrolled	556
Referred	155	Signed by President.....	556
		Sent to Governor.....	556
127 By Martin and Schluter. Relating to increase of district court clerks' filing fees.		Signed by Governor.....	586
Introduced, passed on file.....	141		
Referred	155	136 By Faul and Lord. Relating to increase in compensation of deputy bank superintendents, certain examiners.	
Amendments filed	190	Introduced, passed on file.....	149
		Referred	166
128 By Schluter and Colburn. Relating to construction of school buses; defining responsibilities of drivers.		Recommended amendment, passage	938
Introduced, passed on file.....	142	Sifting recommends calendar..	967
Referred	155	Report adopted	1040

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Amendment adopted	1040
Passed; ayes 44, nays 1	1040
Concurred	1209
Passed; ayes 45, nays none	1210
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330
137 By Reilly. Relating to self-liquidating improvements; to factory sites for Dubuque, Iowa.	
Introduced, passed on file	149
Referred	166
Recommended passage	222
Report adopted	260
Passed; ayes 42, nays none	260
Concurred	766
Passed; ayes 43, nays none	766
Reported enrolled	819
Signed by President	820
Sent to Governor	820
Signed by Governor	862
138 By Reilly. Relating to grading, filling lands under control of dock board, in cities, towns.	
Introduced, passed on file	149
Referred	166
Recommended passage	327
Report adopted	555
Passed; ayes 50, nays none	555
Concurred	768
Passed; ayes 45, nays none	768
Reported enrolled	819
Signed by President	820
Sent to Governor	820
Signed by Governor	862
139 By Insurance. Relating to insurance other than life; authorizing insurance of risks by companies required surplus.	
Introduced, placed on calendar	149
Amendments filed	299
Amendment adopted	351
Passed; ayes 44, nays none	351
Concurred	885
Passed; ayes 47, nays none	885
Reported enrolled	909
Signed by President	909
Sent to Governor	910
Signed by Governor	966
140 By Insurance. Relating to investments of life insurance companies, associations.	
Introduced, placed on calendar	149
Passed; ayes 49, nays none	212
Reported enrolled	778
Signed by President	778
Sent to Governor	778
Signed by Governor	826
141 By Bateson, Doud and Watson. Providing for revocation of liquor permits of defendants operating motor vehicle while intoxicated.	
Introduced, passed on file	153
Referred	166
Recommended passage	224
Report adopted	261
Amendment adopted	261
Passed; ayes 43, nays none	261
Reported enrolled	819
Signed by President	820
Sent to Governor	820
Signified by Governor	843

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142 By Lucas (Steinberg). Relating to juvenile playgrounds.	
Introduced, passed on file	158
Referred	177
143 By Military Affairs. Relating to appropriation for support of national, state guard.	
Introduced, referred	158
Recommended passage	297
Amendment filed	438
Report adopted	517
H. F. 168 substituted	517
144 By Military Affairs. Relating to veterans' preference in public employment, under civil service.	
Introduced, placed on calendar	158
Amendment filed	190
Amendment adopted	203
Passed; ayes 49, nays none	203
Refused to concur	328
Reported enrolled	1024
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1124
145 By Military Affairs. Relating to height of ceilings in dwellings, to comply with housing law.	
Introduced, placed on calendar	158
Returned	212
Recommended amendment, passage	558
Sifting recommends calendar	810
Re-referred	1319
146 By Berg and Martin. Forbidding sale of cigarettes by state permit holders to others than holders of state, retail permits.	
Introduced, passed on file	159
Referred	177
Recommended amendment, passage	295
Report adopted	530
Amendment adopted	531
Passed; ayes 41, nays 4	531
Reported enrolled	1419
Signed by President	1419
Sent to Governor	1419
Signed by Governor	1464
147 By Bekman, Berg, Byers, Clem, Faul, Martin and Maytag. Relating to occupational diseases, workmen's compensation benefits for disability therefrom; defending such diseases; providing procedure for benefits, duties of industrial commissioner.	
Introduced, passed on file	158
Referred	177
Recommended passage	295
Amendments filed	538-540
Report adopted	548
Amendments adopted	550
Passed; ayes 46, nays none	550
Concurred	1231
Passed; ayes 38, nays none	1231
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1374

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148 By Clem. Relating to increase of salaries of assessors, deputies, to number of deputies.		156 By Ways and Means. Authorizing tax commission, employees to testify before grand jury; concerning income tax returns.	
Introduced, passed on file.....	159	Introduced, placed on calendar.....	170
Referred	177	Amendment adopted	218, 230
Recommended passage	864	Deferred	219
Sifting recommends calendar...	863	Passed; ayes 46, nays none.....	230
Withdrawn	987		
149 By Clem. Relating to licensing of dogs.		157 By Ways and Means. Imposing 2 per cent retail sales tax upon sale of heat.	
Introduced, passed on file.....	159	Introduced, placed on calendar.....	170
Referred	178	Amendment adopted	233
Recommends amendment, passage	324	Passed; ayes 49, nays none.....	233
Report adopted	568	Concurred	1229
H. F. 117 substituted.....	568	Passed; ayes 41, nays none.....	1229
150 By Public Health. Relating to funeral expenses paid from old age assistance fund.		Reported enrolled	1303
Introduced, placed on calendar.....	169	Signed by President.....	1303
Amendments filed	208	Sent to Governor.....	1303
Amendments adopted	214	Signed by Governor.....	1330
Passed; ayes 48, nays none.....	214		
Reported enrolled	556	158 By Judiciary 2. Relating to increase of newspaper compensation for publishing laws of general assembly.	
Signed by President.....	556	Introduced, placed on calendar.....	171
Sent to Governor.....	556	Passed; ayes 49, nays none.....	234
Signed by Governor.....	664	Reported enrolled	349
151 By Public Health. Relating to licenses issued by board of health to itinerant practitioners.		Signed by President.....	349
Introduced, placed on calendar.....	169	Sent to Governor.....	349
Passed; ayes 48, nays none.....	215	Signed by Governor.....	371
152 By Railroads. Transferring taxation of railroads from executive council to tax commission.		159 By Barkley. Relating to regulation of train service by state commerce commission.	
Introduced, placed on calendar.....	169	Introduced, passed on file.....	171
Passed; ayes 49, nays none.....	217	Referred	188
Reported enrolled	1303		
Signed by President.....	1303	160 By Byers. Authorizing voters of school districts to approve bond issues for stadiums, field houses.	
Sent to Governor.....	1303	Introduced, passed on file.....	171
Signed by Governor.....	1330	Referred	188
153 By Faul, Clem, Martin and Henningsen. Relating to increased tax levy for fire department maintenance fund of cities and towns.		Recommended passage	278
Introduced, passed on file.....	170	Report adopted	436
Referred	188	Passed; ayes 48, nays none.....	436
Returned without recommendation	326	Concurred	1251
Report adopted	569	Passed; ayes 42, nays none.....	1251
H. F. 111 substituted.....	569	Concurred	1293
154 By Governmental affairs. Relating to audit of accounts of state highway commission to be made by state auditors.		Passed; ayes 46, nays none.....	1293
Introduced, placed on calendar.....	170	Reported enrolled	1303
Passed; ayes 48, nays none.....	215	Signed by President.....	1303
Reported enrolled	349	Sent to Governor.....	1303
Signed by President.....	349	Signed by Governor.....	1330
Sent to Governor.....	349		
Signed by Governor.....	371	161 By Byers. Authorizing councils of commission form cities to establish field houses, athletic, recreational facilities.	
155 By Insurance. Relating to rewriting law on policy provisions required in standard fire insurance contracts.		Introduced, passed on file.....	171
Introduced, placed on calendar.....	170	Referred	188, 196
Passed; ayes 49, nays none.....	231	Recommended passage	376
Reported enrolled	809	Report adopted	705
Signed by President.....	809	Passed; ayes 48, nays none.....	705
Sent to Governor.....	810	Reported enrolled	1303
Signed by Governor.....	966	Signed by President.....	1303
		Sent to Governor.....	1303
		Signed by Governor.....	1330
		162 By Jacobson. Authorizing cities less than 3,000 to adopt civil service for paid policemen, firemen.	
		Introduced, passed on file.....	171
		Referred	188
		Recommended passage	408

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163 By Martin, Henningsen, Augustine, Kirketeg, Lord and Colburn. Relating to authorization, issuance, payment of county secondary road bonds.		Referred	188
Introduced, passed on file	171	Recommended passage	845
Referred	188	Sifting recommends calendar	839
Recommended amendment, passage	472	Report adopted	957
164 By Watson (Steinberg). Relating to furnishing board of parole with complete record of person committed to board's supervision.		Passed; ayes 44, nays none	958
Introduced, passed on file	171	Concurred	1077
Referred	188	Passed; ayes 47, nays none	1078
Amendments filed	225	Reported enrolled	1124
Recommended amendment, passage	325	Signed by President	1124
Report adopted	570	Sent to Governor	1124
Amendment adopted	570	Signed by Governor	1152
Passed; ayes 46, nays none	571	170 By Knudson and Doud. Relating to temporary commitment to insane hospital, for observation, diagnosis.	
Reported enrolled	967	Introduced, passed on file	172
Signed by President	967	Referred	188
Sent to Governor	967	Recommended passage	559
Signed by Governor	1044	Amendment filed	562, 654
165 By Knudson and Doud. Relating to salary of superintendents of insane hospitals; to be fixed by board of control.		Special order	567
Introduced, passed on file	172	Report adopted	716
Referred	188	Amendments adopted	728, 730
Amendments filed	225	Passed; ayes 44, nays none	730
Recommended amendment, passage	325	Reported enrolled	827
Report adopted	570	Signed by President	827
Amendment adopted	570	Sent to Governor	827
Passed; ayes 46, nays none	571	Signed by Governor	862
Reported enrolled	967	171 By Knudson and Doud. Authorizing superintendents of insane hospitals to refuse acceptance of patients when accommodations are not available.	
Signed by President	967	Introduced, passed on file	172
Sent to Governor	967	Referred	188
Signed by Governor	1044	Amendment filed	410, 665
166 By Knudson and Doud. Relating to discharge of incurable, harmless patients from insane hospitals.		Recommended passage	559
Introduced, passed on file	172	Special order	567
Referred	188	Report adopted	731
Amendments filed	225	Amendments adopted	731, 732, 816
Recommended amendment, passage	325	Passed; ayes 38, nays 4	732
Report adopted	570	Reconsidered	814, 815
Amendment adopted	570	Amendments withdrawn	816
Passed; ayes 46, nays none	571	Passed; ayes 41, nays 3	816
Reported enrolled	967	Reported enrolled	967
Signed by President	967	Signed by President	967
Sent to Governor	967	Sent to Governor	967
Signed by Governor	1044	Signed by Governor	999
167 By Knudson and Doud. Relating to inspection of county, private hospitals for the insane.		172 By Knudson and Doud. Relating to amount allowed county for each patient transferred from state insane hospital to county home.	
Introduced, passed on file	172	Introduced, passed on file	173
Referred	188	Referred	188
Amendments filed	225	173 By Appropriations. Relating to emergency appropriation made to state board of education from general fund.	
Recommended amendment, passage	325	Introduced, placed on calendar	173
Report adopted	570	H. F. 169 substituted	231
Amendment adopted	570	174 By Faul, Bekman and Doud. Relating to increase of public employee retirement, benefit tax, amount of benefits.	
Passed; ayes 48, nays none	713	Introduced, passed on file	173
Reported enrolled	827	Referred	188
Signed by President	827	Amendment filed	779, 969, 1045
Sent to Governor	827	Sifting recommends calendar	863
Signed by Governor	862	Deferred	1077
168 By Knudson and Doud. Relating to compensation of inspectors of county, private insane hospitals; to be fixed by board of control.		Amendments adopted	1295
Introduced, passed on file	172	Amendments withdrawn	1295
Referred	188	Passed; ayes 46, nays none	1295
169 By Knudson and Doud. Relating to increased compensation of county insane commissioners.		Concurred	1428
Introduced, passed on file	172	Passed; ayes 41, nays none	1429

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Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	
175 By Dykhouse. Relating to soldiers' tax exemption on veteran's share of partnership personal property.	
Introduced, passed on file	173
Referred	188
Recommended passage	326
Report adopted	572
H. F. 185 substituted	573
176 By Reilly. Authorizing certain cities to increase levy for parks.	
Introduced, passed on file	179
Referred	204
Recommended amendment, passage	324
Report adopted	571
Amendments adopted	571
Passed; ayes 46, nays none	572
Reported enrolled	967
Signed by President	967
Sent to Governor	967
Signed by Governor	1044
177 By Foster and Sharp (Anderson). Authorizing cities and towns under 30,000 to lease parks to organizations for celebrations, athletic games.	
Introduced, passed on file	180
Referred	204
Recommended passage	279
Report adopted	436
Passed; ayes 49, nays none	437
Concurred	726
Passed; ayes 45, nays none	726
Reported enrolled	778
Signed by President	778
Sent to Governor	778
Signed by Governor	826
178 By Insurance. Relating to regulation of rates for fire, marine, inland marine insurance; to rating organizations.	
Introduced, placed on calendar.	180
Special order	236
Amendments filed	329 to 336
Committee of the whole	358
Amendments withdrawn	387
Amendment adopted	388
Passed; ayes 35, nays 12	389
Reported enrolled	778
Signed by President	778
Sent to Governor	778
Signed by Governor	826
179 By Insurance. Requiring casualty insurance companies including fidelity, surety, guaranty bonds, motor vehicle insurance to file uniform rates with insurance commissioner.	
Introduced, placed on calendar.	180
Special order	236
Amendments filed	329, 336 to 342
Committee of the whole	358
Amendments withdrawn	389
Amendment adopted	390
Passed; ayes 34, nays 11	390
Reported enrolled	778
Signed by President	778
Sent to Governor	778
Signed by Governor	826

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180 By Insurance. Relating to business of insurance, tax on insurance premiums, regulations of foreign companies.	
Introduced, placed on calendar	180
Passed; ayes 47, nays 2	236
181 By Bekman, Dewel, Faul and Long. Relating to compensation of county officers, their deputies, assistant clerks, millage levy for same.	
Introduced, passed on file	180
Referred	204
Amendments filed 377, 365, 939	940
Recommended passage	846
Sifting recommends calendar	839
Report adopted	934
Deferred	934
Deferred, special order	945
Amendments adopted	993, 994
Passed; ayes 44, nays 1	995
Concurred	1117, 1118
Passed; ayes 41, nays none	1118
Reported enrolled	1184
Signed by President	1184
Sent to Governor	1184
Signed by Governor	1304
182 By Clem. Relating to insurance of shares in building and loan associations.	
Introduced, passed on file	181
Referred	204
Recommended passage	559
183 By Bekman and Augustine. Relating to abandonment, care charges of cemetery lots.	
Introduced, passed on file	181
Referred	204
184 By Clem, Schluter, Martin and Reilly. Relating to arrest, authorizing a police officer.	
Introduced, passed on file	181
Referred	204
Amendment filed	279, 595
Recommended passage	325
Report adopted	572
Deferred	572
Amendment adopted	676
Passed; ayes 37, nays 3	676
Concurred	1458
Passed; ayes 38, nays 1	1458
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	
185 By School and Educational Institutions. Authorizing voters of school district to establish school house fund, voting tax for limited time.	
Introduced, placed on calendar.	181
Re-referred	255
186 By Sharp. Relating to requirement of quarterly publication of school records.	
Introduced, passed on file	191
Referred	221
Recommended indefinite postponement	325
Indefinitely postponed	374

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187 By Jones. Providing penalty for failure to keep school age children in school.		196 By Social Security. Relating to payment of workmen's compensation to peace officers.	
Introduced, passed on file	191	Introduced, placed on calendar	193
Referred	221	Amendment filed	242
Recommended passage	457	Amendment adopted	256
		Passed; ayes 42, nays none	256
188 By Dykhouse and Keir. Relating to open season on fur-bearing animals; providing open season on beaver.		Concurred	1210
Introduced, passed on file	192	Passed; ayes 42, nays none	1211
Referred	221	Reported enrolled	1303
Recommended amendment, passage	506	Signed by President	1303
		Sent to Governor	1303
189 By Bekman. Providing for organization, regulation of school board associations.		Signed by Governor	1330
Introduced, passed on file	192		
Referred	221	197 By Social Security. Providing workmen's compensation benefits to injured minor employees; providing trustees annual report, compensation for such services.	
190 By Bekman. Authorizing indebtedness by school boards for construction, furnishing of athletic fields, stadiums.		Introduced, placed on calendar	193
Introduced, passed on file	192	Re-referred	231
Referred	221	Amendment filed	377
Recommended passage	425	Amendment withdrawn	551
		Amendments adopted	551
191 By Faul. Providing privileges of firemen, policemen be applicable to certain deputy bailiffs.		Passed; ayes 33, nays 8	551
Introduced, passed on file	192	Reported enrolled	1303
Referred	221	Signed by President	1303
Recommended passage	409	Sent to Governor	1303
Amendments filed	717	Signed by Governor	1330
192 By Insurance. To re-write group life insurance law.		198 By Dykhouse. Providing time of fiscal year for school districts.	
Introduced, placed on calendar.	192	Introduced, passed on file	193
Amendment adopted	255	Referred	221
Passed; ayes 41, nays none	255	Amendment filed	279
Concurred	776	Recommended passage	425
Passed; ayes 47, nays none	776		
Reported enrolled	863	199 By Leo. Legalizing school building bond issue by Vinton consolidated independent school district.	
Signed by President	863	Introduced, passed on file	194
Sent to Governor	863	Referred	221
Signed by Governor	890	Amendments filed	225, 362, 363
		Recommended amendment, passage	407
193 By Lucas. Appropriating funds for establishment of hospital-school for handicapped persons.		Proof of publication certified	435
Introduced, passed on file	192	Report adopted	611
Referred	221	H. F. 216 substituted	611
194 By Barkley. Relating to increase of homestead tax credit.		200 By Berg, Faul, Lord, Henningsen, Lynes, Mercer, Knudson, Long, Skourup, Dykhouse, Dewell and Lucas. Authorizing a limit on bonded indebtedness in cities and towns.	
Introduced, passed on file	193	Introduced, passed on file	194
Referred	221	Referred	221
		Returned without recommendation	538
195 By Social Security. Relating to commission accounting on merit rating for employers under Iowa employment security law.			
Introduced, placed on calendar	193	201 By Bekman, Kirketeg and Knudson. Providing for establishment, maintenance of free public libraries for rural inhabitants.	
Passed; ayes 47, nays none	289	Introduced, passed on file	194
Reported enrolled	891	Referred	221
Signed by President	891	Recommended passage	278
Sent to Governor	981	Amendment filed	300, 476, 540, 562, 563, 595, 598, 629, 665, 686
Signed by Governor	966	Report adopted	451
		Amendments adopted	451, 452, 693
		Deferred	452, 465, 544, 675
		Amendment withdrawn	465, 543, 692, 693
		Passed; ayes 39, nays 3	693
		Concurred	1474

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Passed; ayes 40, nays none.....	1474
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	
202 By Bateson. Providing for payment of premiums for liability, property damage insurance, workmen's compensation insurance from road funds.	
Introduced, passed on file	209
Referred	221
203 By Rockhill, Leo, Faul, Bateson, Knudson, Elthon and Lucas. Relating to, defining, agricultural seeds.	
Introduced, passed on file	210
Referred	221
Recommended passage	425
204 By Byers. Legalizing the action of city council of Cedar Rapids, Iowa, in providing for issuance, sale, delivery of bonds for park purposes.	
Introduced, passed on file	210
Referred	221
Recommended passage	408
Proof of publication certified	522
Amendments filed	630
Report adopted	738
Amendment adopted	738
Passed; ayes 32, nays none	738
Reported enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1419
205 By Fishbaugh. Relating to expenses of soil conservation district commissioners; providing an appropriation therefor.	
Introduced, placed on calendar	219
Referred	240
206 By Cities and Towns. Authorizing city and town councils, highway commission to make agreements with railroad companies for rail-highway, rail-street crossings.	
Introduced, placed on calendar	219
Passed; ayes 40, nays none.....	267
Reported enrolled	349
Signed by President	349
Sent to Governor	349
Signed by Governor	372
207 By Cities and Towns. Relating to abandoned towns.	
Introduced, placed on calendar	220
Passed; ayes 43, nays none.....	269
208 By Ways and Means. Providing for taxation of airplanes under sales and use tax law.	
Introduced, placed on calendar	220
Amendment adopted	270
Passed; ayes 43, nays none	270
Concurred	1230
Passed; ayes 38, nays 1.....	1230
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1374

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209 By Ways and Means. Relating to Code amendments.	
Introduced, placed on calendar	220
Amendment filed	263
Amendment adopted	270
Deferred	271
Passed; ayes 45, nays none.....	272
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330
210 By Printing. Relating to price to be charged for legal publications.	
Introduced, placed on calendar	226
Amendment adopted	272
Passed; ayes 44, nays none.....	272
211 By Judiciary 2. Regulating sale of alcoholic liquor; issuance of licenses in certain cities for sale thereof; providing for mulct tax against license holders; levying tax on such liquors.	
Introduced, placed on calendar	226
Amendments filed..396, 397, 410, 438, 439, 440, 459, 460, 473-476	
Deferred, special order	435, 470
Call of Senate, filed	468
Amendments adopted	470,
484, 495, 496, 499, 501, 502, 503	
Amendments withdrawn.494, 501-503	
Passed; ayes 28, nays 22.....	504
212 By Judiciary 2. Relating to increase of salary for supreme court judges.	
Introduced, referred	227
Recommended passage	846
Sifting recommends calendar	839
Report adopted	933
Amendment adopted	934
Passed; ayes 13, nays none	934
Reported enrolled	1024
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1107
213 By Zastrow, Bateson, Rockhill and Fishbaugh. Providing for formation of association to build, own, residential, commercial properties; establishing duties, powers thereof.	
Introduced, passed on file	227
Referred	262
Recommended passage	262
Amendments filed	300
Report adopted	373
Amendments adopted	373, 374
Passed; ayes 37, nays 4	374
Concurred	764
Passed; ayes 42, nays none.....	765
Reported enrolled	819
Signed by President	820
Sent to Governor	820
Signed by Governor	820
214 By Public Health. Providing penalties for violation of barbering, barber shop, barber school statutes.	
Introduced, placed on calendar	227
Passed; ayes 45, nays none	291
Reported enrolled	967
Signed by President	967
Sent to Governor	967
Signed by Governor	973

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215 By Schluter, Zastrow, Jacobson, Klein, Lucas and Clem. Providing that the at- torney general shall be chief law enforcement officer. Introduced, passed on file 228 Referred 262 Recommended passage 700		223 By Dykhouse. Permitting trolling from power-sailboats in certain lakes. Introduced, passed on file 245 Referred 278 Recommended passage 506 Sifting recommends calendar ... 778 Report adopted 805 Passed; ayes 29, nays 12 805	
216 By Schuller, Zastrow, Jacobson, Klein, Lucas, and Clem. Providing that the department of public safety shall be under jurisdiction of the attorney general. Introduced, placed on file 228 Referred 228 Amendment filed 300		224 By Skourup, Lord and Augustine. Providing for emergency housing for World War II veterans and fam- ilies, in certain cities. Introduced, passed on file 245 Referred 278 Amendments filed 378 Recommended amendment, pas- sage 457 Report adopted 514 H. F. 233 substituted 514	
217 By Board of Control. Pro- viding for parole of feeble- minded inmates from state institutions under the board of control. Introduced, placed on file 228 Passed; ayes 47, nays none 367 Reported enrolled 827 Signed by President 827 Sent to Governor 827 Signed by Governor 862		225 By Martin. To repeal tax levied to December 31, 1936, for old age assistance; to amend section 249.36, Code. Introduced, passed on file 245 Referred 278	
218 By Lynes. Relating to ap- pointment of weed commis- sioners. Introduced, passed on file 228 Referred 262		226 By Martin. Relating to men of personal property taxes levied by certain cities. Introduced, passed on file 246 Referred 278	
219 By Board of Control. Rel- ating to contribution for own support in soldiers' home. Introduced, placed on calendar 244 Passed; ayes 47, nays none 291 Reported enrolled 827 Signed by President 827 Sent to Governor 827 Signed by Governor 863		227 By Martin. Relating to men of inheritance taxes, time limit thereon. Introduced, passed on file 246 Referred 278	
220 By Appropriation. Appro- priating from state general funds, emergency funds for department of public safety. Introduced, placed on calendar 244 Passed; ayes 41, nays 1 292 Reported enrolled 385 Signed by President 386 Sent to Governor 386 Signed by Governor 406		228 By Faul. Authorizing the city of Des Moines to cancel certain warrants issued by said city, and declared illegal. Introduced, passed on file 246 Referred 278 Recommended passage 324 Report adopted 573 Amendment adopted 574 Passed; ayes 47, nays none 574 Reported enrolled 819 Signed by President 820 Sent to Governor 820 Signed by Governor 890	
221 By Byers and Elthon. Rel- ating to increased fee for operators' licenses. Introduced, passed on file 245 Referred 278 Sifting recommends calendar ... 910 Passed; ayes 38, nays 2 984		229 By Lynes. Relating to the State Dairy Association. Introduced, passed on file 264 Referred 294 Re-referred 750 Recommended amendment, pas- sage 939 Sifting recommends calendar ... 967 Report adopted 1013 Amendment adopted 1014 Passed; ayes 44, nays none ... 1014 Concurred 1078 Passed; ayes 45, nays none ... 1078 Reported enrolled 1124 Signed by President 1124 Sent to Governor 1124 Signed by Governor 1184	
222 By Zastrow, Miller, J. F., Foster, Augustine, Fishbaugh and Hawkins. Relating to liquor control, extending prohibition thereof to cer- tain territory, defining such territory. Introduced, passed on file 245 Referred 278 Returned without recommenda- tion 525		230 By Faul. Providing for execution of mortgage to se- cure present and future agreed advances of money to the mortgagor. Introduced, passed on file 265 Referred 294	

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231 By Dykhouse. Prohibiting use of commercial aircraft on the inland waters of the state except when in danger.		Amendments adopted	1340
Introduced, passed on file	265	Passed; ayes 44, nays none	1340
Referred	294	Reported enrolled	1481
Returned without recommendation	506	Signed by President	1481
Sifting recommends calendar	1023	Sent to Governor	1481
Amendment filed	1125	Signed by Governor after adjournment.	
Report adopted	1138	237 By Rockhill. Relating to powers and duties of board of supervisors.	
Amendment adopted	1138	Introduced, passed on file	281
Passed; ayes 29, nays 7	1139	Referred	352
Reported enrolled	1481	Recommended passage	472
Signed by President	1481	238 By Jacobson and Sharp. Relating to gift of lands to the United States to establish a national monument.	
Sent to Governor	1481	Introduced, passed on file	282
Signed by Governor after adjournment.		Referred	352
232 By Dykhouse. Prohibiting use of electrical public-address systems adjacent to inland water of the state by operators of commercial enterprises.		Recommended passage	408
Introduced, passed on file	265	Sifting recommends calendar..	778
Referred	294	Report adopted	824
Recommended passage	506	Passed; ayes 44, nays none	824
233 By Dykhouse. Prohibiting operation of motorboats by intoxicated persons.		Reported enrolled	967
Introduced, passed on file	265	Signed by President	967
Referred	294	Sent to Governor	967
Recommended passage	507	Vetoed by Governor	1023
Sifting recommends calendar..	839	239 By Reilly. Legalizing renewal of Articles of Incorporation of Dubuque Boat and Roller Company.	
Report adopted	930	Introduced, passed on file	232
Passed; ayes 45, nays none	931	Referred	352
234 By Jones. Relating to commutation by county auditor of agricultural land tax credit.		Recommended passage	700
Introduced, passed on file	265	Sifting recommends calendar..	968
Referred	294	Report adopted	976
Amendments filed	477	Passed; ayes 41, nays none	977
Recommended amendment, passage	587	Reported enrolled	1233
235 By Colburn. Relating to Beef Cattle Producer's Association.		Signed by President	1234
Introduced, passed on file	265	Sent to Governor	1234
Referred	294	Signed by Governor	1269
Recommended passage	846	240 By Berg, Faul, Maytag, Watson, Colburn, Mercer, Musmaker and Lord. Designating U. S. Highway six, within state as "Grand Army of the Republic Highway"; providing suitable markers.	
Sifting recommends calendar..	839	Introduced, passed on file	282
Amendments filed	866	Referred	352
Report adopted	960	241 By Lord, Skourup and Watson. Providing for cost of operating, making repairs and improvements to pumping stations.	
Amendment adopted	960, 961	Introduced, passed on file	282
Passed; ayes 45, nays none	961	Referred	352
Concurred	1034	Recommended passage	623
Passed; ayes 46, nays none	1034	242 By Social Security. Relating to licenses issued to private child-placing agencies.	
Reported enrolled	1045	Introduced, placed on calendar..	282
Signed by President	1045	Passed; ayes 45, nays none	531
Sent to Governor	1045	243 By Lynes, Keir, Colburn, Knudson and Elthon. Creating marketing bureau in department of agriculture, providing appointment of director, defining powers, duties.	
Signed by Governor	1107	Introduced, passed on file	232
236 By Rockhill. Relating to compensation of inheritance tax appraisers.		Referred	352
Introduced, passed on file	281	Amendment filed	509
Referred	352	Recommended passage	623
Amendment filed	355, 655		
Recommended passage	846		
Sifting recommends calendar..	839		
Report adopted	958		
Amendment adopted	958		
Passed; ayes 44, nays none	958		
Insists	1227		
Conference appointed	1289		
Conference report adopted	1340		

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244 By Bateson. Relating to increase in compensation of grand jury clerks.		250 By Appropriations. Providing disposal of unexpended funds at end of biennium remaining from any appropriation or allocation made by state to fund for aid to the blind.	
Introduced, passed on file	282	Introduced, placed on calendar	303
Referred	352	Report adopted	609
Recommended passage	864	Passed; ayes 43, nays 3	610
Sifting recommends calendar..	863	Reported enrolled	683
Report adopted	1013	Signed by President	683
Passed; ayes 43, nays 1	1013	Sent to Governor	683
Reported enrolled	1124	Signed by Governor	746
Signed by President	1124		
Sent to Governor	1124		
Signed by Governor	1184		
245 By Schools and Educational Institutions. Creating county board of education with county superintendent, assistants in each of counties of state; prescribing their duties and powers.		251 By Berg, Byers, Clem, Faul, Elthon, Knudson and Maytag. Creating an Iowa legislative council, describing membership, defining duties, powers and providing an appropriation therefor.	
Introduced, placed on calendar..	283	Introduced, passed on file	303
Amendment adopted	536	Referred	352
Passed; ayes 46, nays none	536	Recommended passage	524
Concurred	735		
Passed; ayes 33, nays none	735		
Reported enrolled	819		
Signed by President	820		
Sent to Governor	820		
Signed by Governor	843		
246 By Mercer, Lord, Berg, Reilly and Watson. Establishing a state engineering and architectural library; designating qualifications of librarian thereof.		252 By Bateson and Dewel. Relating to state conservation commission, its officers and employees.	
Introduced, passed on file	302	Introduced, passed on file	304
Referred	352	Referred	352
Returned without recommendation	438	Recommended passage	939
		Sifting recommends calendar ..	967
		Report adopted	1018
		Amendments adopted	1019
		Passed; ayes 46, nays none	1019
		Reported enrolled	1124
		Signed by President	1124
		Sent to Governor	1124
		Signed by Governor	1152
247 By Conservation. Permitting state conservation commission to restore Goose Lake, Greene county, acquire lands, rights, returning same to wild life area.		253 By Jacobson. Permitting use of school transportation facilities by others than pupils in public schools; providing reimbursement therefor.	
Introduced, placed on calendar	303	Introduced, passed on file	304
Passed; ayes 43, nays 2	575	Referred	352
Reported enrolled	967		
Signed by President	967		
Sent to Governor	967		
Signed by Governor	999		
248 By Clem, Hart, Faul, Reilly and Zastrow. Relating to credit unions; definition, administration thereof.		254 By Faul. Providing for deduction of cost of group insurance from pensions paid retired municipal waterworks employees.	
Introduced, passed on file	303	Introduced, passed on file	304
Referred	352	Referred	352
Recommended passage	589	Recommended passage	538
		Report adopted	746
		Sifting recommends calendar..	778
		Passed; ayes 43, nays none	822
		Reported enrolled	909
		Signed by President	909
		Sent to Governor	910
		Signed by Governor	973
249 By Judiciary 2. Relating to definition of term "power to appoint" including powers of consumption, in trust, to amend and others relating to powers of appointment.		255 By Berg. Permitting school boards in certain cities to dispose of certain property on their own motion.	
Introduced, placed on calendar	303	Introduced, passed on file	304
Amendment filed	355, 440	Referred	352
Amendments adopted	576	Amendments filed	378
Passed; ayes 45, nays none	577	Recommended amendment, passage	561
Reported enrolled	1233		
Signed by President	1234		
Sent to Governor	1234		
Signed by Governor	1304		

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256 By Sharp. Relating to opening certain waters of the Mississippi River to commercial fishing.	
Introduced, passed on file	304
Referred	352
Amendment filed	477
Recommended amendment, passage	589
257 By Military Affairs. Relating to requirements of real estate within state and jurisdiction thereover.	
Introduced, placed on calendar ..	344
Passed; ayes 42, nays none	648
258 By Military Affairs. Relating to holidays affecting presentation of negotiable instruments; establishing August fourteenth or V-J Day as a state holiday.	
Introduced, place on calendar ..	344
Passed; ayes 45, nays none	649
259 By Doud. Relating to powers and duties of state department of public instruction in connection with school transportation.	
Introduced, passed on file	344
Referred	360
Amendment filed	428
Recommended passage	458
Sifting recommends calendar ...	778
Report adopted	803
Amendment adopted	803
Passed; ayes 46, nays none	804
Concurred	1252
Passed; ayes 42, nays none	1252
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330
260 By Fishbaugh. Relating to building and loan incorporated associations.	
Introduced, passed on file	348
Referred	360
Returned without recommendation	393
261. By Foster. Relating to sale of ammunition to minors.	
Introduced, passed on file	348
Referred	360
262 By Foster and Long. Relating to compensation of councilmen in cities of second class and towns.	
Introduced, passed on file	356
Referred	375
Recommended amendment, passage	846
Sifting recommends calendar ..	839
Amendments filed	866
Report adopted	955
Amendment withdrawn	955
Amendment adopted	956
Passed; ayes 42, nays none	956
Reported enrolled	1045
Signed by President	1045
Sent to Governor	1045
Signed by Governor	1063

S. F.	Page
263 By Colburn, Hultman, Ritchie, Miller, Al, Miller, J. F., Long, Jones and Martin. Relating to advertisement, letting of contracts by boards of supervisors for road, bridge construction, materials thereof.	
Introduced, passed on file	357
Referred	375
Recommended passage	507
264 By Colburn, Hultman, Ritchie, Miller, Al, Miller J. F., Long Jones and Martin. Relating to surveys, plans for secondary road construction by board of supervisors.	
Introduced, passed on file	357
Referred	375
Recommended passage	507
265 By Faul and Berg. Relating to number of electors required in issuing bonds.	
Introduced, passed on file	365
Referred	392
Recommended passage	627
266 By Faul and Berg. Providing for crediting to state general fund of receipts from use tax, sales and income tax, liquor control receipts.	
Introduced, passed on file	365
Referred	392
Amendments filed	459
Recommended amendment, passage	587
Sifting recommends calendar ..	798
Report adopted	840
Amendment adopted	841
Amendment withdrawn	841
Withdrawn	1040
267 By Bekman, Berg and Maytag. Relating to extension and renewal of motor vehicle operators' licenses and fees.	
Introduced, passed on file	365
Referred	392
Amendments filed	866
Sifting recommends calendar ..	1023
Report adopted	1096
Amendment adopted	1096
Amendment withdrawn	1096
Passed; ayes 33, nays 2	1097
Concurred	1301
Passed; ayes 43, nays none	1301
Reported enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1419
268 By Bekman, Berg and Maytag. Relating to entry upon operators and chauffeurs' licenses, facts concerning conviction of certain offenses.	
Introduced, passed on file	365
Referred	392
Sifting recommends calendar ..	1023
Passed; ayes 32, nays 4	1097
Reported enrolled	1331
Signed by President	1331
Sent to Governor	1331
Signed by Governor	1419

S. F.	Page	S. F.	Page
269 By Public Health. Relating to financing laboratory examinations and investigations by University of Iowa bacteriological laboratory for the department of health.		276 By Barkley. Providing for county courts for certain counties, jurisdiction thereof, abolition of offices of justice of peace, constable and police judge.	
Introduced, placed on calendar...	365	Introduced, passed on file	380
Passed; ayes 31, nays none	741	Referred	406
270 By Skourup. Relating to joint use of municipal sewers, construction thereof, special assessments, issuance of bonds.		277 By Skourup. Lord and Reilly. Relating to disposal of dead bodies, requiring reports to be made in certain instances of death to county coroner and state bureau of investigation.	
Introduced, passed on file	366	Introduced, passed on file	381
Referred	392	Referred	406
Recommended passage	538		
Sifting recommends calendar...	798	278 By Watson, Faul and Berg. Relating to soldiers preference law, making applicable to heads of departments.	
Report adopted	837	Introduced, passed on file	381
Passed; ayes 49, nays none	837	Referred	406
Reported enrolled	1481	Recommended passage	661
Signed by President	1481	Sifting recommends calendar...	863
Sent to Governor	1481		
Signed by Governor after adjournment.		279 By Social Security. Relating to force, effect for subrogation purposes under workmen's compensation law of payments made to injured employee.	
271 By Skourup. Relating to county limestone quarries.		Introduced, placed on calendar...	381
Introduced, passed on file	366	Passed; ayes 43, nays none	775
Referred	392	Concurred	1290
Sifting recommends calendar...	863	Passed; ayes 44, nays none	1290
Passed; ayes 26, nays 17	1044	Reported enrolled	1331
272 By Lynes. Relating to health and sanitation regulations in creamery operations, creating board of examiners.		Signed by President	1331
Introduced, passed on file	366	Sent to Governor	1331
Referred	392	Signed by Governor	1419
Recommended passage	624		
273 By Berg. Legalizing issuance, sale, delivery of liberty memorial bonds by Grundy county and provisions made for taxes in payment of said bonds.		280 By Rockhill, Watson and Clem. Relating to exemption from tax sales of purchases by tax-certifying or tax-leaving governmental bodies of Iowa.	
Introduced, passed on file	380	Introduced, passed on file	381
Referred	406	Referred	406
Proof of publication certified ..	537	Sifting recommends calendar ..	863
Recommended passage	627	Amendment filed1064, 1305, 1306	
Report adopted	740	Amendment adopted1079, 1315	
Passed; ayes 31, nays none	740	Failed to pass; ayes 22, nays 21	1080
Reported enrolled	778	Motions filed to reconsider ..	1107
Signed by President	778	Reconsidered	1162
Sent to Governor	778	Deferred	1162
Signed by Governor	807	Withdrew motion	1315
274 By Cities and Towns. Providing alternative method, procedure for street and sewer improvements, levying of special assessments against property benefited, authorizing issuance of bonds therefor.		Passed; ayes 31, nays 14	1315
Introduced, placed on calendar...	380	Reported enrolled	1481
Amendment filed	509, 630	Signed by President	1481
Deferred, retained under "unfinished business"	772	Sent to Governor	1481
H. F. 281 substituted	913	Signed by Governor after adjournment.	
275 By Barkley. Relating to headlights for rail employees when using track power car at night.		281 By Governmental Affairs. Providing that executive council co-ordinate employment and salaries of state employees not specifically provided for by statute or appropriation acts.	
Introduced, passed on file	380	Introduced, placed on calendar	381
Referred	406	282 By Governmental Affairs. Relating to investment of public funds by treasurer of state.	
		Introduced, placed on calendar	382

S. F.	Page	S. F.	Page
Amendment adopted	777	292 By Conservation. Relating	
Passed; ayes 45, nays none	777	to license fees for hunting	
Reported enrolled	1303	and fishing.	
Signed by President	1303	Introduced, placed on calendar.	399
Sent to Governor	1303	Amendment filed	666
Signed by Governor	1330		
283 By Mercer, Clem, Reilly		293 By Conservation. Relating	
and Watson. Relating to es-		to size limits of fish.	
ablishing a system of civil		Introduced, placed on calendar	399
service administration for		Sifting recommends calendar ..	910
state employees of the state		H. F. 403 substituted	1264
of Iowa.			
Introduced, passed on file	382	294 By Conservation. Relating	
Referred	407	to appropriation for purposes	
Amendment filed	459	of making repairs to spillway	
		of Upper Pine Lake, Hardin	
284 By Mercer, Clem, Reilly		county, Iowa.	
and Watson. Relating to es-		Introduced, referred	399
ablishing a system of civil		Recommended passage	473
service for municipal cor-		Report adopted	609
porations, counties, depart-		Passed; ayes 45, nays none	609
ments and certain special		Reported enrolled	863
districts of state of Iowa.		Signed by President	863
Introduced, passed on file	382	Sent to Governor	863
Referred	407	Signed by Governor	890
285 By Lynes. Providing for			
preparation and adoption of		295 By Byers. Relating to in-	
school budgets.		crease in salary of judge of	
Introduced, passed on file	382	superior court.	
Referred	407	Introduced, passed on file	399
Recommended passage	747	Referred	424
286 By Public Utilities. Relat-		Recommended passage	847
ing to the right of eminent		Sifting recommends calendar ..	839
domain for location of elec-		Report adopted	936
tric transmission lines and		Passed; ayes 45, nays none	936
stations.		Reported enrolled	1124
Introduced, placed on calendar	352	Signed by President	1124
Amendment filed	779	Sent to Governor	1124
Sifting recommends calendar ..	839	Signed by Governor	1152
Amendment adopted	928		
Passed; ayes 43, nays none	929	296 By Long. Relating to ap-	
287 By Board of Control. Relat-		pointment of a code editor	
ing to indigent patients		and a reporter of supreme	
at the state sanatorium.		court.	
Introduced, placed on calendar	382	Introduced, passed on file	399
288 By Lynes. Relating to pro-		Referred	424
duction and sale of dairy			
products.		297 By Judiciary 2. Relating to	
Introduced, passed on file	398	to estates in expectancy.	
Referred	424	Introduced, placed on calendar	412
289 By Conservation. Relating			
to setting of open seasons on		298 By Berg and Faul. Relating	
game.		to increase in salary of in-	
Introduced, placed on calendar.	399	surance commissioner.	
Sifting recommends calendar ..	798	Introduced	412
Passed; ayes 48, nays none	838	Recommended amendment, pas-	
Reported enrolled	1331	sage	847
Signed by President	1331	Sifting recommends calendar ..	839
Sent to Governor	1331	Report adopted	957
Signed by Governor	1419	Amendment adopted	957
		Passed; ayes 45, nays none	957
290 By Conservation. Relating		Refused to concur	1036
to fish and game conserva-		Conference appointed	1051
tion.		Conference report adopted	1116
Introduced, placed on calendar.	399	Passed; ayes 40, nays none	1117
Amendment filed	748, 940, 1000	Reported enrolled	1184
Sifting recommends calendar ..	863	Signed by President	1184
Amendments adopted	1020, 1021	Sent to Governor	1184
Passed; ayes 28, nays 16	1021	Signed by Governor	1304
291 By Conservation. Relating			
to trap-tags.		299 By Knudson, Colburn, Faul,	
Introduced, placed on calendar	399	Reilly, Watson, Martin, Hen-	
		ningsen, Zastrow and Jacob-	
		son. Relating to qualifica-	
		tions and licensing of life in-	
		surance agents.	
		Introduced, passed on file	412
		Referred	437
		Amendment filed	540, 1107
		Sifting recommends calendar ..	1063
		Amendments adopted	1134
		Passed; ayes 27, nays 9	1134

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300 By Faul. Relating to compensation and expenses of insanity commissioners in certain counties.	
Introduced, passed on file	412
Referred	437
301 By Faul. Relating to compensation paid to attorneys acting also in fiduciary capacity.	
Introduced, passed on file	412
Referred	437
Recommended passage	701
302 By Schools and Educational Institutions. Relating to allowing sick leave for all public school employees.	
Introduced, referred	412
Amendment filed	564
Recommended passage	848
Sifting recommends calendar ..	839
Report adopted	1012
Amendment adopted	1012
Passed; ayes 45, nays none.....	1012
303 By School and Educational Institutions. Relating to use of state funds to supplement school district funds in support of education.	
Introduced, referred	413
304 By Henningsen. Legalizing emergency fund levy for cities of certain population.	
Introduced, passed on file.....	413
Referred	437
Recommended passage	627
305 By Public Health. Relating to time for appointment of five health officers.	
Introduced, placed on calendar	413
306 By Hultman. Relating to improvement of primary roads.	
Introduced, passed on file	413
Referred	437
Recommended passage	507
307 By Military Affairs. Relating to beneficiaries of veterans bureau.	
Introduced, placed on calendar..	413
Sifting recommends calendar ..	798
Passed; ayes 44, nays 3	840
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor	1481
Signed by Governor after adjournment.	
308 By Military Affairs. Relating to representation of Marine Corps League in selection of commissioners to operate memorial halls and monuments authorized by code.	
Introduced, placed on calendar	413
Passed; ayes 49, nays none ..	516
309 By Henningsen. Relating to regulation of telephone companies by Iowa state commerce commission.	
Introduced, passed on file	414
Referred	437

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310 By Henningsen. Legalizing actions of city council and clerk of Clinton, Iowa, in making expenditures and incurring indebtedness of \$48,582.61.	
Introduced, passed on file	414
Referred	438
Proof of publication certified ..	537
Recommended passage	627
Report adopted	743
H. F. 358 substituted	743
311 By Leo, Zastrow and Schluter. Relating to supervision and control of high school inter-scholastic boys' athletic competition.	
Introduced, passed on file	414
Referred	438
Recommended passage	560
Amendment filed	666
312 By Hawkins. Relating to term of tenancy.	
Introduced, passed on file	414
Referred	438
Amendment filed	866
313 By Jacobson. Relating to taxation of certain classes of property, providing exemption of money or credits.	
Introduced, passed on file	430
Referred	457
314 By Zastrow. Relating to publication of acts of General Assembly of immediate importance.	
Introduced, passed on file	430
Referred	457
Recommended passage	700
315 By Faul. Relating to legalizing certain issues of capital stocks of Iowa corporations, upon compliance herewith.	
Introduced, passed on file.....	430
Referred	457
Recommended amendment, passage	589
Amendments filed	595, 599
Report adopted	737
Amendments adopted	737
Passed; ayes 31, nays none.....	737
Reported enrolled	967
Signed by President.....	967
Sent to Governor.....	967
Signed by Governor.....	999
316 By Faul, Keir, Mercer, Myrland, Jacobson and Berg. Relating to creation of Iowa department of state institutions, a state board of public institutions, appointment of state administrator and various members of this state department.	
Introduced, passed on file.....	430
Referred	457
317 By Highways. Relating to farm-to-market roads, equalizing road improvements in all sections of the state.	
Introduced, placed on calendar.	430
Amendment filed	686, 702, 1000

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318 By Faul (By request). Relating to naturopathy, regulating practice thereof, creating Iowa state board of naturopathic examiners.		326 By Lord. Relating to establishing county hospitals, issuance of bonds, authorizing county taxes to pay maintenance expenses thereof.	
Introduced, passed on file.....	431	Introduced, passed on file.....	443
Referred	457	Referred	472
319 By Lord and Henningsen. Relating to levy for police department maintenance fund.		Returned without recommendation	716
Introduced, passed on file.....	431	Amendment filed	867
Referred	457	Sifting recommends calendar.....	1063
320 By Sharp. Relating to acceptance of Federal vocational rehabilitation acts.		Report adopted	1088
Introduced, passed on file.....	442	Amendment adopted. 1089, 1147, 1148	1089
Referred	471	Deferred	1089
Recommended amendment, passage	560	Passed; ayes 32, nays 3.....	1148
321 By Byers and Kellr. Relating to exemptions from taxation of specific properties including shares of certain capital stock.		Reported enrolled	1303
Introduced, passed on file.....	442	Signed by President.....	1303
Referred	471	Sent to Governor.....	1303
Sifting recommends calendar... 863		Signed by Governor.....	1374
Amendment filed	1046		
Amendment withdrawn in part. 1060		327 By Berg. Relating to taxation for community centers, maintenance thereof.	
Passed; ayes 31, nays 13.....	1062	Introduced, passed on file.....	443
322 By Barkley. Relating to national forest funds in state treasury, authorizing treasurer to disburse to certain counties.		Referred	472
Introduced, passed on file.....	442	328 By Watson. Relating to civil service for employees of city waterworks.	
Referred	471	Introduced, passed on file.....	443
Sifting recommends calendar... 968		Referred	472
Passed; ayes 41, nays none.....	980		
Reported enrolled	1303	329 By Social Security. Relating to workmen's compensation; defining terms.	
Signed by President.....	1303	Introduced, placed on calendar..	443
Sent to Governor.....	1303	Amendment filed	509
Signed by Governor.....	1330	Sifting recommends calendar... 967	
323 By Leo. Relating to indebtedness of school districts.		Amendments adopted	1324
Introduced, passed on file.....	442	Passed; ayes 40, nays none.....	1324
Referred	471	Reported enrolled	1481
Recommended passage	561	Signed by President.....	1481
324 By Lord. Relating to annual levy by township trustees for fire protection.		Sent to Governor.....	1481
Introduced, passed on file.....	443	Signed by Governor after adjournment.	
Referred	472	330 By Barkley, Bekman and Doud. Relating to levying of poor tax for support of the poor.	
Recommended passage	684	Introduced, passed on file.....	444
325 By Lord. Legalizing proceedings authorizing issuance and sale of bridge bonds by counties in Iowa; taxing to pay for said bonds.		Referred	472
Introduced, passed on file.....	443	Recommended passage	628
Proof of publication certified... 471			
Referred	472	331 By Faul and Sharp. Relating to loans, investments, powers of building and loan, and of savings and loan associations.	
Amendment filed	564	Introduced, passed on file.....	444
Recommended passage	701	Referred	472
Report adopted	744		
Amendments adopted	745	332 By Watson. Relating to drainage districts in connection with United States levees.	
Amendment withdrawn	745	Introduced, passed on file.....	444
Passed; ayes 30, nays none.....	746	Referred	472
		Recommended passage	624
		333 By Cities and Towns. Relating to assessments for cost of sewers, raising price level.	
		Introduced, placed on calendar..	444
		Amendment filed	509

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334 By Benson, Miller, J. F., Foster, Fishbaugh, Augustine and Newsome. Relating to beer and malt liquors, extending illegality thereof to certain territory.		344 By Clem and Bekman. Relating to coal mines and mining, providing for duties of mine foreman or pit boss.	
Introduced, passed on file.....	462	Introduced, passed on file.....	464
Referred	505	Referred	505
355 By Berg, Mercer, Long, Faul and Bekman. Relating to annual state inspection of motor vehicles, creating traffic safety council.		345 By Clem and Bekman. Relating to coal mines and mining, setting compensation of board of examiners.	
Introduced, passed on file.....	462	Introduced, passed on file.....	464
Referred	505	Referred	505
336 By Agriculture. Relating to permitting counties to construct and maintain flood and erosion control projects, and levying of tax therefor.		Recommended amendment, passage	864
Introduced, placed on calendar.	462	Sifting recommends calendar.....	863
337 By Lynes. Relating to hog cholera virus and serum manufacture and sale.		Report adopted	962
Introduced, passed on file.....	462	Amendments adopted	963
Referred	505	Passed; ayes 41, nays none.....	963
338 By Miller, Al, Musmaker, Barkley, Long, Schluter, Klein and Doud. Relating to county public hospitals, providing for election, issuance of additional bonds therefor.		Reported enrolled	1045
Introduced, passed on file.....	463	Signed by President.....	1045
Referred	505	Sent to Governor.....	1045
Recommended passage	716	Signed by Governor.....	1124
Sifting recommends calendar.....	778		
Report adopted	823	346 By Clem and Bekman. Relating to protection of life and property in schools, hospitals, apartments, office buildings, from danger of explosions of motive power machinery.	
Passed; ayes 45, nays none.....	823	Introduced, passed on file.....	464
Reported enrolled	967	Referred	505
Signed by President.....	967		
Sent to Governor.....	967	347 By Zastrow. Relating to the bureau of labor, protection of life, health and safety of workmen or employees.	
Signed by Governor.....	967	Introduced, passed on file.....	464
339 By Faul. Relating to definition of society for purpose of qualifying for state aid to local fairs.		Referred	505
Introduced, passed on file.....	463		
Referred	505	348 By Ways and Means. Relating to auditing of income tax returns.	
Returned without recommendation	624	Introduced, placed on calendar.	464
340 By Watson. Relating to re-classification in drainage districts.			
Introduced, passed on file.....	463	349 By Bekman. Relating to construction by boards of supervisors of necessary public building or addition costing less than \$25,000.	
Referred	505	Introduced, passed on file.....	479
Recommended passage	624	Referred	523
341 By Clem and Faul. Relating to increase of compensation of county auditors in counties having cities of certain size.			
Introduced, referred	463	350 By Bekman, Berg, Clem and Reilly. Relating to public health and pollution of lakes, streams.	
342 By Clem and Bekman. Relating to failure to report industrial accidents to industrial commissioner.		Introduced, passed on file.....	479
Introduced, passed on file.....	464	Referred	523
Referred	505	Amendments filed	779-782
343 By Clem and Bekman. Relating to temporary employment in operation of mines in case of discharge, resignation or disability.			
Introduced, passed on file.....	464	351 By Appropriations. Relating to deficiency appropriation for salary, support, maintenance for commission for the blind.	
Referred	505	Introduced, placed on calendar.	479
		Amendment adopted	515
		Passed; ayes 46, nays none.....	515
		Reported enrolled	683
		Signed by President.....	683
		Sent to Governor.....	683
		Signed by Governor.....	746
		352 By Newsome, Benson, Hultman, Myrland and Colburn. Relating to election of commissioners in soil conservation districts.	
		Introduced, passed on file.....	479
		Referred	523

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353 By Elthon and Berg. Relating to purchase of certain real property in Des Moines adjoining International Harvester Company property for use of Iowa liquor control commission for warehouse purposes.	
Introduced, passed on file.....	479
Referred	523
Recommended passage	561
Report adopted	603
Amendment adopted	603
Passed; ayes 41, nays 1.....	604
Concurred	758
Passed; ayes 43, nays 1.....	759
Reported enrolled	819
Signed by President	820
Sent to Governor.....	820
Signed by Governor.....	844
354 By Elthon and Berg. Relating to purchase of certain real property in Des Moines adjoining International Harvester property for use of Iowa liquor control commission for warehouse purposes; limiting appropriation to \$7,000.	
Introduced, passed on file.....	480
Referred	523
Recommended passage	561
Report adopted	604
Amendment adopted	604
Passed; ayes 43, nays 1.....	605
Concurred	760
Passed; ayes 43, nays 1.....	760
Reported enrolled	819
Signed by President	820
Sent to Governor.....	820
Signed by Governor.....	844
355 By Elthon and Berg. Relating to purchase of certain real property in Des Moines for use of Iowa liquor control commission, providing appropriation therefor.	
Introduced, passed on file.....	480
Referred	523
Recommended passage	561
Report adopted	605
Amendments adopted	605, 606
Passed; ayes 38, nays 6.....	606
Concurred	760
Passed; ayes 44, nays 1.....	761
Reported enrolled	819
Signed by President	820
Sent to Governor.....	820
Signed by Governor.....	844
356 By Elthon and Berg. Relating to purchase of certain real property in Des Moines adjoining International Harvester Company for use of Iowa liquor control commission for warehouse purposes, limiting appropriation to \$9,500.	
Introduced, passed on file.....	480
Referred	523
Recommended passage	562
Report adopted	606
Amendment adopted	607
Passed; ayes 40, nays 4.....	607
Concurred	762
Passed; ayes 43, nays 1.....	762
Reported enrolled	819

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Signed by President.....	820
Sent to Governor.....	820
Signed by Governor.....	844
357 By Elthon and Berg. Relating to purchase and condemnation of certain property in Des Moines for use of Iowa liquor control commission, and appropriation therefor.	
Introduced, passed on file.....	480
Referred	523
Recommended passage	562
Report adopted	607
Amendments adopted	607, 608
Passed; ayes 43, nays 2.....	608
Concurred	762
Passed; ayes 45, nays 1.....	763
Reported enrolled	819
Signed by President	820
Sent to Governor.....	820
Signed by Governor.....	844
358 By Knudson. Relating to tax levy for county library service by contract with city or town libraries.	
Introduced, passed on file	480
Referred	523
Recommended passage	625
359 By Berg, Bekman, Martin and Mercer. Prohibiting manufacture, sale, possession of any false coin in and use thereof in parking meter, vending machine or other lawful receptacle.	
Introduced, passed on file	480
Referred	523
Amendment filed	702
Sifting recommends calendar..	839
H. F. 419 substituted	920
360 By Kirketeg. Legalizing payments and contracts between counties and institutions for care of children, where payments exceed \$18 per month for each child.	
Introduced, passed on file	481
Referred	523
Recommended passage	700
Amendments filed	940
Sifting recommends calendar..	968
Report adopted	979
Amendment withdrawn	979
Passed; ayes 40, nays none ...	979
Reported enrolled	1233
Signed by President	1234
Sent to Governor	1234
Signed by Governor	1303
361 By Faul. Relating to protection of civil service status for health department employees in event of creation of county health unit plan.	
Introduced, passed on file	481
Referred	523
Amendment filed	540
362 By Vittetoe. Relating to taxation for construction, operation and maintenance of county public hospitals; raising levy therefor.	
Introduced, passed on file	481
Referred	523

S. F.	Page	S. F.	Page
363 By Elthon. Relating to right of way in approaching or entering intersection.		372 By Insurance. Relating to fees required for life insurance companies and associations.	
Introduced, passed on file	481	Introduced, placed on calendar	482
Referred	523		
364 By Lynes and Long. Relating to special tax on income derived from illegal profession, vocations, trades, business and commerce.		373 By Rockhill and Zastrow. Relating to listing of property for taxation purposes affecting closing of estates.	
Introduced, passed on file	481	Introduced, passed on file....	482
Referred	523	Referred	523
365 By Lynes. Relating to control and eradication of Bang's disease.		Recommended passage	684
Introduced, passed on file	481		
Referred	523	374 By Miller, J. F., and Lynes. Relating to civil actions and rights of action thereunder in regard to dispensing or holding title to premises where intoxicating liquors are sold.	
Recommended passage	590	Introduced, passed on file	482
Amendments filed	687	Referred	523
366 By Highways. Relating to improvement and maintenance of certain local county roads.			
Introduced, placed on calendar	481	375 By Fishbaugh. Relating to deputy treasurer and clerks.	
367 By Highways. Relating to transfer of funds from use tax fund to primary road fund to enable state highway commission to match federal aid road funds.		Introduced, passed on file	482
Introduced, placed on calendar	482	Referred	523
Sifting recommends calendar...	863, 1270	Sifting recommends calendar	1023
Referred	864	Amendment adopted	1090
Recommended passage	1185	Passed: ayes 38, nays none	1090
Report adopted	1321	Concurred	1311
H. F. 540 substituted	1321	Passed: ayes 40, nays none	1311
368 By Highways. Relating to acceptance by highway commission of interstate bridges.		Reported enrolled	1331
Introduced, placed on calendar	482	Signed by President	1331
		Sent to Governor	1331
369 By Reilly. Relating to increase in amount to be expended for medical, surgical and hospital services and supplies.		Signed by Governor	1419
Introduced, passed on file	482		
Referred	523	376 By Fishbaugh. Relating to penalties for violations by minors, non-indictable misdemeanors.	
Returned without recommendation	717	Introduced, passed on file	482
370 By Insurance. Relating to additional kinds of insurance which may be written in Iowa.		Referred	523
Introduced, placed on calendar	482		
Amendment filed	687	377 By Fishbaugh. Relating to buying and selling of loans by building and loan and incorporated associations.	
Sifting recommends calendar..	839	Introduced, passed on file	482
Amendment adopted	924	Referred	523
Passed: ayes 47, nays none ..	924	Recommended passage	559
Concurred	1370		
Passed: ayes 46, nays none ..	1370	378 By Fishbaugh. Relating to building and loan and incorporated associations; amending chapter 543 Code.	
Reported enrolled	1481	Introduced, passed on file	482
Signed by President	1481	Referred	523, 558
Sent to Governor	1481	Recommended passage	560, 865
Signed by Governor after adjournment.		Amendment filed	960
		Reports adopted	1019
371 By Insurance. Relating to taxation of gross annual collections on stock sold on partial payment or installment plan.		Deferred	1020
Introduced, placed on calendar	482	H. F. 364 substituted	1075
		379 By Bekman, Berg, Lynes, Faul, Skourup, Hawkins and Myrland. Relating to motor vehicle fuel license fee or tax, revising method for allowance of refunds on motor vehicle fuel.	
		Introduced, passed on file	484
		Referred	523
		Amendments filed	808,
		892-897, 1107, 1108, 1124-1127, 1128	
		Sifting recommends calendar	1063
		H. F. 181 substituted	1148

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380 By Faul, Clem, Martin, Berg, Byers, Reilly, Watson and Bekman. Relating to uniform system of purchasing supplies, material and service for certain counties of state.	
Introduced, passed on file	484
Referred	523
381 By Vittetoe, Knudson and Doud. Relating to licensing, inspection and regulation of nursing homes.	
Introduced, passed on file	484
Referred	523
Returned without recommendation	625
Report adopted	793
Passed; ayes 47, nays none	793
Reported enrolled	1233
Signed by President	1234
Sent to Governor	1234
Signed by Governor	1303
382 By Berg and Skourup. Relating to listing of personal property and assessment of moneys and credits.	
Introduced, passed on file	484
Referred	523
Amendment filed	564
383 By Faul. Relating to opening and constructing a paved roadway and sidewalk through the state capitol grounds as extension of East Walnut.	
Introduced, passed on file	484
Referred	523
384 By Faul. Relating to assignment of accounts whether or not debtors are notified of such assignments and providing that non-notification shall not affect such assignments.	
Introduced, passed on file	484
Referred	523
385 By Benson. Relating to exemptions from sales tax on purchases made by any tax-certifying or levying or governmental subdivision thereof.	
Introduced, passed on file	485
Referred	523
386 By Benson, Newsome, Zastrow and Miller, J. F. Relating to time of holding primary election, time of votes canvass, time of holding county and state political conventions.	
Introduced, passed on file	485
Referred	523
387 By Clem. Relating to tax sales and suspended taxes of prior years.	
Introduced, passed on file	485
Referred	523
388 By Clem. Relating to assessing property requiring notification if valuation is increased over previous year.	
Introduced, passed on file	485
Referred	523

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389 By Maytag, Colburn, Dykhouse, Vittetoe, Berg, Al Miller, Hawkins, Klein, Clem, Myrland, Newsome, J. F. Miller, Augustine, Lord, Hultman, Linnevold, Kirketeg, Lynes, Mercer, Martin, Jones, Foster, Reilly, Benson, Dewel, Skourup, Faul, Bekman, Musmaker and Lucas. Relating to appropriation from general fund to state conservation commission funds for acquisition and development of lands and waters.	
Introduced, referred	485
Amendments filed	525
Recommended amendment, passage	1185
Sifting recommends calendar	1181
Report adopted	1221
Amendments adopted	1222, 1223
Passed; ayes 44, nays 2	1223
Messaged to House	1224
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330
390 By Hawkins. Relating to establishing courts in each county of state, substituting for courts therein.	
Introduced, passed on file	486
Referred	523
391 By Zastrow, Musmaker and Doud. Relating to payment of bonus to veterans of World War II.	
Introduced, passed on file	486
Referred	523
392 By Kirketeg, Berg, Findlay, Keir, Long, Lynes, Maytag, Miller, Al. Miller, J. F. Jacobson and Sharp. Relating to reorganization of school district, creating state reorganization commission, state advisory committee and county reorganization committees in various counties of state.	
Introduced, passed on file	486
Referred	523, 990
Returned without recommendation	683
Sifting recommends calendar	967
Amendment filed	1123, 1205, 1237
Recommended amendment, passage	1152
Reports adopted	1232
Deferred	1232
Amendment adopted	1258, 1463
Amendments withdrawn	1259
Passed; ayes 42, nays 1	1259
Refused to concur	1401
Insists	1430
Conference appointed	1430
Conference report adopted	1463
Passed; ayes 39, nays none	1463
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	
393 By Watson. Relating to levee and drainage districts.	
Introduced, passed on file	486
Referred	523
Recommended passage	624

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394. By Watson. Relating to levee and drainage districts. Introduced, passed on file	486	401. By Fishbaugh, Benson, Foster, Knudson, Miller, J. F., Kirketeig, Lucas and Bekman. Relating to requiring Superintendent of Public Instruction to provide program of education for youth and adults concerning effects of alcoholic stimulants and narcotics upon human system; providing appropriation therefor. Introduced, passed on file	488
Referred	524	Referred	524
Recommended passage	625		
395. By Vittetoe. Relating to qualifications, term of nurse examiners and licensing of persons to practice nursing. Introduced, passed on file	487	402. By Fishbaugh. Relating to pension fund of disabled and retired firemen and policemen. Introduced, passed on file	488
Referred	524	Referred	524
Recommended amendment, returned without further recommendation	625		
396. By Vittetoe. Relating to prevention by department of health of pollution of streams and bodies of water. Introduced, passed on file	487	403. By Clem, Rockhill, Lynes, Faul and Dykhous. Relating to gambling on professional and non-professional sports and games; prohibiting it and providing penalty therefor. Introduced, passed on file	488
Referred	524	Referred	524
397. By Vittetoe. Relating to licensing, inspection and regulation of hospitals. Introduced, passed on file	487		
Referred	524	404. By Clem, Rockhill, Lynes, Faul and Dykhous. Relating to bribery of participants in professional games and prescribing penalties therefor. Introduced, passed on file	488
Recommended passage	778	Referred	524
398. By Vittetoe. Relating to creation of county and district boards of health, health departments and authorizing levy and tax collection therefor. Introduced, passed on file	487		
Referred	524	405. By Clem. Relating to employment of deputies and clerks in county motor vehicle registration department; specifying their salaries. Introduced, passed on file	489
Recommended passage	626	Referred	524
399. By Reilly. Relating to motor vehicles and law of road. Introduced, passed on file	488		
Referred	524	406. By Benson and Zastrow. Relating to boards of education having authority to excuse pupils one hour a week to attend their several places of worship for moral instruction, crediting time so spent as actual school attendance. Introduced, passed on file	489
Amendments filed	1155	Referred	524
.....867, 868, 1064, 1108, 1128, 1155			
Sifting recommends calendar	1023	407. By Newsome and Zastrow. Relating to boarding prisoners, increasing prices allowed. Introduced, passed on file	489
Amendments adopted 1166, 1168, 1176		Referred	524
Amendments withdrawn	1176		
.....1166, 1175, 1176		408. By Newsome and Zastrow. Relating to a verdict in criminal cases where ten jurors after deliberating ten or twelve hours agree. Introduced, passed on file	489
Deferred	1168	Referred	524
Passed; ayes 42, nays 1	1177		
Concurred	1457		
Passed; ayes 42, nays none	1457		
Reported enrolled	1481		
Signed by President	1481		
Sent to Governor	1481		
Signed by Governor after adjournment.			
400. By Watson. Relating to levee and drainage districts, enabling them to cooperate with agency of federal government engaged in flood control or reclamation projects. Introduced, passed on file	488		
Referred	524		
Recommended passage	625		
Sifting recommends calendar	1233		
Report adopted	1265		
Passed; ayes 37, nays none	1265		
Concurred	1400		
Passed; ayes 40, nays none	1400		
Reported enrolled	1481		
Signed by President	1481		
Sent to Governor	1481		
Signed by Governor after adjournment.			

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409 By Judiciary 2. Relating to permitting counties and county seat towns to jointly acquire, construct, operate buildings to be used for county or municipal purposes and issue bonds therefor.		Reported enrolled	827
Introduced, placed on calendar	511	Signed by President	827
Sifting recommends calendar	839	Sent to Governor	827
Passed; ayes 45, nays none	930	Recalled from Governor	883
Reported enrolled	967	House requested return from Senate	891
Signed by President	967		
Sent to Governor	967		
Signed by Governor	999		
410 By Judiciary 2. Relating to court orders in certain divorce actions, and punishment for disobedience thereof.		415 By Board of Control. Relating to qualifications of superintendent of the state sanatorium, requiring practical experience in the field of tuberculosis.	
Introduced, place on calendar	512	Introduced, placed on calendar	557
411 By Board of Control. Relating to employment of director of mental institutions, director of corrective institutions and director of industries by board of control.		Special order	567
Introduced, place on calendar	556	Passed; ayes 46, nays 1	710
Special order	567	Reported enrolled	827
Amendments filed		Signed by President	827
..... 630-643, 666, 687, 688	688	Sent to Governor	827
Amendments adopted 697, 698, 699	699	Signed by Governor	863
Passed; ayes 46, nays none	699		
Concurred	806	416 By Board of Control. Relating to pay of women inspectors at state hospitals for insane, repealing Code sections.	
Passed; ayes 45, nays 1	806	Introduced, referred	557
Reported enrolled	863	Recommended passage	848
Signed by President	863	Sifting recommends calendar	839
Sent to Governor	863	Report adopted	958
Signed by Governor	890	Passed; ayes 44, nays none	959
412 By Board of Control. Relating to removal of members of board of control, with approval of executive council when general assembly not in session.		Reported enrolled	1045
Introduced, place on calendar	557	Signed by President	1045
Special order	567	Sent to Governor	1045
Passed; ayes 46, nays 1	708	Signed by Governor	1063
Refused to concur	928		
Conference appointed	948	417 By Board of Control. Relating to salary and allowances of the Commandant of the Soldiers Home, repealing Code section 219.9.	
Conference report	1062	Introduced, referred	557
Conference report adopted	1069		
Passed; ayes 40, nays none	1069	418 By Board of Control. Relating to salary of superintendents of the training schools, repealing Code section 242.3.	
Reported enrolled	1124	Introduced, referred	557
Signed by President	1124		
Sent to Governor	1124	419 By Board of Control. Relating to fire regulations at all institutions under jurisdiction of Board of Control, requiring annual inspection and written report by state fire marshal.	
Signed by Governor	1152	Introduced, placed on calendar	557
413 By Board of Control. Relating to county and private hospitals for insane; repealing Code sections 227.4, 227.5.		Special order	567
Introduced, placed on calendar	557	Passed; ayes 47, nays none	711
Special order	567	Reported enrolled	827
Passed; ayes 48, nays none	709	Signed by President	827
Reported enrolled	863	Sent to Governor	827
Signed by President	863	Signed by Governor	863
Sent to Governor	863		
Signed by Governor	890	420 By Board of Control. Relating to convict labor being used on the roads of the state; repealing code sections.	
414 By Board of Control. Relating to duties of superintendents of mental hospitals; classifying and segregation of patients suffering from tuberculosis.		Introduced, placed on calendar	558
Introduced, placed on calendar	557	Special order	567
Special order	567	Amendment adopted	712
Passed; ayes 44, nays 2	710	Passed; ayes 48, nays none	713
		Reported enrolled	827
		Signed by President	827
		Sent to Governor	827
		Signed by Governor	863

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421 By Claims. Relating to appropriations to certain legislators who served on Mental Hospital Survey Committee.	
Introduced, referred	566
Returned without recommendation	747
Report adopted	800
Passed; ayes 46, nays none	800
Concurred	859
Passed; ayes 44, nays none	859
Reported enrolled	891
Signed by President	891
Sent to Governor	891
Signed by Governor	910
422 By Claims. Relating to appropriations to certain legislators who served on Post-war Taxation Study Committee.	
Introduced, referred	567
Returned without recommendation	747
Report adopted	801
Passed; ayes 45, nays none	801
Concurred	860
Passed; ayes 43, nays none	860
Reported enrolled	891
Signed by President	891
Sent to Governor	891
Signed by Governor	910
423 By Claims. Relating to appropriations to certain named persons in settlement of claims for damages in connection with highways.	
Introduced, referred	567
Returned without recommendation	747
Report adopted	802
Passed; ayes 47, nays none	802
Reported enrolled	891
Signed by President	891
Sent to Governor	891
Signed by Governor	910
424 By Judiciary 1. Relating to legalizing water revenue bonds issued by Lansing, Iowa.	
Introduced, placed on calendar	567
Proof of publication certified	938
Sifting recommends calendar	868
Amendment adopted	1010
Passed; ayes 45, nays none	1010
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1375
425 By Board of Control. Relating to Glenwood State School and Woodward Hospital and School, combining Code sections regarding care of epileptic and feeble-minded persons in custody thereof.	
Introduced, placed on calendar	567
Passed; ayes 47, nays none	792
Reported enrolled	863
Signed by President	863
Sent to Governor	863
Signed by Governor	890
426 By Judiciary 1. Relating to hotel keepers' liens, extending scope to include apartment houses, homes, rooming houses.	
Introduced, placed on calendar	601

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427 By Military Affairs. Relating to legalizing expenditures by Boards of Supervisors and towns for information centers for returned veterans.	
Introduced, placed on calendar	602
Sifting recommends calendar	967
Passed; ayes 41, nays none	976
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330
428 By Military Affairs. Relating to appropriations for information centers for returned veterans.	
Introduced, placed on calendar	602
Sifting recommends calendar	778
Passed; ayes 46, nays none	824
Reported enrolled	966
Signed by President	967
Sent to Governor	967
Signed by Governor	1044
429 By Schools and Educational Institutions. Relating to salary of county superintendent of schools; fixing of the same by county board of education; repealing Code section 340.13.	
Introduced, referred	644
430 By Schools and Educational Institutions. Relating to increase in amount school districts may levy for general fund of school districts.	
Introduced, placed on calendar	645
431 By Schools and Educational Institutions. Relating to operation and expansion of non-profit school lunch programs in public schools.	
Introduced, placed on calendar	645
Amendment filed	666
432 By Schools and Educational Institutions. Relating to expenditure of state funds distributed to public school districts; providing method therefor; creating a special courses account.	
Introduced, placed on calendar	654
433 By Military Affairs. Relating to relief of soldiers, sailors, marines; creating county war veterans commissions of Iowa.	
Introduced, placed on calendar	657
434 By Military Affairs. Relating to creation of Iowa war veterans commission.	
Introduced, placed on calendar	657
435 By Schools and Educational Institutions. Relating to schools, transportation of public school pupils; appropriation therefor.	
Introduced, referred	668
436 By Conservation. Relating to spearing fish in waters of this state.	
Introduced, placed on calendar	690

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437 By Judiciary 1. Legalizing proceedings of Marshall County Board of Supervisors in submitting to vote levying of tax for buildings constructed on fair grounds in Marshalltown.	
Introduced, placed on calendar	690
Proof of publication certified...	807
Sifting recommends calendar...	968
Passed; ayes 38, nays none	973
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1375
438 By Board of Control. Relating to tenure of office of business managers, superintendents, wardens, other executive officers at board of control institutions.	
Introduced, placed on calendar	690
Amendment filed	782
Amendment adopted	794
Passed; ayes 42, nays none	795
Reported enrolled	863
Signed by President	863
Sent to Governor	863
Signed by Governor	890
439 By Judiciary 2. Legalizing proceedings, of independent school district of Bettendorf, Iowa, in issuance, sale of school building bonds.	
Introduced, placed on calendar	690
Proof of publication certified...	690
440 By Judiciary 2. Legalizing special election, proceedings for issuance, sale of county hospital bonds by Van Buren County; to provide taxes for payment thereof.	
Introduced, placed on calendar	690
Proof of publication certified...	733
Passed; ayes 30, nays none	736
Messaged to House	737
Reported enrolled	863
Signed by President	863
Sent to Governor	863
Signed by Governor	890
441 By Military Affairs. Relating to authorization of co-operative associations to include building for residential purposes under the plan.	
Introduced, placed on calendar	703
442 By Board of Control. Relating to Iowa soldiers' orphans home and Iowa juvenile home, combining Code sections relative thereto, repealing Code chapter 243.	
Introduced, placed on calendar	703
Passed; ayes 44, nays none	795
Concurred	820
Passed; ayes 39, nays none	820
Reported enrolled	863
Signed by President	863
Sent to Governor	863
Signed by Governor	890
443 By Board of Control. Relating to rules established for all institutions under jurisdiction or supervision of board of control, including county or private hospitals where insane are kept.	
Introduced, placed on calendar	704

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Passed; ayes 43, nays none	796
Reported enrolled	863
Signed by President	863
Sent to Governor	863
Signed by Governor	890
444 By Judiciary 1. Legalizing special election proceedings in Town of Manila on proposition of erecting and equipping community memorial building.	
Introduced, placed on calendar	720
Proof of publication certified...	777
Sifting recommends calendar...	968
Passed; ayes 41, nays none	977
Reported enrolled	1045
Signed by President	1045
Sent to Governor	1045
Signed by Governor	1124
445 By Board of Control. Relating to increase in amount allowed State architect for services of consulting architects.	
Introduced, placed on calendar	750
Amendment filed	808
Sifting recommends calendar	839
Amendment adopted	842
Passed; ayes 48, nays none	842
Concurred	1036
Passed; ayes 45, nays none	1036
Reported enrolled	1045
Signed by President	1045
Sent to Governor	1045
Signed by Governor	1124
446 By Judiciary 1. Legalizing defects in satisfaction or release of school fund mortgages.	
Introduced, referred to sifting..	784
447 By Judiciary 1. Relating to insanity of a defendant during trial.	
Introduced, referred to sifting..	784
448 By Appropriations. Relating to an appropriation from liquor control fund to industrial commissioner for payment of workmen's compensation claims of employees of liquor control commission.	
Introduced, referred	784
Sifting recommends calendar...	798
Passed; ayes 42, nays none	833
Reported enrolled	1024
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1044
449 By Appropriations. Relating to an appropriation from liquor control act fund to department of public safety for use of bureau of investigation in liquor control enforcement.	
Introduced, referred	784
Sifting recommends calendar...	798
Passed; ayes 47, nays none	834
Reported enrolled	1024
Signed by President	1024
Sent to Governor	1024
Signed by Governor	1045

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450 By Aeronautics. Relating to Iowa Aeronautics Commission, expenses thereof, salaries of its employees, and disbursements from State Aviation Fund. Introduced, referred 784
Amendment filed 1332

451 By Aeronautics. Relating to harmless flight of aircraft over lands and waters of state; maintaining of causes of action on account thereof. Introduced, referred 784
Sifting recommends calendar 1063
Amendment filed 1237-1238
Amendment adopted 1402
Failed to pass; ayes 8, nays 28 1402

452 By Aeronautics. Relating to authorizing subdivisions of state to acquire property for airport or air navigation facility purposes. Introduced, referred 785
Sifting recommends calendar 839
Amendment filed 869
H. F. 488 substituted 919

453 By Aeronautics. Relating to registration fee for aircraft. Introduced, referred 785
Sifting recommends calendar 1063

454 By Aeronautics. Relating to prohibiting hunting from aircraft without a permit. Introduced, referred 785
Sifting recommends calendar 1063
Amendment filed 1064
Amendments adopted 1102
Passed; ayes 29, nays none 1102
Concurred 1292
Passed; ayes 47, nays none 1293
Reported enrolled 1331
Signed by President 1331
Sent to Governor 1331
Signed by Governor 1419

455 By Aeronautics. Relating to authorizing municipalities to enter upon lands or water within state for purpose of making surveys, inspections, mappings preliminary to location or expansion of airports. Introduced, referred 785
Sifting recommends calendar 1063
Passed; ayes 30, nays 8 1372

456 By Aeronautics. Relating to acquisition of rights in air space for airport approaches by municipalities. Introduced, referred 785
Sifting recommends calendar 1063
Amendment adopted 1372
Passed; ayes 40, nays none 1372

457 By Aeronautics. Relating to flight of aircraft over lands and waters of state; prohibiting operation thereof in careless or reckless manner or while under influence of intoxicating liquors or habit-forming drugs. Introduced, referred to sifting.. 785

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458 By Aeronautics. Relating to airport zoning, hazard areas incident to airports other than those owned by municipalities made available by owners thereof for use of public. Introduced, referred to sifting.. 786

459 By Aeronautics. Relating to airport zoning, establishment or regulations with respect to extra-territorial airport hazard areas, courts, action by counties. Introduced, referred to sifting.. 786

460 By Appropriations. Relating to emergency appropriation for State Superintendent of Public Instruction to Permit Iowa School Lunch Program to function during remainder of biennium. Introduced, referred 786
Sifting recommends calendar 798
Amendment adopted 835
Passed; ayes 47, nays none 835
Concurred 1006
Passed; ayes 41, nays none 1006
Reported enrolled 1045
Signed by President 1045
Sent to Governor 1045
Signed by Governor 1063

461 By Printing. Relating to duties of superintendent of printing; authorizing change in listing of names of those persons receiving less than five hundred dollars, as heretofore printed in the salary book of state employees. Introduced, referred to sifting.. 786

462 By Social Security. Relating to collectibility of contributions assessed against employers; authorizing compromise settlement. Introduced, referred to sifting.. 812

463 By Claims. Relating to appropriations in settlement of claims to certain named persons. Introduced, referred 812
Referred 840
Sifting recommends calendar 839
Amendment filed 911
Returned without recommendation 968
Report adopted 1057
Amendment adopted 1057
Passed; ayes 44, nays none 1058
Reported enrolled 1184
Signed by President 1184
Sent to Governor 1184
Vetoed by Governor 1304

464 By Claims. Relating to appropriations for funeral expenses of certain old age recipients. Introduced, referred 813
Sifting recommends calendar 839
Referred 840
Returned without recommendation 968
Amendment filed 969
Report adopted 1058
Amendment adopted 1059

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Passed; ayes 46, nays none	1059
Reported enrolled	1184
Signed by President	1184
Sent to Governor	1184
Signed by Governor	1304

465 By Appropriations. Relating to unexpended balance of funds remaining from any appropriation or allocation made by state to fund for aid to dependent children; providing it shall not revert to general fund of state.	
Introduced, referred	830
Sifting recommends calendar	863
Amendments filed	970
Passed; ayes 45, nays none	1056
Reported enrolled	1233
Signed by President	1234
Sent to Governor	1234
Signed by Governor	1304

466 By Appropriations. Relating to allocation of revenue of income, corporation and sales tax.	
Introduced, referred	830
Sifting recommends calendar	967
H. F. 524 substituted	1224

467 By Appropriations. Relating to appropriation to state comptroller from motor vehicle tax fund, to employ help and defray other expenses in writing refund warrants and keeping necessary records therefor.	
Introduced, referred	830
Sifting recommends calendar	863
H. F. 516 substituted	1085

468 By Cities and Towns. Legalizing proceedings relative to certain expenditures made by Cedar Rapids for improvements at site of temporary homes for World War Veterans.	
Introduced, referred	830
Proof of publication certified	890

469 By Motor Vehicles. Relating to reporting of all cases of epilepsy to State Department of Public Safety by all physicians and local health officers for purpose of determining eligibility to operate a motor vehicle.	
Introduced, referred to sifting	871

470 By Motor Vehicles. Relating to Highway Patrol; increasing number to 200 men; fixing flat sum to be received for meals while away from home on active duty.	
Introduced, referred	871
Sifting recommends calendar	1063
Amendment filed	1205
Amendment adopted	1228
Passed; ayes 44, nays none	1228

471 By Compensation of Public Officers and Employees. Relating to increase of salary of commissioner of public safety.	
Introduced, referred	915
Sifting recommends calendar	967

S. F.	Page
Passed; ayes 44, nays none	1015
Reported enrolled	1124
Signed by President	1124
Sent to Governor	1124
Signed by Governor	1152

472 By Compensation of Public Officers and Employees. Relating to increase in salaries of members of liquor control commission.	
Introduced, referred	916
Sifting recommends calendar	967
Amendment filed	1002
Amendment adopted	1018
Passed; ayes 45, nays none	1018
Reported enrolled	1124
Signed by President	1124
Sent to Governor	1124
Signed by Governor	1152

473 By Appropriations. Appropriating additional funds for erecting, equipping office building on state capitol grounds.	
Introduced, referred	943
Sifting recommends calendar	1184
Amendments adopted	1226
Passed; ayes 46, nays none	1226
Reported enrolled	1419
Signed by President	1419
Sent to Governor	1419
Signed by Governor	1464

474 By Appropriations. Authorizing expenditures by state highway commission from primary road fund, for biennium ending June 30, 1949.	
Introduced, referred to sifting	943

475 By Appropriations. Appropriating from primary road fund to industrial commissioner, for payment of compensation claims of highway commission employees.	
Introduced, referred to sifting	943

476 By Cities and Towns. Relating to incorporation of sanitary districts.	
Introduced, referred	989
Sifting recommends calendar	1233
Passed; ayes 46, nays none	1351
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	

477 By Insurance. Relating to compensation of insurance examiners and assistant insurance examiners.	
Introduced, referred	989
Sifting recommends calendar	1023
H. F. 527 substituted	1267

478 By Judiciary 2. Relating to legalizing proceedings authorizing acceptance by the city of conveyance of lands known as Prisoner of War Camp, Algona, Iowa.	
Introduced, referred	989
Amendments filed	1025
Sifting recommends calendar	1023
Amendment adopted	1037
Passed; ayes 45, nays none	1037
Proof of publication certified	1035

S. F.	Page
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330

479 By Highways. Relating to interstate bridges, amending Code so as not be applicable to any which under federal law must be given to Iowa and an adjoining state.
Introduced, referred to sifting 1003

480 By Compensation of Public Officers and Employees. Relating to increase of compensation of members of Iowa Employment Security Commission.
Introduced, referred

Introduced, referred	1003
Sifting recommends calendar	1063
Amendment filed	1275
Amendment adopted	1366
Passed; ayes 43, nays none	1366
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	

481 By Compensation of Public Officers and Employees. Relating to increase of compensation of members of Board of Social Welfare.
Introduced, referred

Introduced, referred	1003
Sifting recommends calendar	1063
Passed; ayes 45, nays none	1367
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	

482 By Judiciary 2. Legalizing proceedings of board of directors of independent school district of Garner, in holding election for bond issuance for additional school facilities.
Introduced, referred

Introduced, referred	1004
Sifting recommends calendar	1063
Proof of publication certified	1067
Passed; ayes 46, nays none	1074
Reported enrolled	1233
Signed by President	1234
Sent to Governor	1234
Signed by Governor	1269

483 By Judiciary 2. Legalizing proceedings authorizing acceptance by the city of conveyance of Prisoner of War Camp at Clarinda, Iowa.
Introduced, referred

Introduced, referred	1004
Sifting recommends calendar	1063
Proof of publication certified	1067
Passed; ayes 45, nays none	1073
Reported enrolled	1303
Signed by President	1303
Sent to Governor	1303
Signed by Governor	1330

484 By Appropriations. Relating to approval of compensation of certain state employees; making them subject to approval of the Governor and comptroller.
Introduced, referred

Introduced, referred	1049
Sifting recommends calendar	1184
Amendments filed	1237, 1288
Amendment adopted	1322

S. F.	Page
Amendment withdrawn	1322
Passed; ayes 42, nays 2	1323
Insists	1451
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Signed by Governor after adjournment.	

485 By Appropriations. Relating to emergency appropriation for State Printing Board for remainder of biennium, to be used by certain departments.
Introduced, referred

Introduced, referred	1049
Sifting recommends calendar	1233
Passed; ayes 45, nays none	1325
Reported enrolled	1481
Signed by President	1481
Sent to Governor	1481
Vetoed by Governor after adjournment.	

486 By Claims. Relating to appropriations to certain transportation companies, individuals, school districts, for claims against state of Iowa.
Introduced, referred

Introduced, referred	1050
Sifting recommends calendar	1184
Returned without recommendation	1270
Report adopted	1296
Passed; ayes 41, nays none	1296
Reported enrolled	1419, 1481
Signed by President	1419, 1481
Sent to Governor	1419, 1481
Recalled	1451
Partly expunged	1461
Amendment adopted	1461
Passed; ayes 38, nays none	1461
Signed by Governor after adjournment.	

487 By Claims. Relating to appropriations to certain named persons for settlement of damages sustained on highways due to acts of commission or omission by state highway commission or employees.
Introduced, referred

Introduced, referred	1050
Sifting recommends calendar	1184
Returned without recommendation	1270
Report adopted	1297
Passed; ayes 41, nays none	1297
Reported enrolled	1419
Signed by President	1419
Sent to Governor	1419
Signed by Governor	1480

488 By Claims. Relating to appropriations to certain companies, persons, for claims against state of Iowa.
Introduced, referred

Introduced, referred	1050
Sifting recommends calendar	1184
Returned without recommendation	1270
Report adopted	1297
Passed; ayes 37, nays 5	1298
Reported enrolled	1419
Signed by President	1419
Sent to Governor	1419
Signed by Governor	1464

S. F.	Page	S. F.	Page
489 By Appropriations. Relating to appropriation from general fund to state highway commission for repairs on Court Avenue viaduct on Capitol grounds.		Signed by President.....	1481
Introduced, referred	1050	Sent to Governor.....	1481
Amendment filed	1128	Signed by Governor after adjournment.	
Sifting recommends calendar	1317	494 By Cities and Towns. Relating to local budget law, expenditures thereunder.	
Amendment adopted	1361	Introduced, referred	1208
Passed; ayes 44, nays none	1361	Amendment filed	1238
Reported enrolled	1481	Sifting recommends calendar.....	1317
Signed by President	1481	Amendment adopted	1329
Sent to Governor	1481	Passed; ayes 45, nays none.....	1343
Signed by Governor after adjournment.		Reported enrolled	1481
490 By Highways. Relating to any bridge and approaches over Mississippi River on state boundary line or within state which is in receivership and is a connecting link; authorizing State Highway Commission purchase thereof.		Signed by President.....	1481
Introduced, referred	1065	Sent to Governor.....	1481
Sifting recommends calendar	1233	Signed by Governor after adjournment.	
Deferred	1268	495 By Compensation of Public Officers and Employees. Relating to increase of compensation of members of State Highway Commission.	
Passed; ayes 43, nays none	1292	Introduced, referred	1208
Reported enrolled	1481	Sifting recommends calendar.....	1233
Signed by President	1481	Passed; ayes 45, nays none.....	1368
Sent to Governor	1481	Reported enrolled	1481
Signed by Governor after adjournment.		Signed by President.....	1481
491 By Claims. Relating to appropriations to certain persons for claims against state of Iowa.		Sent to Governor.....	1481
Introduced, referred	1065	Signed by Governor after adjournment.	
Sifting recommends calendar	1184	496 By Compensation of Public Officers and Employees. Relating to increases of aeronautics commissioners and director and removing them from being subject to approval of executive council.	
Returned without recommendation	1273	Introduced, referred	1209
Report adopted	1298	Sifting recommends calendar.....	1233
Passed; ayes 42, nays 1	1299	Passed; ayes 42, nays 1.....	1368
Reported enrolled	1419	497 By Appropriations. Relating to emergency appropriation of \$3,000,000, for aid to public schools for each year of the next biennium; providing certain restrictions on use thereof.	
Signed by President	1419	Introduced, referred	1243
Sent to Governor	1419	Sifting recommends calendar.....	1270
Signed by Governor	1480	Amendment filed	1332
492 By Military Affairs. Relating to \$85,000,000 bonus to World War II veterans; authorizing issuance and sale of bonds; providing for submission thereof to voters at 1948 general election.		Amendments adopted	1394, 1395
Introduced, referred	1066	Passed; ayes 45, nays none.....	1396
Amendment filed	1155	Concurred	1479
Sifting recommends calendar	1233	Passed; ayes 42, nays none.....	1480
Amendment adopted	1248	Reported enrolled	1481
Passed; ayes 45, nays 2	1249	Signed by President.....	1481
Concurred	1433	Sent to Governor.....	1481
Passed; ayes 45, nays 1	1433	Signed by Governor after adjournment.	
Reported enrolled	1481	498 By Appropriations. Relating to appropriations from general fund, for institution under board of control, for next biennium.	
Signed by President	1481	Introduced, referred	1243
Sent to Governor.....	1481	Sifting recommends calendar.....	1317
Signed by Governor after adjournment.		Partly expunged	1365
493 By Conservation. Authorizing sale of certain land along shore of Carter Lake, Pottawattamie county, in order to settle dispute as to ownership thereof.		H. F. 542 substituted.....	1365
Introduced, referred	1130	499 By Ways and Means. Legalizing the annexation of town owned park to incorporated town of Orange City, Iowa.	
Sifting recommends calendar.....	1233	Introduced, referred	1282
Amendment adopted	1409		
Passed; ayes 43, nays none.....	1409		
Reported enrolled	1481		

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Sifting recommends calendar...	1349
Passed; ayes 44, nays none.....	1410
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1489
Signed by Governor after adjournment.	

500 By Judiciary 2. Legalizing appointments of certain public officials by Governor, which have been confirmed by Senate.

Introduced, referred	1309
Sifting recommends calendar...	1317
Rule suspended	1318
Passed; ayes 44, nays none.....	1318
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	

501 By Judiciary 2. Relating to military service tax credit fund; to amend House File 76 of 52nd General Assembly.

Introduced, referred	1309
Sifting recommends calendar...	1317
Rules suspended	1319
Passed; ayes 45, nays none.....	1319
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	

502 By Appropriations. Relating to transfer of funds from general to a special farm-to-market road fund for road projects, especially those related to school transportation.

Introduced, referred	1309
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Sifting recommends calendar...	1317
Amendments filed	1375, 1421
Withdrawn	1447

503 By Appropriations. Relating to appropriation from general fund for institutions under State Board of Education.

Introduced, referred	1309
Sifting recommends calendar...	1317
Amendment adopted	1360
Passed; ayes 47, nays none.....	1360
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	

504 By Claims. Relating to appropriations to certain named companies, individuals, for claims against the state of Iowa.

Introduced, referred	1310
Sifting recommends calendar	1349
Referred	1350
Returned without recommendation	1350
Report adopted	1350
Passed; ayes 46, nays none.....	1350
Reported enrolled	1481
Signed by President.....	1481
Sent to Governor.....	1481
Signed by Governor after adjournment.	

505 By Appropriations. Relating to transfer of control of funds heretofore appropriated for use at state sanatorium at Oakdale, to state board of education.

Introduced, referred	1382
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HISTORY OF HOUSE BILLS IN SENATE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES PASSED AND APPROVED—164

H. J. R. 1, 3, 10.

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40, 48, 49, 52, 53, 54, 58, 62, 64, 67, 70, 71, 72, 76, 82, 88,
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544.

Passed both Houses vetoed by Governor—H. F. 136, 204, 226, 237, 340,
365, 450.

RECORD OF EACH HOUSE BILL IN SENATE

H. J. R.	Page	H. F.	Page
1 By Burkman. Relating to succession of Lieutenant Governor to act as Governor, in event of death, disability; to succession of officers following Lieutenant Governor.		1 By General Legislative. Relating to delinquent taxes of persons in armed forces.	
Received, passed on file.....	358	Received, passed on file.....	108
Referred	375	Referred	122
Recommended passage	628	Recommended passage	167
Sifting recommends calendar.....	1063	Report adopted	216
Report adopted	1082	Passed; ayes 49, nays none.....	216
Passed; ayes 38, nays none.....	1083	Signed by President.....	248
Signed by President.....	1184		
3 By Donohue, McFarlane, Schwengel, Hedin, Reed and Morrissey. Relating to acquisition to a Governor's home for State of Iowa, appointment of such committee; providing appropriation.		2 By General Legislative. Relating to increase of annual renewal fee for pharmacy license.	
Received, referred	531	Received, passed on file.....	109
Sifting recommends calendar.....	839	Referred	122
Referred	840	Recommended passage	167
Recommended passage	987	Report adopted	231
Amendment filed	1155	Deferred	231, 252, 284
Report adopted	1215	Amendments filed	242
Passed; ayes 42, nays 1	1216	Passed; ayes 37, nays 6.....	288
Signed by President.....	1316	Signed by President.....	349
4 By Alnsworth. Relating to establishment of temporary Resources Council to study Flood Control, Soil Conservation.		4 By General Legislative. Relating to titles of beds of meandered streams in certain cities.	
Received, referred	1365	Received, passed on file.....	493
		Referred	524
		Recommended passage	684
10 By Ways and Means. Relating to creation of a "Mental Health Authority" to co-operate with U. S. Public Health Service for benefits to State to be derived from National Mental Health Act.		5 By General Legislative. Relating to milldams, races; to transfer of duties from executive council to conservation commission.	
Received, referred	1072	Received, passed on file.....	493
Sifting recommends calendar.....	1317	Referred	521
Amendment filed	1419		
Amendment adopted	1443	7 By General Legislative. Relating to officers of General Assembly.	
Passed; ayes 40, nays none.....	1443	Received, passed on file.....	318
Recedes	1455	Referred	352
Passed; ayes 36, nays 4.....	1455	Recommended passage	746
Signed by President	1481		
		8 By General Legislative. Relating to current expenses of General Assembly.	
		Received, passed on file.....	318
		Referred	352

H. F.	Page
Recommended passage	746
Sifting recommends calendar	1184
Report adopted	1410
Passed; ayes 46, nays none	1411
Signed by President	1478
9 By General Legislative. Relating to reinstatement of watchmakers and repairmen whose certificates have lapsed.	
Received, passed on file	119
Referred	129
Recommended passage	296
Report adopted	532
Passed; ayes 41, nays none	532
Signed by President	611
13 By General Legislative. Relating to reinstatement of truck operator permit.	
Received, passed on file	182
Referred	204
14 By General Legislative Relating to truck operator permit, contingent upon ap- proval of Department of Public Safety.	
Received, passed on file	182
Referred	204
16 By General Legislative. Relating to granting of ap- plication for motor carrier certificate.	
Received, passed on file	182
Referred	204
17 By General Legislative. Relating to the proper grant- ing of an application for a motor carrier certificate.	
Received, passed on file	348
Referred	360
18 By General Legislative. Relating to the application for a truck operator permit, contingent upon approval of Department of Public Safety.	
Received, passed on file	182
Referred	204
19 By General Legislative. A bill for an act to amend the military code of Iowa.	
Received, passed on file	195
Referred	221
Recommended passage	628
Sifting recommends calendar	1232
Report adopted	1417
Passed; ayes 35, nays 1	1417
Signed by President	1478
21 By General Legislative. Relating to conditional sales contracts; utility equipment leases.	
Received, passed on file	120
Referred	129
Amendment filed	147
Sifting recommends calendar	967
Amendment withdrawn	985
Amendments adopted	985, 986
Passed; ayes 41, nays none	986
Concurred in part, receded in part	1141
Passed; ayes 36, nays 2	1142
Signed by President	1184

H. F.	Page
22 By General Legislative. Relating to exclusion of cler- ical workers from being "workman," "employee" un- der workman's compensation law.	
Received, passed on file	120
Referred	129
Recommended passage	458
Sifting recommends calendar	967
Report adopted	984
Passed; ayes 41, nays none	985
Signed by President	1024
23 By General Legislative. Relating to repeal of code section requiring filing of in- jury reports with state in- dustrial commissioner.	
Received, passed on file	127
Referred	143
Recommended passage	224
Report adopted	273
Passed; ayes 46, nays none	273
Signed by President	294
24 By General Legislative. To clarify present method of serving notices in for- eign entry and detainer ac- tions.	
Received, passed on file	415
Referred	438
Recommended passage	589
25 By General Legislative. Relating to levying execu- tions on real estate; provid- ing limitation on lien of such levy.	
Received, passed on file	120
Referred	129
26 By General Legislative. Relating to lien of personal taxes; making them a lien on real estate.	
Received, passed on file	120
Referred	129
28 By General Legislative. Relating to occupancy, rent collections for dwellings when housing law compli- ance certificates have not been issued.	
Received, passed on file	127
Referred	143
Recommended passage	408
29 By General Legislative. Relating to standards for food in Iowa; authorizing department of agriculture to enlarge scope.	
Received, passed on file	120
Referred	129
30 By General Legislative. Act to legalize corporate acts and proceedings of Boomhower Hardware Com- pany, Mason City.	
Received, passed on file	120
Referred	129
Recommended passage	223
Report adopted	252
Passed; ayes 47, nays none	252
Signed by President	394

M. F.	Page	H. F.	Page
31 By General Legislative.		Report adopted	274
To legalize corporate acts,		Passed; ayes 44, nays none	274
proceedings of Morningside		Signed by President	294
Lumber and Coal Company,			
Sioux City.		39 By General Legislative.	
Received, passed on file	120	Relating to parking lots,	
Referred	129	traffic controls; authorizing	
Recommended passage	223	assessment levy to supple-	
Passed; ayes 44, nays none	253	ment funds from parking area	
Signed by President	294	meters.	
Report adopted	252	Received, passed on file	154
		Referred	166
32 By General Legislative.		Amendments filed	327, 540
To provide for payment of		Recommended amendment, pas-	
insurance premiums from		sage	352 to 354
various county funds.		Report adopted	649
Received, passed on file	127	Amendments withdrawn	650
Referred	143	Amendments adopted	651, 652
Recommended passage	323	Passed; ayes 43, nays none	652
Report adopted	602	Signed by President	683
Deferred	602		
Amendment adopted	613	40 By General Legislative.	
Failed to pass; ayes 21, nays 20	613	Legalizing expenditures for	
		a garage made from poor	
34 By General Legislative.		fund by board of supervisors	
Relating to payment of tem-		of Des Moines county.	
porary assistance employed		Received, passed on file	195
by county attorney.		Referred	221
Received, passed on file	127	Recommended passage	407
Referred	143	Report adopted	739
Recommended passage	241	Passed; ayes 34, nays none	739
Amendments filed	300, 301	Signed by President	807
Amendments adopted	368		
Report adopted	368	41 By General Legislative.	
Passed; ayes 43, nays 2	368	Authorizing public schools to	
Signed by President	415	maintain adult classes, pub-	
		lic forums from general fund.	
35 By General Legislative.		Received, passed on file	176
Relating to special taxes to		Referred	188
build, purchase or remodel		Recommended passage	278
a town hall.		Report adopted	446
Received, passed on file	135	Deferred	446
Referred	155	Amendment filed	460, 477
Recommended passage	361	Amendments withdrawn	529
Report adopted	704	Amendment adopted	530
Passed; ayes 47, nays none	704	Re-referred	530
Signed by President	746		
		48 By Hedin and Schwengel.	
36 By General Legislative.		Relating to termination of	
Empowering state printing		pension, annuity retirement	
board to fix prices of legis-		system by school districts.	
lative journals, bills, sold to		Received, passed on file	160
subscribers.		Referred	178
Received, passed on file	154	Substituted for S. F. 10	237
Referred	166	Passed; ayes 49, nays none	238
Recommended passage	240	Signed by President	294
Report adopted	369		
Deferred	369	49 By Steinberg. To appro-	
Passed; ayes 36, nays 4	431	prate funds for bridge over	
Signed by President	505	Squaw Creek, Ames, Story	
		County.	
37 By General Legislative.		Received, referred	796
Legalizing deficit expendi-		Sifting recommends calendar	796
tures for housing World War		Referred to appropriations	798
II veterans, families.		Recommended passage	968
Received, passed on file	160	Report adopted	1087
Referred	178	Passed; ayes 39, nays none	1087
Recommended passage	279	Signed by President	1124
Report adopted	437		
Deferred	437	51 By Van Eaton, Poston, Nelson,	
Passed; ayes 48, nays none	443	of Woodbury. To permit	
Signed by President	505	levy for museums, in certain	
		cities.	
38 By General Legislative.		Received, passed on file	160
To allow municipalities		Referred	178
classed as towns to levy li-			
brary taxes.		52 By Brown of Monona. Rel-	
Received, passed on file	154	ating to practice of phar-	
Referred	166	macy; drugs, medicines to be	
Recommended passage	222	under supervision of licensed	
		pharmacists.	

H. F.	Page
Received, passed on file	466
Referred	505
Sifting recommends calendar	1023
Passed; ayes 39, nays none	1090
Signed by President	1124

53 By Donohue, Redman and Bockwoldt. To provide for county weed commissioner; fewer elapsed days after notice for weed cutting.

Received, passed on file	358
Referred	375
Recommended passage	625
Sifting recommends calendar	839
Report adopted	951
Amendment adopted	951
Passed; ayes 41, nays none	951
Signed by President	999

54 By Fimmen, McFarlane, Beman, Donohue, Long, Reed (Clem). Relating to compensation and expenses of state, assistant state examiners; fixed by state auditor; providing an appropriation therefor.

Received, referred	1008
Deferred	1016
Amendment filed	1026, 1046
Amendment adopted	1054
Passed; ayes 33, nays 13	1054
Motion filed to reconsider	1062
Insists	1151
Conference appointed	1151
Conference report and amendments adopted	1283
Passed; ayes 44, nays none	1283
Signed by President	1331

58 By McFarlane and Redman. Relating to issuance of certain municipal bonds; to permit payment of street improvement in such cities, towns, from street construction fund.

Received, passed on file	318
Referred	352
Sifting recommends calendar	1233
Amendment filed	1306
Amendment adopted	1406
Passed; ayes 38, nays none	1406
Signed by President	1478
Advanced on calendar	1373

62 By McFarlane and Redman. Defining powers of state tax commission.

Received, passed on file	694
Amendment filed	702
Referred	716
Sifting recommends calendar	1184
Amendment adopted	1328
Passed; ayes 43, nays none	1328
Signed by President	1375

64 By McFarlane and Redman. To impose a tax upon gross receipts of commercial amusements; to provide disposition of revenues from such tax.

Received, referred	1144
Substituted for S. F. 39	1164
Passed; ayes 33, nays 13	1165
Signed by President	1234

H. F. Page
67 By McFarlane and Redman. To provide procedure by societies, organizations for claiming tax exemptions.

Received, passed on file	266
Referred	294
Sifting recommends calendar	1184
Passed; ayes 44, nays none	1408
Signed by President	1478

68 By McFarlane and Redman. To provide tax exemption of household goods to \$900 taxable value.

Received, passed on file	266
Referred	234
Recommended passage	473

70 By McFarlane and Redman. Relating to assessment of property; its valuation for tax purposes for street construction.

Received, passed on file	513
Referred	558
Amendment filed	808, 809
Sifting recommends calendar	1063
Amendment adopted	1405
Passed; ayes 30, nays 12	1405
Signed by President	1478

71 By McFarlane and Redman. To impose tax upon capital employed in state by individual, unincorporated agencies, foreign corporations making loans secured by property other than real estate.

Received, referred	832
Sifting recommends calendar	1233
Amendment filed	1275
Amendment adopted	1431
Passed; ayes 44, nays none	1431
Signed by President	1478

72 By McFarlane and Redman. To provide assessment of stock shares of certain corporations; to impose tax upon stock shares of such corporations.

Received, passed on file	528
Referred	558
Amendments filed	717, 1306, 1420
Sifting recommends calendar	1233
Amendments withdrawn	1431, 1432
Amendment adopted	1432
Passed; ayes 42, nays none	1432
Signed by President	1478

76 By McFarlane and Redman. To establish military service tax fund; to provide reimbursement to local taxing districts, of revenues lost through veterans' property exemption; to provide apportionment to taxing districts.

Received, passed on file	448
Referred	472
Amendment filed	510, 564, 912, 1046, 1047
Returned without recommendation	988
Sifting recommends calendar	1023
Report adopted	1111
Deferred	1111
Amendments adopted	1136, 1137
Amendment withdrawn	1136

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Passed; ayes 39, nays none	1137
Signed by President	1234
77 By Nielsen. Relating to amount of state income tax deductions of nonresidents, by withholding agents.	
Received, passed on file	318
Referred	352
Amendment filed	539
82 By Sloane, Burkman, Walter of Marshall, Nelson of Woodbury, Long, Walter of Pottawattamie and Nielsen. Relating to increase of compensation of grand jury clerks.	
Received, referred	1008
Sifting recommends calendar	1023
Passed; ayes 39, nays none	1094
Signed by President	1124
83 By Hedin and Schwengel. Relating to arrangement and printing of candidates' names on ballot, in territory smaller than county.	
Received, passed on file	448
Referred	472
87 By Nelson of Woodbury. Relating to execution of death penalty; to establish lethal gas chamber.	
Received, passed on file	434
Referred	457
88 By Avery. Providing that deputy shall immediately assume office of sheriff, when vacancy occurs.	
Received, passed on file	755
Sifting recommends calendar	1468
Passed; ayes 41, nays none	1471
Signed by President	1481
89 By Langland. To provide collaboration by cities, towns with federal government, in flood control projects.	
Received, passed on file	318
Referred	352
Substituted for S. F. 63.	385, 518
Passed; ayes 46, nays none	518
Signed by President	556
91 By Mills. Relating to authorizing bond issuance for Adair County Memorial hospital.	
Received, passed on file	211
Referred	221
Substituted for S. F. 82	253
Passed; ayes 46, nays none	254
Signed by President	294
92 By Walter of Marshall, Bents, Schwengel, Beardsley, Stevens, Putney, Datisman, Kilpatrick and Walter of Pottawattamie. Relating to number of apple or other fruit trees per acre in fruit reservation.	
Received, passed on file	211
Referred	221
Recommended passage	425

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93 By Schwengel, Lynes, Rankin, Gannaway, Smith of Des Moines, Troeger, Long, Nelson of Woodbury, McEleney and Walter of Marshall. Relating to state aid to schools.	
Received, referred	901
Amendments filed	941
1155, 1238-1240, 1275, 1376-1379	
Sifting recommends calendar	1184
Recommended amendment, passage	1234-1236
Report adopted	1385
Amendments withdrawn	1385 1388, 1393
Amendment adopted	1393, 1477
Passed; ayes 48, nays none	1394
Conference appointed	1430
Insists	1430
Conference report adopted	1468
Second conference appointed	1469
Second conference report adopted	1477
Passed; ayes 45, nays none	1477
Signed by President	1481
96 By Bryson, Fimmen, Schwengel, Beardsley, Hedin, Good, Duffield, Burkman, Nielsen, Poston, Morrissey, Humbert and Olson. Relating to proof of financial responsibility, security by motor vehicle owners, operators; to make law uniform.	
Received, passed on file	401
Amendments filed 409, 565, 599, 666	
Referred	424
Substituted for S. F. 102	678
Amendments withdrawn	679
Amendments adopted	679
Signed by President	746
97 By Smith of Des Moines, Koch and Klemesrud. Relating to increase of costs of official publications.	
Received, referred	874
Sifting recommends calendar	910
Passed; ayes 40, nays none	986
Signed by President	1024
99 By Donohue, Bockwoldt and Redman. Relating to misconduct, neglect in office of public officials, employees.	
Received, passed on file	385
Referred	407
Recommended passage	524
101 By Hicklin and Good. Relating to estrays, trespassing animals; to procedure for diseased estrays.	
Received, passed on file	385
Referred	407
102 By Nelson of Woodbury and Van Eaton. Relating to levy of tax in cities and towns for maintenance of symphony orchestra.	
Received, passed on file	528
Substituted for S. F. 11	535
Passed; ayes 40, nays none	535
Signed by President	611

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104 By Bryson. Relating to causes for divorce.	
Received, passed on file	220
Referred	240
Amendment filed	263
105 By Schwengel, Fimmen, Hedin and Hicklin. Making state law relating to transfer of corporation stock uniform with laws of other states.	
Received, passed on file	195
Substituted for S. F. 69	201
Passed; ayes 48, nays none	201
Signed by President	238
106 By Reed, Nielsen, Long, Van Eaton, Fimmen, McFarlane, Kruse and Hendrix. Relating to increase of workmen's maximum weekly benefit, allowance for hospital nursing services.	
Received, passed on file	434
Referred	457
Amendments filed	510, 866
Substituted for S. F. 117	773
Amendments adopted	774
Passed; ayes 47, nays 1	774
Insisted	821
Conference appointed	821
Conference report adopted	1110
Second conference appointed	1110
Conference report adopted	1173
Receded in part	1173
Passed; ayes 44, nays none	1174
Signed by President	1234
107 By Schwengel, Hedin, Lawrence and Tesmer. Providing for care of tuberculous patients in public tuberculosis sanatoria.	
Received, passed on file	513
Referred	558
Amendments filed	599, 912
Substituted for S. F. 77	614
Amendment adopted	647, 950
Passed; ayes 44, nays none	647
Signed by President	683, 1024
Returned by request	900
Record partly expunged	949
Reconsidered	949
Passed; ayes, 41, nays none	950
Messaged to House	951
108 By Shepard, Good and Nicholas. Relating to taxation of poultry.	
Received, passed on file	493
Amendment filed	510
Referred	524
Recommended amendment, passage	628
Sifting recommends calendar	1233
Report adopted	1424
Amendment withdrawn	1424
Amendment adopted	1424
Failed to pass; ayes 14, nays 29	1424
110 By Lynes, Loss, Datisman, Koch, Kruse and Butler. Relating to boards of levee, drainage districts; to employ professional engineers.	
Received, passed on file	211
Referred	221
Substituted for S. F. 96	258
Passed; ayes 41, nays none	268
Signed by President	294

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111 By Nelson of Woodbury, Long, Smith and Lawrence. Relating to fire department maintenance fund; to increase millage rate.	
Received, passed on file	448
Amendments filed	565
Substituted for S. F. 153	565
Amendments adopted	569
Passed; ayes 41, nays 3	570
Signed by President	664
113 By Kosek, Schwengel, Knickerbrocker, Hedin and Walter of Marshall. Relating to amount school districts may levy for general fund.	
Received, passed on file	755
Amendment filed	849, 1276
Sifting recommends calendar	1233
Amendments adopted	1286
Passed; ayes 39, nays 6	1286
Concurred	1401
Passed; ayes 34, nays 1	1401
Signed by President	1478
114 By Redman and Bockwoldt. Relating to sale of gravel, by supervisors, to improve lane, driveway, road; to provide payment therefor.	
Received, passed on file	385
Referred	407
115 By Poston. Relating to compensation for transportation of public school pupils.	
Received, passed on file	694
Referred	716
116 By General Legislative. Legalizing action of school directors of independent school district of West Des Moines in purchase, sale of school house site.	
Received, passed on file	266
Referred	294
Recommended passage	407
Report adopted	742
Passed; ayes 28, nays none	742
Signed by President	807
117 By Nelson of Woodbury and Van Eaton. Relating to delinquency date on dog licenses.	
Received, passed on file	385
Referred	407
Recommended amendment, passage	560
Substituted for S. F. 149	568
Amendment adopted	568
Passed; ayes 46, nays none	568
Signed by President	664
118 By Scott. Legalizing action of supervision of Appanoose county for secondary road expenditures; authorizing payment.	
Received, passed on file	513
Referred	558
Recommended passage	628
Reported adopted	740
Passed; ayes 33, nays none	741
Signed by President	807
120 By Walter of Marshall. Providing tax exemption of growing horticultural and agricultural crops.	

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Received, passed on file	722	135 By Donohue, Fimmen, Robinson, McFarlane and Schwengel. Relating to school busses, construction thereof, responsibilities of drivers.	
Referred	765	Received, referred to sifting..	843
Sifting recommends calendar..	1023		
Passed; ayes 39, nays none	1085		
Signed by President	1184		
122 By Donohue. Relating to handling, use of explosives; authorizing fire marshal for same.		136 By Saylor. Relating to payment of suspended county real estate taxes from old age assistance fund.	
Received, passed on file	513	Received, passed on file	195
Referred	558	Referred	221
123 By Morrissey, Lawrence, Fimmen and Poston. Relating to qualifications, term of nurse examiners; licensing persons to practice nursing; definite practice of nursing.		Recommended passage	392
Received, referred	707	Sifting recommends calendar..	1023
125 By Morrissey. Relating to adoptions; providing penalties for law violations.		Report adopted	1100
Received, passed on file	694	Passed; ayes 35, nays 1	1100
Referred	716	Signed by President	1184
Amendments filed ... 912-914, 1108			
Sifting recommends calendar..	1023	142 By Steinberg. Relating to salary of special assistant attorney general assigned to highway commission.	
Amendments adopted	1123	Received, referred	1008
Passed; ayes 45, nays none	1123	Sifting recommends calendar..	1233
Concurred	1253	Referred	1233
Passed; ayes 44, nays none	1253	Recommended amendment, passage	1274
Signed by President	1331	Report adopted	1369
126 By Steinberg. Relating to inheritance of surviving spouse in absence of issue.		Amendment adopted	1369
Received, passed on file	221	Passed; ayes 47, nays none	1369
Referred	240	Signed by President	1419
Recommended passage	628		
128 By Kosek, McFarlane, Hedlin, Schwengel, and Knickerbocker. Relating to exempt transactions of certain seasoned securities.		149 By Sloane and Burkman. Relating to increase in fees to jurors.	
Received, passed on file	401	Received, referred to sifting..	1017
Referred	424		
Returned without recommendation	629	150 By Sloane and Burkman. Providing pension funds, assessments therefor shall apply to certain deputy bailiffs of municipal courts in cities of 125,000 or more.	
Sifting recommends calendar..	1233	Received, passed on file	756
Report adopted	1437	Amendment filed	1205
Passed; ayes 40, nays none	1437		
Signed by President	1481	151 By Steinberg. Relating to state aid to school districts.	
130 By Morrissey (Faul and Maytag). Relating to increase of allowance to institutions for care of neglected, dependent, delinquent children.		Received, passed on file	448
Received, passed on file	448	Referred	472
Substituted for S. F. 103	772	Recommended passage	561
Passed; ayes 46, nays none	772	Amendment filed	897
Signed by President	820		
132 By Ainsworth, Long, Watson and Donohue. Relating to secondary road system, allocation of funds by state highway commission.		153 By Fimmen, Walter of Pottawattamie, Sloane, Schwengel, Hicklin, Hedlin, and Nelson of Woodbury. Authorizing merger or consolidation of corporations.	
Received, passed on file	819	Received, passed on file	221
Referred	852	Referred	240
Sifting recommends calendar..	1270	Amendment filed	263
Passed; ayes 43, nays none	1442	Recommended passage	295
Signed by President	1481	Amendment withdrawn ... 351,	533
133 By Ainsworth, Nicholas and Rankin. Relating to the production of frogs for commercial purposes.		Report adopted	533
Received, passed on file	466	Amendments adopted	533
Referred	505	Passed; ayes 44, nays none	533
		Signed by President	611
		160 By Watson, Robb, Ainsworth and Baker. Relating to distribution, sale, transportation of adulterated, misbranded economic poisons; providing for registration, penalties.	
		Received, referred	997
		Amendments filed	1047, 1048

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161 By Utzig and Duffy. Permitting cities, towns to erect memorial halls, monuments for soldiers, sailors, and marines.	
Received, passed on file	466
Referred	505
Amendment filed	1276
163 By Nicholas. Relating to building of concrete walls on boundary lines.	
Received, passed on file	466
Substituted for S. F. 119	492
Passed; ayes 46, nays none	492
Signed by President	519
164 By Lundy, Lawrence, Olson, Butler and Troeger. Relating to establishment of school house fund by voters of school districts, to voting tax for term of years.	
Received, passed on file	528
Referred	558
166 By Burkman and Sloane. Providing for, fixing time of appropriations by cities for each fiscal year.	
Received, passed on file	467
Referred	505
167 By Humbert and King. Relating to bounties on wild animals.	
Received, passed on file	493
Referred	524
Recommended passage	684
168 By Burkman. Relating to appropriations to national, state guards.	
Substituted for S. F. 143	517
Passed; ayes 49, nays none	517
Signed by President	556
169 By Appropriations. Relating to emergency appropriation to state board of education.	
Received, referred	182
Substituted for Senate File 173	234
Passed; ayes 49, nays none	234
Signed by President	294
170 By Walter of Pottawatamie. Relating to sales tax exemptions of purchases of certain Iowa governmental bodies.	
Received, referred	947
Amendments filed	1128, 1129, 1156
174 By Good, Shepard and Klemesrud. Relating to filing fees for instruments affecting title to, encumbrance of personal property.	
Received, referred to sifting ..	874
175 By Printing. Relating to publications by municipalities, of matters of public importance.	
Received, passed on file	195
Referred	221
Substituted for S. F. 94	276
Amendment adopted	276
Passed; ayes 39, nays 4	277
Signed by President	349

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176 By Troeger and Lundy. Relating to abandonment, care charges of cemetery lots.	
Received, passed on file	756
Sifting recommends calendar ..	1023
Amendment filed	1108
Amendment adopted	1300
Passed; ayes 41, nays 2	1300
Signed by President	1331
178 By Nelson of Woodbury, Walter of Marshall, Good, Stevens, Putney, Hendrix and Langland. Imposing excise tax on handling of grain, exempting same from general property tax.	
Received, referred	707
Sifting recommends calendar ..	839
Amendment filed	869
Amendment adopted	921
Passed; ayes 44, nays none	921
Signed by President	967
179 By Avery. Relating to accounting of executors, administrators, their compensation.	
Received, passed on file	547
Referred	587
Recommended passage	701
Sifting recommends calendar ..	839
Report adopted	929
Passed; ayes 43, nays none	929
Signed by President	967
181 B. Welchman, Watson, Fimmen, Graham and Poston. Relating to motor vehicle fuel tax.	
Received, passed on file	513
Referred	558
Amendment filed	599, 1157, 1205
Substituted for S. F. 379	1148
Amendments withdrawn 1259, 1260	
Amendments adopted	1259, 1260
Passed; ayes 35, nays none	1260
Signed by President	1331
182 By Schwengel, Sloane and Troeger. Relating to increased minimum wage of public school teachers.	
Received, referred to sifting ...	926
185 By Patrick. Relating to tax exemption of veterans' share of partnership.	
Received, passed on file	528
Referred	558
Substituted for S. F. 175	573
Amendment adopted	573
Passed; ayes 48, nays none	573
Signed by President	664
188 By Steinberg and Welchman. Providing for appointment by supreme court of code editor, reporter of supreme court.	
Received, referred to judiciary 1	707
Referred	840
Sifting recommends calendar ..	839
189 By Poston and Bass. Relating to purchase, conveyance, supervision of certain real estate in Wayne County, Iowa.	
Received, passed on file	513
Referred	558

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Sifting recommends calendar	1233
Passed; ayes 30, nays none	1268
Signed by President	1331
190 By Knickerbocker and Kosek. Relating to inspection and fees therefor of hotels, restaurants, food establishments.	
Received, referred to sifting	875
192 By Military and Veterans Affairs. Relating to appointment of armory board, increasing its powers.	
Received, passed on file	246
Referred	278
Recommended passage	426
Sifting recommends calendar	910
Report adopted	1083
Passed; ayes 40, nays none	1083
Signed by President	1184
195 By Brown of Monona, Nelson of Woodbury, King, Beaman, Long, Nielsen, Weiss and Beardsley. Relating to issuing licenses, permits for handling of hog-cholera virus, serum.	
Received, referred	797
Sifting recommends calendar	1270
Amendment adopted	1439
Passed; ayes 40, nays none	1440
Signed by President	1481
196 By Nelson of Buchanan. Legalizing action of Independence city council in buying land for airport.	
Received, passed on file	547
Referred	587
Recommended passage	700
Sifting recommends calendar	968
Proof of publication certified	973
Report adopted	975
Passed; ayes 40, nays none	975
Signed by President	1024
203 By Utzig, Walker, Duffy, Norland and Robb. Relating to wearing of military badges by unauthorized persons.	
Received, referred to sifting	875
204 By Neal. Authorizing transfer of funds from city special to county general fund in Dallas county.	
Received, passed on file	756
Sifting recommends calendar	967
Amendment adopted	1113
Passed; ayes 41, nays none	1113
Signed by President	1184
205 By Kosek and Knickerbocker. Providing funds for tree planting program in cities and towns.	
Received, passed on file	493
Referred	524
Amendment filed	1157
Sifting recommends calendar	1270
Amendment adopted	1415
Passed; ayes 36, nays none	1415
Signed by President	1478
206 By Strawman and Stevens. Relating to administration of land tax credit; eliminating annual filing.	
Received, referred to sifting	1159

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208 By Public Libraries. Authorizing assessment for library funds in cities and towns.	
Received, passed on file	319
Referred	352
Recommended passage	409
Sifting recommends calendar	1063
Report adopted	1096
Passed; ayes 39, nays none	1096
Signed by President	1184
211 By Agriculture 1. Relating to inspection, installation of weights and measures.	
Received, passed on file	369
Referred	392
212 By Koch. Authorizing township trustees to condemn lands for community centers, playgrounds.	
Received, referred	875
Sifting recommends calendar	1023
Passed; ayes 40, nays none	1320
Signed by President	1375
216 By Welchman. Legalizing proceedings for issuance, sale, delivery of school building bonds by Consolidated Independent school district of Vinton.	
Received, passed on file	547
Referred	587
Substituted for S. F. 199	611
Passed; ayes 33, nays none	612
Signed by President	653
217 By Board of Control. Regulating the government, management of institutions under board of control; transferring appointment of business managers thereof from governor to board of control.	
Received, passed on file	348
Referred	360
Recommended passage	779
Sifting recommends calendar	778
Report adopted	794
Passed; ayes 44, nays none	794
Signed by President	820
218 By Board of Control. Authorizing board of control to set salaries of employees under its supervision within bounds of its appropriation.	
Received, passed on file	348
Referred	360
Sifting recommends calendar	839
Recommended passage	848
Report adopted	960
Passed; ayes 45, nays none	960
Signed by President	999
219 By Board of Control. Providing a psychiatrist to supervise care of patients in mental institutions under board of control.	
Received, passed on file	358
Referred	375
221 By Steinberg. Relating to merging independent school districts.	
Received, referred	832
Sifting recommends calendar	1063
Passed; ayes 28, nays none	1103
Signed by President	1124

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224 By Public Health. Relating to financing laboratory examinations, investigations for department of health.
Received, passed on file..... 401
Referred 425
Sifting recommends calendar...1233
Passed; ayes 37, nays none1416
Signed by President1478

226 By Military and Veterans Affairs. Relating to assignment of rooms to Spanish-American War Veterans Department of Iowa, for preservation of its records.
Received, passed on file 401
Referred 425
Recommended passage 716
Sifting recommends calendar...1270
Report adopted1438
Passed; ayes 44, nays none.....1439
Signed by President1481

227 By Military and Veterans Affairs. Designating U. S. highway number 6, within Iowa's borders, as "Grand Army of the Republic Highway"; providing markers therefor.
Received, passed on file 402
Referred 425
Recommended passage 588
Sifting recommends calendar...1468
Report adopted1471
Passed; ayes 43, nays none1472
Signed by President1481

228 By Nelson of Woodbury, Long and Burkman. Fixing salary of county superintendent of schools by county board of education.
Received, referred 708
Recommended passage 848
Sifting recommends calendar... 839
Passed; ayes 44, nays none 936
Signed by President 967
231 By Long and Brown of Mahaska. Relating to increase of salaries of certain state officers.
Received, referred to sifting...1008

233 By Smith of Des Moines, Hicklin and Anderson. Relating to emergency housing for World War II veterans in certain cities.
Received, passed on file..... 448
Referred 472
Substituted for S. F. 224..... 514
Passed; ayes 44, nays none..... 515
Signed by President..... 556

234 By Putney and Frel. Relating to collection and disposal of garbage in cities.
Received, passed on file..... 756
Sifting recommends calendar.. 778
Deferred 805
Amendment filed 809, 823, 897
Amendment withdrawn 918
Amendments adopted 918, 919
Passed; ayes 42, nays none..... 919
Signed by President..... 967

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236 By Lynes. Relating to surgical treatment for handicapped children.
Received, passed on file..... 756

237 By Hendrix, Smith of Des Moines, Ainsworth, Van Eaton and Hicklin. Authorizing payment of special assessments on state lands.
Received, referred 876
Sifting recommends calendar...1233
Passed; ayes 40, nays none.....1436
Signed by President.....1481

243 By Steinberg. Relating to renewal of registration plates for motor vehicles by new validation.
Received, passed on file..... 756
Sifting recommends calendar...1063
Passed; ayes 39, nays none.....1095
Signed by President.....1184

245 By Schwengel, Redman, McFarlane, Hedlin and Sloane. Relating to credit unions, defining terms.
Received, referred 818
Sifting recommends calendar...1063
Passed; ayes 43, nays none.....1408
Signed by President.....1478

249 By Hedlin and Schwengel. Relating to lien of personal property taxes by certain special charter cities.
Received, referred 1220
Sifting recommends calendar...1270
Passed; ayes 35, nays none.....1266
Signed by President.....1331

250 By Burkman. Relating to mechanics' liens for use of forms, accessories and equipment.
Received, referred 875
Sifting recommends calendar... 967
Passed; ayes 41, nays none..... 982
Signed by President.....1024

251 By Burkman. Relating to labor and materials used on public improvements.
Received, referred 875
Sifting recommends calendar... 967
Passed; ayes 41, nays none..... 983
Signed by President.....1024

254 By Hendrix, Hicklin and Smith of Des Moines. Providing for cost of operating, making repairs and improvements to pumping stations.
Received, passed on file..... 547
Referred 587

256 By Nicholas. Relating to sale of ammunition to minors.
Received, passed on file..... 661
Referred 683
Sifting recommends calendar... 798
Passed; ayes 43, nays 1..... 836
Signed by President..... 891

257 By Fletcher and Van Eaton. Authorizing destruction, eradication of weeds, grasses in certain cities, assessment therefor; prescribing notices thereof.
Received, passed on file..... 756

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261 By Avery. Relating to adoption of county health unit plan.	
Received, referred	1144
Amendment filed	1206
262 By Avery. Relating to local boards of health, eliminating township boards, establishing county boards outside cities and towns.	
Received, referred	1030
Sifting recommends calendar	1233
Amendments filed	1276, 1307, 1420
Amendments adopted	1435
Amendment withdrawn	1435
Passed; ayes 41, nays none	1436
Signed by President	1481
263 By Williams, Shepard and Loss. Relating to boarding prisoners, granting increase in allowance therefor.	
Received, referred	818
Sifting recommends calendar	863
Amendment filed	988, 1026, 1048
Amendment withdrawn	1043
Deferred	1043
Amendments adopted	1053
Passed; ayes 48, nays none	1053
Receded	1119
Passed; ayes 32, nays 7	1119
Signed by President	1184
267 By Steinberg. Relating to issuance of restricted licenses to minors for operating motor vehicles.	
Received, referred to sifting	875
268 By Dairy and Food. Relating to licensing, inspection of certain food establishments where milk is sold.	
Received, passed on file	529
Referred	558
269 By Hedin and Schwengel. Relating to an appropriation for pavement in city of Dav- enport.	
Received, referred	661
Recommended passage	808
Sifting recommends calendar	910
Report adopted	1086
Passed, ayes 39, nays none	1086
Signed by President	1184
270 By Child Welfare. Relating to creation of state hospital-schools for handicapped persons.	
Received, referred	722
Sifting recommends calendar	863
Recommended passage	1153
Amendments filed	1206
Report adopted	1214
Amendments adopted	1215
Passed; ayes 45, nays none	1215
Signed by President	1316
272 By McFarlane and Tesmer. Relating to taxation for creating and maintaining community centers, playgrounds, swimming pools.	
Received, passed on file	661
Referred	683
Sifting recommends calendar	1023
Passed; ayes 36, nays none	1099
Signed by President	1184

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273 By McFarlane and Tesmer. Authorizing school boards in certain cities to lease, or sell certain property on their own motion.	
Received, referred to sifting	852
275 By Neal. Authorizing state executive council to sell abandoned mining camp schools; providing appraisal, manner of sale, disposition of funds.	
Received, passed on file	757
Sifting recommends calendar	968
Passed, ayes 41, nays none	980
Signed by President	1024
280 By Bryson, Morrissey, Poston and Lynes. Authorizing city of Des Moines to purchase certain property for use of state of Iowa; providing appropriation therefor.	
Received, passed on file	467
Referred	505
Recommended passage	562
Report adopted	602
Passed; ayes 48, nays none	603
Signed by President	653
281 By Cities and Towns. Providing alternative procedure for street and sewer improvements in cities and towns; levy of special assessments against benefited property, authorizing issuance of bonds therefrom.	
Received, referred	852
Substituted for S. F. 274	918
Amendments filed	941, 942, 970
Amendment adopted	1010
Deferred	1010
Motion filed to reconsider	1035
287 By Dairy and Food. Relating to production and sale of dairy products, insuring higher quality and health safeguards.	
Received, passed on file	662
Referred	683
289 By Bass, Bockwoldt, Kerr, Kruse, Turner, Saylor, Walter of Marshall, Norland, Williams and Kilpatrick. Relating to expenses of soil conservation district commissioners, providing appropriation therefor.	
Received, referred	818
Referred	840
Sifting recommends calendar	889
291 By Robinson, Poston, Bockwoldt, Lynes, Datisman and Krall. Relating to surveys and plans for secondary road construction by the board of supervisors.	
Received, referred	723
Sifting recommends calendar	778
Passed; ayes 42, nays 2	819
Signed by President	891
292 By Robinson, Poston, Bockwoldt, Lynes, Datisman and Krall. Relating to adver-	

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tising and letting of contracts for road or bridge construction by board of supervisors and materials therefor.	
Received, referred	723
Sifting recommends calendar...	778
Amendment withdrawn	821
Passed; ayes 37, nays 4	822
Signed by President	891
295 By Steinberg. Relating to transfer of funds in motor vehicle department from license fees of dealers, at end of calendar year; permitting prosecution of listed offenses before justice of peace.	
Received, referred to sifting....	1145
299 By Appropriations. Relating to appropriation to defray expenses of inaugural ceremonies.	
Received, referred	385
Recommended passage	393
Report adopted	792
Passed; ayes 46, nays none....	792
Signed by President	820
302 By Long. Relating to acceptance by highway commission of interstate bridges.	
Received, passed on file.....	723
Referred	765
Sifting recommends calendar...	778
Amendment adopted	804
Passed; ayes 48, nays none....	804
Signed by President	891
308 By Prange, Van Eaton, Steinberg and Putney. Relating to increase in limit of assessment for cost of sewers.	
Received, passed on file.....	757
309 By Baker. Relating to time of notice to property owners when snow, ice, or accumulations are removed by city from sidewalks.	
Received, referred to sifting....	947
310 By Utzig, Walker, Duffy, Norland and Robb. Relating to memorial halls and monuments for soldiers, sailors and marines, adding term "AmVets".	
Received, referred to sifting....	1365
313 By Lynes, Klemesrud and Landsness. Relating to levee and drainage districts, providing for construction, care and maintenance of main and spoil banks.	
Received, passed on file.....	662
Referred	683
314 By Public Health. Relating to survey for additional hospital facilities, development and administration of a hospital construction program.	
Received, referred	797
Sifting recommends calendar...	967
Passed; ayes 37, nays 1	1114
Signed by President	1184

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316 By Steinberg. Relating to compensation of members of highway patrol, permitting per diem allowances when on road only, eliminating necessity of individual expense accounts for each meal.	
Received, referred	1030
Sifting recommends calendar...	1063
Passed; ayes 42, nays none....	1228
Signed by President	1316
317 By Frel. Relating to double election boards as applied to special elections.	
Received, referred to sifting....	852
321 By Bryson, Donohue and Walker. Relating to renewal of licenses of cosmetology schools.	
Received, referred	876
Sifting recommends calendar...	1023
Passed; ayes 38, nays none....	1093
Signed by President	1184
324 By Child Welfare. Relating to aid for dependent children.	
Received, referred	926
Sifting recommends calendar...	967
Passed; ayes 32, nays none....	1131
Signed by President	1184
326 By Sloane. Relating to the appointment of milk inspectors under civil service.	
Received, referred to sifting....	852
328 By Dairy and Food. Relating to the sale of milk and cream.	
Received, passed on file.....	757
Sifting recommends calendar...	839
Amendments filed	897
Amendments adopted	902, 903
Passed; ayes 43, nays 1	903
Signed by President	967
331 By Burkman and Sloane. Relating to removal of criminal proceedings from justice court to a superior or municipal court.	
Received, referred to sifting....	1220
337 By Tesmer and McFarlane. Relating to establishing and equipping a detention hospital for contagious diseases.	
Received, referred	947
Sifting recommends calendar...	1063
Passed; ayes 31, nays none....	1101
Signed by President	1184
340 By Steinberg. Relating to compensation affidavits of executors, administrators, guardians, trustees, receivers or attorneys.	
Received, referred	1171
Sifting recommends calendar...	1270
Passed; ayes 42, nays none....	1441
Signed by President	1481
342 By Insurance. Relating to publication of certificates of compliance of corporations, formed for the purpose of	

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insurance, other than life insurance.	
Received, referred.....	723
Sifting recommends calendar..	798
Passed; ayes 46, nays 1.....	886
Signed by President.....	891
347 By Burkman, Duffy, Hedin, McEleney, McFarlane, Schwengel and Sloane. Relating to retirement systems for policemen and firemen and the administration, benefits and contributions thereunder.	
Received, referred.....	926
Sifting recommends calendar..	1063
Passed; ayes 32, nays 7.....	1177
Signed by President.....	1316
358 By Long and McEleney. Relating to a legalizing act for an indebtedness of the city of Clinton.	
Received, passed on file.....	723
Substituted for S. F. 310.....	743
Passed; ayes 30, nays none.....	743
Signed by President.....	807
364 By Building and Loan. Relating to building and loan and incorporated associations.	
Received, referred.....	1008
Amendments filed.....	1026
Sifting recommends calendar..	1063
Substituted for S. F. 378.....	1075
Amendments adopted.....	1075
Passed; ayes 46, nays none.....	1076
Signed by President.....	1124
365 By Agriculture 2. Relating to definition of society for purpose of qualifying for state aid to local fairs.	
Received, passed on file.....	757
Sifting recommends calendar..	1317
Amendment adopted.....	1460
Passed; ayes 31, nays 2.....	1460
Amendment adopted.....	1460
Concurred.....	1473
Passed; ayes 38, nays none.....	1473
Signed by President.....	1481
367 By Hendrix. Relating to annual levy of township trustees for fire protection.	
Received, referred to sifting...	1145
368 By Scott, Lundy, Lawrence, Fimmen, Williams and Troeger. Permitting county boards of supervisors to levy an additional millage for support of the poor, subject to approval of state comptroller.	
Received, referred.....	947
Sifting recommends calendar..	1317
Passed; ayes 40, nays none.....	1362
Signed by President.....	1419
370 By Liquor Control. Relating to educational program by Superintendent of Public Instruction concerning effects of alcoholic stimulants and narcotics.	
Received, referred to sifting..	1072

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371 By Robinson and Burkmán. Relating to establishment of municipal courts.	
Received, referred to sifting..	797
374 By Aeronautics. Relating to airport zoning.	
Received, referred.....	876
Sifting recommends calendar..	1063
Amendments filed.....	1276
Amendment withdrawn.....	1302
Deferred.....	1302
Passed; ayes 40, nays 2.....	1313
Signed by President.....	1376
375 By Aeronautics. Relating to registration fee for aircraft.	
Received, referred.....	1146
Amendment adopted.....	1399
Passed; ayes 40, nays 1.....	1399
Insists.....	1429
Conference appointed.....	1429
Conference report and amendments adopted.....	1475
Passed; ayes 39, nays none.....	1475
Signed by President.....	1481
377 By Aeronautics. Relating to flight of aircraft over lands and waters of the state, prohibiting operation while under influence of intoxicating liquors or habit forming drugs or in careless manner.	
Received, referred.....	876
Sifting recommends calendar..	1063
Amendment filed.....	1206
Amendment withdrawn.....	1371
Passed; ayes 42, nays none.....	1371
Signed by President.....	1419
383 By Appropriations. Relating to appropriations from a general fund of the state to the state board of control fund for operating deficits.	
Received, passed on file.....	529
Recommended passage.....	747
Report adopted.....	803
Passed; ayes 47, nays none.....	803
Signed by President.....	981
Recalled from Governor.....	922
Partly expunged.....	922
Reconsidered.....	923
Amendment adopted.....	923
Passed; ayes 46, nays none....	923
384 By Road and Highway. Relating to farm-to-market road system.	
Received, referred.....	1072
Sifting recommends calendar..	1270
Amendments filed.....	1332-1336, 1420, 1421
Special order.....	1439
Amendment withdrawn.....	1450
Amendments adopted.....	1448, 1450
Passed; ayes 41, nays 4.....	1450
Signed by President.....	1481
387 By Olson. Relating to uniform optional bounty on fox.	
Received, referred to sifting..	947
389 By Hendrix. Relating to legalizing issuance and sale of bridge bonds by certain counties.	
Received, passed on file.....	757
Amendment filed.....	809

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Sifting recommends calendar.....	1023
Amendment adopted.....	1038
Passed; ayes 45, nays none.....	1039
Signed by President.....	1107

391 By Welchman, Avery, Bryson and Walker. Providing that the Iowa Real Estate Commission be subject to the state budget law.	
Received, referred.....	927
Sifting recommends calendar.....	1233
Amendments adopted.....	1434, 1470
Deferred	1434
Amendment filed	1465
Passed; ayes 39, nays none.....	1470
Signed by President.....	1481

398 By Nelson of Woodbury. Relating to establishing, maintaining and operating public health department in certain cities.	
Received, referred to sifting.....	1171

400 By Agriculture 2. Relating to bonded warehouse for agricultural products.	
Received, passed on file.....	757
Sifting recommends calendar.....	1063
Passed; ayes 38, nays none.....	1084
Signed by President.....	1124

403 By Fish and Game. Relating to size limits of fish.	
Received, referred.....	1144
Substituted for S. F. 293.....	1264
Passed; ayes 37, nays none.....	1265
Signed by President.....	1331

404 By Pleper. Relating to absent voting by members of the armed forces, repealing Chapter 36, Acts of the 51st G. A.	
Received, referred.....	876
Sifting recommends calendar.....	910
Passed; ayes 41, nays none.....	982
Signed by President.....	1024

410 By Steinberg, Donohue, Hedin and Van Eaton. Relating to increase in the salaries of members of the State Tax Commission.	
Received, referred to sifting.....	1008

417 By Roads and Highways. Relating to improvement and maintenance of certain local county roads	
Received, referred.....	708
Sifting recommends calendar.....	798
Passed; ayes 46, nays 1.....	838
Signed by President.....	891

418 By Utzig, Walker, Patrick, Norland, McEleney, Bents, Butler, Duffy, Krall, Donohue, Knickerbocker, Kosek, Nelson of Woodbury, Kester, Hansen, Koch, Weiss, Burkman, Schwengel, Sloane, Lusk and Shepard. Relating to increase in compensation of members of the General Assembly.	
Received, referred.....	1116
Amendment filed.....	1206

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419 By Prange, Van Eaton and Lawrence. Relating to prohibiting manufacture, sale or possession of any false coin or use thereof in parking meter or other lawful device.	
Received, referred.....	852
Substituted for S. F.....	359, 920
Deferred	921
Amendment adopted.....	931
Passed; ayes 43, nays none.....	931
Signed by President.....	967, 1107
Partly expunged.....	1032
Motion to reconsider.....	1033
Passed; ayes 44, nays none.....	1033

420 By Bryson. Relating to providing refunds where taxpayers have remitted more than fifty percent of tax due and payable in the year 1946.	
Received, passed on file.....	547
Referred	587
Amendment filed.....	599
Recommended amendment passage	685
Sifting recommends calendar.....	1023
Report adopted.....	1098
Amendment adopted.....	1098
Passed; ayes 36, nays none.....	1098
Signed by President.....	1124

422 By Hedin and Schwengel. Relating to voting of bond issues by school districts, requiring sixty per cent majority, clarifying Code.	
Received, referred to sifting.....	1145

424 By Langland. Relating to taxes for garbage disposal and street cleaning.	
Received, referred to sifting.....	876

425 By Langland. Relating to taxes for comfort stations.	
Received, referred.....	876
Sifting recommends calendar.....	1270
Passed; ayes 38, nays 1.....	1374
Signed by President.....	1419

427 By Hedin and Schwengel. Relating to handicapped children.	
Received, passed on file.....	757

428 By Hedin and Schwengel. Relating to the appropriation for handicapped children.	
Received, referred to sifting.....	1221

429 By Judiciary 2. Relating to expectant estates.	
Received, passed on file.....	757
Sifting recommends calendar.....	910
Passed; ayes 35, nays 10.....	1146
Signed by President.....	1184

431 By Judiciary 2. Relating to licensing, regulation of private detectives and agencies.	
Received, referred	797
Sifting recommends calendar.....	839
Deferred	922, 1034
Amendments adopted.....	962, 1042
Failed to pass; ayes 23, nays 20.....	962
Motion filed to reconsider.....	967
Amendments filed.....	1026
Motion to reconsider.....	1034

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Reconsidered	1042	Received, referred.....	948
Amendment withdrawn.....	1042	Sifting recommends calendar.....	1023
Passed; ayes 39, nays 2.....	1042	Passed; ayes 37, nays none.....	1092
Signed by President.....	1107	Signed by President.....	1184, 1331
432 By Motor Vehicles and Transportation. Relating to carrying display of flares on trucks carrying inflammable liquids and gases and all other trucks.		Amendment filed.....	1240
Received, referred.....	853	Recalled from House.....	1244
Sifting recommends calendar.....	1270	Partly expunged.....	1246
Passed; ayes 38, nays none.....	1438	Reconsidered	1246
Signed by President.....	1481	Amendment adopted.....	1247
433 By Donohue. Relating to township cemetery funds, deliv- ery of official deeds for cemetery lots.		Passed; ayes 40, nays none.....	1247
Received, referred to sifting...	948	Messaged to House.....	1248
438 By Nelson of Woodbury. Relating to drainage districts in connection with United States levees.		Concurred	1291
Received, referred to sifting...	1171	Passed; ayes 40, nays none.....	1291
441 By Lynes. Relating to in- crease in compensation of appraisers of levee and drainage districts.		468 By Smith of Madison, Hick- lin, Fimmen, Beardsley and Ainsworth. Relating to pe- troleum products and to en- act a substitute therefor.	
Received, passed on file.....	758	Received, referred.....	877
442 By Judiciary 2. Relating to confiscation and disposi- tion of firearms of persons convicted of certain felonies.		Sifting recommends calendar.....	910
Received, referred to sifting...	877	Passed; ayes 39, nays none.....	1091
450 By Krall. Relating to the establishment of detention homes and schools.		Signed by President.....	1184
Received, referred.....	1145	470 By Roads and Highways. Relating to acceptance of bridges by State Highway Commission.	
Sifting recommends calendar.....	1317	Received, passed on file.....	758
Amendment adopted.....	1445	Sifting recommends calendar.....	863
Passed; ayes 37, nays none.....	1445	Passed; ayes 41, nays none.....	981
Signed by President.....	1481	Signed by President.....	1024
458 By Sloane and Burkman. Relating to motor vehicle fuel license fee and distribu- tion thereof to towns.		480 By Drainage. Relating to construction and mainte- nance of flood and erosion control projects to levy a tax for maintenance therefor.	
Received, referred	853	Received, referred.....	853
Sifting recommends calendar.....	910	Sifting recommends calendar.....	1233
Passed; ayes 38, nays none.....	1094	Passed; ayes 44, nays none.....	1434
Signed by President.....	1184	Signed by President.....	1478
461 By Walter of Pottawat- tami and Nielsen. Relating to increase in compensation of board of waterworks trust- tees.		482 By Fish and Game. Re- lating to increase in hunting license fees, giving added revenue to trust fund to aid programs.	
Received, referred to sifting...	1009	Received, referred to conserva- tion	708
465 By Public Health. Relat- ing to licensing and inspec- tion and regulation of hospi- tals, creating a hospital licensing board.		Amendments filed.....	718
Received, referred	797	Sifting recommends calendar.....	778
Sifting recommends calendar.....	967	Amendments adopted.....	791
Amendments filed.....	970, 1064, 1129	Passed; ayes 45, nays none.....	791
Amendments adopted.....	1149, 1150	Messaged to House.....	792
Passed; ayes 35, nays none.....	1150	Signed by President.....	807
Signed by President.....	1316	483 By Appropriations. Relat- ing to appropriations from general and institutional in- dustries funds to board of control for support of insti- tutions thereunder.	
466 By Smith of Clayton, Good, Nelson and Lynes. Relating to control and eradication of Bang's disease.		Received, referred.....	662
		Recommended amendment, pas- sage	1270-1273
		Sifting recommends calendar.....	1317
		Report adopted.....	1354
		Amendments adopted.....	1357
		Passed; ayes 47, nays none.....	1357
		Signed by President.....	1478
		484 By Appropriations. Relat- ing to appropriation from general fund to operate gen- eral office of board of con- trol and expenses of labor, supplies of board of control commission and additional personnel thereof.	

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Received, referred.....	662
Recommended amendment, pas- sage.....	968
Sifting recommends calendar.....	967
Report adopted.....	1087
Deferred.....	1087
Amendment adopted.....	1163
Passed; ayes 44, nays none.....	1163
Signed by President.....	1316

485 By Appropriations. Relat-
ing to an appropriation for
board of control to take care
of state's share on roads
leading to institutions there-
under.

Received, referred.....	694
Recommended passage.....	832
Sifting recommends calendar.....	839
Report adopted.....	841
Passed; ayes 47, nays none.....	842
Signed by President.....	967

486 By Motor Vehicles and
Transportation. Relating to
lights on motor vehicles; de-
fining certain motor vehicle
words and phrases.

Received, referred to sifting..1144

488 By Aeronautics. Authoriz-
ing political subdivisions of
state to acquire property for
airport or air navigation fa-
cility purpose, subject to
certain conditions.

Received, referred.....	877
Amendment filed.....	898
Substituted for S. F. 452.....	919
Amendment adopted.....	920
Passed; ayes 44, nays none.....	920
Signed by President.....	967
Requested return.....	1468
Partly expunged.....	1468

489 By Schools and Textbooks.
Relating to schools and
transportation of public
school pupils.

Received, referred to sifting... 927

491 By Cities and Towns. Relat-
ing to empowering cities
and towns to make special
tax levies for sewer pur-
poses during 1947, 1948.

Received, referred..... 853
Amendments filed.....1206, 1207

492 By Judiciary 2. Legaliz-
ing issuance of school build-
ing bonds by independent
school district of Bettendorf.

Received, passed on file.....	758
Sifting recommends calendar.....	967
Proof of publication certified.....	973
Amendment adopted.....	974
Passed; ayes 40, nays none.....	974
Signed by President.....	1024

494 By Appropriations. Relat-
ing to appropriation from
general fund of Iowa for
next biennium, for mainte-
nance, upkeep of state cap-
itol building and grounds.

Received, referred.....	797
Sifting recommends calendar.....	798
Referred.....	798

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Recommended passage.....	1063
Report adopted.....	1099
Passed; ayes 37, nays none.....	1100
Signed by President.....	1184

495 By Public Health. Relat-
ing to county hospitals' car-
ing for indigent persons
having legal settlement out-
side county; providing for
collection of costs therefor.

Received, referred.....	877
Sifting recommends calendar.....	1023
Passed; ayes 42, nays none.....	1299
Signed by President.....	1331

496 By Public Lands and Build-
ings. Relating to sale of
unused and unnecessary
cemeteries.

Received, referred to sifting... 948

497 By Old Age Assistance. Re-
lating to increase in maxi-
mum payments to blind per-
sons and dependent chil-
dren; permitting increased
allowance for funeral ex-
penses thereof.

Received, referred.....	909
Sifting recommends calendar.....	1270
Passed; ayes 41, nays 1.....	1325
Signed by President.....	1375

499 By Tax Revision. Relat-
ing to assessment of prop-
erty and collection of taxes
in any city collecting its
own taxes, having population
of more than sixty thousand.

Received, referred.....	948
Sifting recommends calendar.....	1023
Passed; ayes 38, nays none.....	1092
Signed by President.....	1184

500 By Appropriations. Relat-
ing to increased appropria-
tion to agricultural land
credit fund.

Received, referred..... 901

502 By Appropriations. Relat-
ing to crediting to state
general fund of receipts from
use tax, sales, corporation
and income tax, liquor con-
trol receipts and other
sources of revenue.

Received, referred..... 853
Sifting recommends calendar.....

..... 910, 1023
Referred..... 910

Recommended amendment, pas-
sage..... 999

Report adopted.....1039
Amendment adopted.....1039

Passed; ayes 46, nays none.....1039
Insists.....1077

Conference appointed.....1079
Conference report adopted.....1211

Receded.....1212
Passed; ayes 46, nays none.....1212

Signed by President.....1316

503 By Judiciary 2. Legaliz-
ing proceedings of board of
supervisors of Worth county
for payment of claim arising
from damage to fire truck.

Received, referred..... 909

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Sifting recommends calendar..	1063
Proof of publication certified..	1067
Passed; ayes 47, nays none..	1074
Signed by President.....	1124
504 By Judiciary 1. Relating to authorizing the court to tax attorney's fee as part of costs in favor of successful party in action arising out of damages caused by motor vehicle.	
Received, referred to sifting...	917
505 By Judiciary 2. Relating to an increase in daily expense allowances for judges of district court.	
Received, referred to sifting...	927
506 By Judiciary 2. Relating to penalty for contributing to delinquency of a minor.	
Received, referred to sifting...	1081
507 By Judiciary 2. Relating to willful neglect on part of parent in care and supervision of child; making punishable by fine of \$100 or imprisonment thirty days.	
Received, referred to sifting...	1031
508 By Judiciary 2. Relating to granting jurisdiction to juvenile courts in prosecutions arising from neglect of a child.	
Received, referred to sifting...	1031
509 By Judiciary 2. Providing power in juvenile court to recall a juvenile committed under mandatory provisions of Code and to deal with further.	
Received, referred to sifting...	1031
510 By Judiciary 2. Relating to release or discharge of a child from certain commitments by juvenile court, if more conducive to welfare of child and not inimical to public interest.	
Received, referred to sifting...	1031
511 By Appropriations. Relating to an appropriation to board of education for salaries, support, maintenance, repairs of institutions under said board.	
Received, referred	843
Sifting recommends calendar..	863
Referred	864
Recommended amendment, passage	1024
Report adopted.....	1172
Amendment adopted.....	1172
Passed; ayes 45, nays none.....	1173
Signed by President.....	1316
512 By Judiciary 2. Relating to enabling Waterloo to increase salaries of all non-elective city employees ten dollars per month, by transferring money from one fund to others.	

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Received, referred.....	917
Sifting recommends calendar...	968
Passed; ayes 45, nays none.....	1011
Signed by President.....	1024, 1184
Partly expunged.....	1142
Motion prevailed to reconsider.	1143
Passed; ayes 41, nays none.....	1143
515 By Judiciary 2. Relating to legalizing proceedings of Cedar Rapids in expenditures made for improvements at site of temporary homes of World War veterans.	
Received, referred.....	948
Sifting recommends calendar...	967
Proof of publication certified...	973
Amendment adopted.....	978
Passed; ayes 41, nays none.....	978
Signed by President.....	1024
516 By Appropriations. Appropriating to state comptroller from motor vehicle fuel tax fund.	
Received, referred.....	927
Substituted for S. F. 467.....	1085
Passed; ayes 39, nays none.....	1085
Signed by President.....	1184
517 By Appropriations. Authorizing expenditures by highway commission, from primary road funds, for biennium ending June 30, 1949.	
Received, referred.....	909
Sifting recommends calendar...	967
Referred	968
Recommended passage.....	988
Report adopted.....	1174
Passed; ayes 44, nays none.....	1174
Signed by President.....	1234
518 By Appropriations. Appropriating funds from primary road fund to industrial commissioner for payment of workmen's compensation claims of highway commission employees.	
Received, referred.....	927
Referred	1023
Sifting recommends calendar...	1023
Recommended passage.....	1331
Report adopted.....	1357
Passed; ayes 47, nays none.....	1357
Signed by President.....	1419
519 By Appropriations. Relating to accident liability and law of road; to amend H. F. 96, Acts of 52nd General Assembly.	
Received, referred.....	927
Sifting recommends calendar...	1233
Passed; ayes 43, nays none.....	1411
Signed by President.....	1478
520 By Compensation of Public Officers and Employees. Relating to salaries of members of Liquor Control Commission.	
Received, referred to sifting...	1031
521 By Appropriations. Relating to appropriations from general fund to various state departments, divisions, for	

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biennium ending June 30, 1949.		Passed; ayes 46, nays 2.....	1357
Received, referred.....	997	Signed by President.....	1419
Referred.....	1023		
Amendments filed.....		527 By Insurance. Relating to	
1026, 1064, 1129, 1207, 1241,		increase in compensation of	
1242, 1276-1280, 1307, 1308, 1332		insurance examiners and as-	
Sifting recommends calendar.....	1023	stant examiners.	
Recommended amendment, pas-		Received, referred to.....	1144
sage.....	1185-1204	Substituted for S. F. 477.....	1267
Report adopted.....	1343	Passed; ayes 28, nays 1.....	1267
Amendments withdrawn.....	1344, 1345	Signed by President.....	1331
Amendments adopted.....	1344-1349, 1352		
Partly expunged.....	1351	529 By Ways and Means. Re-	
Passed; ayes 46, nays none.....	1352	lating to tax on beer manu-	
Insists.....	1444	factured or sold at wholesale	
Conference appointed.....	1444	or imported into state for	
Conference report adopted.....	1454	sale at wholesale; allocating	
Passed; ayes 39, nays none.....	1455	revenue therefrom to gen-	
Signed by President.....	1481	eral fund.	
		Received, referred.....	1441
522 By Judiciary 2. Legaliz-		Sifting recommends calendar.....	1445
ing proceedings relating to		Rules suspended.....	1452
valuations of real estate in		Passed; ayes 36, nays none.....	1452
Council Bluffs, employment		Signed by President.....	1481
of appraiser; authorizing ex-			
penditures therefor.		530 By Roads and Highways.	
Received, referred to sifting....	1159	Relating to optional mainte-	
		nance levies for repair of	
523 By Compensation of Pub-		secondary roads.	
lic Officers and Employees.		Received, referred to sifting....	1289
Relating to compensation of			
social welfare board mem-		532 By Conservation of Re-	
bers.		sources. Relating to hydro-	
Received, referred to sifting....	1032	electric generating plants;	
		requiring a certificate of con-	
524 By Appropriations. Relat-		venience and necessity for	
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IOWA SOLDIERS' ORPHANS' HOME—

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- Auditor of state, relating to compensation of, state, assistant state examiners from office of. 24, Clem, et al.
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- National monument, gift of lands to U. S. government therefor. 238, Jacobson, Sharp.
- Inland waters, prohibiting use of electrical public address systems, adjacent to. 232, Dykhouse.
- Inland waters, to prohibit use of motor boats thereon, by intoxicated persons. 233, Dykhouse.
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- Iowa Department of State Institutions, relating to creation of; authorizing appointment of state administrator therefor; prescribing qualifications, regulations. 316, Faul, Keir.
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- Local fairs, state aid to; definition of society for purpose of qualifying therefor. 339, Faul.
- State department of health, powers, duties of, in relation to pollution of lakes, streams, other waters; define pollution. 350, Bekman.
- Insurance, additional kinds, which may be written in Iowa, classification thereof. 370, insurance.
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- Airport, air navigation facility purposes, to authorize state political subdivisions to acquire property, therefor. 452, aeronautics.
- Lands and waters, harmless flight over, relating to. 451, aeronautics.
- Lands, waters, to make surveys, inspection of for location, expansion of airports, municipalities. 455, aeronautics.
- Aircraft, relating to flight over lands, waters of state; prohibiting operation thereof while under influence of intoxicating liquors, habit-forming drugs. 457, aeronautics.
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- Certain state employees, relating to compensation of, during fiscal period ending June 30, 1949. 484, appropriations.
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- Certain companies, persons, to make appropriations thereto, for claims against state of Iowa. 488, claims.
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State of Iowa

January 1947

52nd
GENERAL ASSEMBLY
in
Extraordinary Session

SENATE

December 16, 17, 18, 19, 1947

ROBERT D. BLUE, Governor

KENNETH A. EVANS, President of the Senate

GUSTAV T. KUESTER, Speaker of the House

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FIFTY-SECOND GENERAL ASSEMBLY

in

Extraordinary Session

OFFICERS OF THE SENATE

LIEUT. GOV. KENNETH A. EVANS, President.....	Emerson
RICHARD V. LEO, President Pro Tempore.....	Dysart
W. J. SCARBOROUGH, Secretary.....	Des Moines
EDNA GILLESPIE, General Clerk.....	Des Moines
SCOTT PHELPS, Reading Clerk.....	Sioux City
IRENE JACOBS, Secretary's Stenographer.....	Des Moines
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NORMA MATHIS, Special Clerk.....	Des Moines
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LEONA STORY, Special Clerk.....	Des Moines
FRANK SACCO, Supply Clerk.....	Des Moines
FRANK BUCK, Sergeant-at-Arms.....	Ames
CHARLES DICKSON, Chief Doorkeeper.....	Des Moines
MARY PETERSON, Postmistress.....	Des Moines
ROBERT SHAW, File Clerk.....	Sigourney

JOURNAL OF THE SENATE

SENATE CHAMBER

DES MOINES, IOWA, DECEMBER 16, 1947

Pursuant to the proclamation of the Governor, the Honorable Robert D. Blue, the Fifty-second General Assembly of Iowa convened in Extraordinary Session at 10:00 a.m. The Senate was called to order by Lieutenant Governor Kenneth A. Evans, President of the Senate.

COMMUNICATION FROM THE GOVERNOR

The following communication was received from the Governor:

December 16, 1947

MR. W. J. SCARBOROUGH
Secretary of the Senate,
State House,
Des Moines, Iowa

DEAR MR. Scarborough:

Enclosed is my proclamation issued the 26th of November, 1947, calling into Extraordinary Session the Fifty-second General Assembly, to convene at 10:00 a.m., on the 16th day of December, 1947.

Very truly yours,

ROBERT D. BLUE, *Governor.*

PROCLAMATION

During the last few months the trend of the post-war inflation in the State and the Nation has been increasing. The increased cost of living resulting from this inflationary trend has been a burden upon all citizens, but is especially a burden upon those who are within the small wage group. Their income has not risen as rapidly as that of persons engaged in business or in agricultural or industrial pursuits. This small wage group finds itself squeezed between the continuing high rates of Federal taxation, and the growing inflation in the cost of living.

The present balances in the hands of the State Treasurer, the steadily increasing income to the State from its various tax sources, and the general economic outlook, indicate clearly that all appropriations for this biennium can be met without the full collection of the present State income tax.

As a result of this condition there has arisen throughout the State a request from a large portion of the citizenry that a special session of the legislature be convened for the purpose of affording relief to the citizens from this tax burden.

In view of this situation and demand, an extraordinary occasion has arisen. Therefore, I feel that it is my duty to convene a special session of the legislature, and thus afford the representatives of the people an opportunity to consider and act upon this question.

Now, Therefore, I, ROBERT D. BLUE, Governor of the State of Iowa, do hereby proclaim that the 52nd General Assembly shall convene in Extraordinary Session at the State House in the City of Des Moines, Iowa, at 10:00 o'clock a.m. on the 16th day of December, 1947, and to that end, I do call upon and direct the members of the House of Representatives and the members of the Senate of the 52nd General Assembly to convene in their respective chambers in the State House at Des Moines, Iowa, at 10:00 o'clock a.m. on the 16th day of December, 1947, for the purpose of receiving from the Governor his message relating to the purpose for which such special session of the legislature is convened, and to transact such legislative business in keeping therewith as may properly come before the Houses of the 52nd General Assembly convened in special session.

In Witness Whereof, I have hereunto set my hand and caused to be affixed hereto the Great Seal of the State of Iowa, at the State House, in Des Moines, Iowa, the 26th day of November, A. D. 1947.

ROBERT D. BLUE, Governor.

(Seal)

Prayer was offered by Rev. Carl W. Hempstead, retired minister, Stuart, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Findlay for the day on request of Senator Ai Miller; Senator Lucas for the day on request of Senator Dewel.

TEMPORARY OFFICERS

Senator Henningsen moved that the following be elected as temporary officers of the Senate:

W. J. Scarborough of Polk county, Secretary.

Edna Gillespie of Polk county, General Clerk.

Frank E. Buck of Story county, Sergeant-at-arms.

The motion prevailed and the foregoing temporary officers appeared before the bar of the Senate and were duly sworn.

PRELIMINARY PROCEDURE

Senator Leo moved that no bills, resolutions, petitions, motions or any other such documents or papers except those relating to the organization of the Senate and Joint Convention of the Fifty-second General Assembly of Iowa in Extraordinary Session be

received from or filed by any member or members of the Senate prior to the adoption of the rules of the Senate of the Fifty-second General Assembly of Iowa in Extraordinary Session.

Senator Jacobson offered the following amendment to the motion and moved its adoption:

Amend the motion by inserting "excepting a motion to adjourn *sine die*."

The amendment to the motion was lost.

The motion prevailed.

COMMITTEE ON CREDENTIALS

Senator Benson moved that a committee of five be appointed as a committee on credentials.

The motion prevailed and the President appointed as such committee Senators Benson, Doud, Linnevold, Augustine and Miller, Ai.

REPORT OF THE COMMITTEE ON CREDENTIALS

Senator Benson, from the committee on credentials submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee on credentials finds the following named duly elected Senators, as shown by the files and certified by the Secretary of State, entitled to seats in the Senate of the Fifty-second General Assembly in Extraordinary Session:

First District—Stanley L. Hart.

Second District—Alden L. Doud.

Third District—J. R. Barkley.

Fourth District—J. A. Newsome.

Fifth District—R. B. Hawkins.

Sixth District—Kathlyn M. Kirketeg.

Seventh District—Earl C. Fishbaugh, Jr.

Eighth District—O. N. Hultman.

Ninth District—W. N. Skourup.

Tenth District—Harlan C. Foster.

Eleventh District—Floyd Jones.

Twelfth District—Luke Vittetoe.

Thirteenth District—E. K. Bekman.

Fourteenth District—A. E. Augustine.

Fifteenth District—Tunis H. Klein.

Sixteenth District—J. Lyle Musmaker.

Seventeenth District—Ai Miller.

Eighteenth District—Jay C. Colburn.

Nineteenth District—DeVere Watson.
Twentieth District—Herman B. Lord.
Twenty-first District—Frank D. Martin.
Twenty-second District—O. H. Henningsen.
Twenty-third District—Edwin C. Schluter.
Twenty-fourth District—J. T. Dykhouse.
Twenty-fifth District—Leroy S. Mercer.
Twenty-sixth District—Frank C. Byers.
Twenty-seventh District—C. V. Findlay.
Twenty-eighth District—Robert A. Rockhill.
Twenty-ninth District—Fred Maytag.
Thirtieth District—George Faul.
Thirty-first District—J. G. Lucas.
Thirty-second District—A. D. Clem.
Thirty-third District—Irving D. Long.
Thirty-fourth District—E. C. Myrland.
Thirty-fifth District—Robert C. Reilly.
Thirty-sixth District—F. E. Sharp.
Thirty-seventh District—R. R. Bateson.
Thirty-eighth District—John P. Berg.
Thirty-ninth District—J. Kendall Lynes.
Fortieth District—Arthur H. Jacobson.
Forty-first District—Leo Elthon.
Forty-second District—William Linnevold.
Forty-third District—Herman M. Knudson.
Forty-fourth District—Ralph W. Zastrow.
Forty-fifth District—Richard V. Leo.
Forty-sixth District—Fred J. Ritchie.
Forty-seventh District—Robert Keir.
Forty-eighth District—Ralph E. Benson.
Forty-ninth District—Duane E. Dewel.
Fiftieth District—J. F. Miller.

RALPH E. BENSON.
ALDEN L. DOUD.
WILLIAM LINNEVOLD.
A. E. AUGUSTINE.
AI MILLER.

Committee on Credentials.

The motion prevailed and the report was adopted.

Roll call showed all members present except Senators Findlay and Lucas who were granted leaves of absence for the day.

ASSIGNMENT OF SEATS

Senator Klein moved that the senators be granted the privilege of retaining the seats occupied by them during the Fifty-second General Assembly, which motion prevailed.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Newsome moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communications that he might be ready to transmit.

The motion prevailed and the President appointed as such committee Senators Newsome, Vittetoe and Mercer.

COMMITTEE TO NOTIFY THE HOUSE

Senator Colburn moved that a committee of three be appointed to notify the House that the Senate was organized and ready for business.

The motion prevailed and the President appointed as such committee Senators Colburn, Fishbaugh and Ritchie.

ASSIGNMENT OF SEATS IN PRESS GALLERY

Senator Dewel moved that the Secretary be authorized to assign seats to representatives of the press.

The motion prevailed and the secretary assigned the following seats:

51. C. C. Clifton, Des Moines Register.
52. Cliff Millen, Des Moines Tribune.
53. Kenneth Hopping, Associated Press.
54. Virginia Simpson, United Press.
55. Otto Weber, International News Service.
56. Don Reid, Iowa Press Association.
57. John Henderson, Iowa Daily Press Association.
58. Robert Klauer, Republican News.
59. Frank G. Moorhead, Democratic News.
60. Frank Nye, Cedar Rapids Gazette.
61. John R. Irwin, KSO Radio Station.
62. George Bradbury, Old Age Pension Advocate.
63. Wallace M. Short, Iowa Unionist.
64. Russ Van Dyke, KRNT Radio Station.
65. Frank Miles, Iowa Voice of V.F.W., Des Moines.
66. Soren H. Munkhof, WOW Radio Station, Omaha, Nebr.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communications the Senate might wish to transmit.

ELECTION OF PERMANENT OFFICERS

Senator Henningsen asked and received unanimous consent to take up the election of permanent officers and employees of the Senate, and placed in nomination the following persons and moved their election:

Secretary—W. J. Scarborough, Polk county.

General Clerk—Edna Gillespie, Polk county.

Reading Clerk—Scott Phelps, Woodbury county.

Secretary's Stenographer—Irene Jacobs, Polk county.

Secretary's Clerk—Marie Martin, Polk county.

Special Clerks—Norma Mathis, Polk county; Maretta Blanchard, Polk county; Marie Spencer, Polk county; Eleanor Lundberg, Polk county; Leona Story, Polk county.

Supply Clerk—Frank Sacco, Polk county.

Sergeant-at-Arms—Frank Buck, Story county.

Chief Doorkeeper—Charles Dickson, Polk county.

Doorkeepers—Henry Dooley, Polk county; Rev. E. J. Laird, Polk county; Emil Schnabel, Polk county; Victor E. Lindquist, Lucas county; W. R. Williams, Polk county; Frank Goodale, Story county; O. H. Raleigh, Emmet county; Cyrus Loudon, Polk county; Carl W. Hempstead, Adair county; Jim Hamilton, Keokuk county; Ira Gripp, Union county.

File Clerk—Bob Shaw, Keokuk county.

Cloak Room Attendants—R. D. Claybrook, Polk county; Robert Brown, Polk county; Katherine Shelton, Polk county; Ella Dillion, Polk county.

Porter—Wm. Hubbard, Polk county.

Postmistress—Mary Peterson, Polk county.

Telephone Messenger—Mrs. Gilbert Randel, Polk county.

The motion prevailed and the foregoing officers were declared elected and appeared before the bar of the Senate and were duly sworn and subscribed to their respective oaths of office.

REPORT OF COMMITTEE ON CLERKS

Senator Faul submitted 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:

General Committee Clerks—Jane Brewbaker, Polk county; Sue Reed, Polk county; Betty McDaniel, Polk county; Mary Anne Lampman, Polk county; Angela Collins, Webster county; Mary Ann Lyden, Page county; Margaret Howell, Appanoose county.

The motion prevailed and the foregoing committee clerks were

declared elected and appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

APPOINTMENT OF PAGES

President Evans announced the appointment of the following as pages of the Senate:

Tommy Faul, Polk county.

Jimmy Scarborough, Polk county.

Jack Wilde, Polk county.

Bill Stone, Polk county.

David Abram, Polk county.

Donald Abram, Polk county.

Don Brater, Polk county.

Vernon Jayne, Polk county.

The foregoing pages appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

SENATE CONCURRENT RESOLUTION 1.

Senator Elthon asked and received unanimous consent to take up the following concurrent resolution and moved its adoption:

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-second General Assembly in Extraordinary Session be held on December 16, 1947, at 1:30 o'clock p.m.

Bt It Further Resolved: That Governor Robert D. Blue be invited to read his message at this joint meeting of the two houses of the Fifty-second General Assembly in Extraordinary Session, convened by him by proclamation, and that the Speaker of the House and the President of the Senate be designated to deliver the invitation to him.

The motion prevailed and the resolution was adopted.

COMMITTEE ON RULES

Senator Leo moved that a committee of five be appointed as a committee on rules for the Fifty-second General Assembly in Extraordinary Session, which motion prevailed and the President appointed as such committee Senators Leo, Byers, Hart, Long and Zastrow.

COMMITTEE ON ENROLLED BILLS

Senator Reilly moved that a committee of three be appointed as a committee on enrolled bills for the Fifty-second General Assembly in Extraordinary Session, which motion prevailed and

the President appointed as such committee Senators Reilly, Skourup and Hawkins.

COMMITTEE ON MILEAGE

Senator Barkley moved that a committee of three be appointed to determine the mileage for the Lieutenant Governor and the members of the Senate of the Fifty-second General Assembly in Extraordinary Session, which motion prevailed and the President appointed as such committee Senators Barkley, Myrland and Rockhill.

REPORT OF THE COMMITTEE ON MILEAGE

MR. PRESIDENT: Your committee appointed to determine the mileage for the Lieutenant Governor and the members of the Senate of the Fifty-second General Assembly in Extraordinary Session, submits the following report:

Name	Miles	Amount
Lieutenant Governor Kenneth A. Evans.....	139	\$18.90
Augustine, A. E.....	60	6.00
Barkley, J. R.....	104	10.40
Bateson, R. R.....	75	7.50
Bekman, E. K.....	91	9.10
Benson, Ralph E.....	70	7.00
Berg, John P.....	104	10.40
Byers, Frank C.....	118	11.80
Clem, A. D.....	199	19.90
Colburn, Jay C.....	100	10.00
Dewel, Duane E.....	135	13.50
Doud, Alden	117	11.70
Dykhouse, J. T.....	259	25.90
Elthon, Leo.....	135	13.50
Faul, George.....	No claim for mileage	
Findlay, C. V.....	92	9.20
Fishbaugh, Jr., Earl C.....	145	14.50
Foster, Harlan C.....	135	13.50
Hart, Stanley L.....	186	18.60
Hawkins, R. B.....	65	6.50
Henningesen, O. H.....	225	22.50
Hultman, O. N.....	132	13.20
Jacobson, Arthur H.....	209	20.90
Jones, Floyd.....	45	4.50
Keir, Robert.....	190	19.00
Kirketeg, Kathlyn M.....	125	12.50
Klein, Tunis H.....	45	4.50
Knudson, Herman M.....	125	12.50
Leo, Richard V.....	98	9.80

Name	Miles.	Amount
Linnevold, William.....	200	20.00
Long, Irving D.....	163	16.30
Lord, Herman B.....	165	16.50
Lucas, J. G.....	25	2.50
Lynes, J. Kendall.....	142	14.20
Martin, Frank D.....	182	18.20
Maytag, Fred.....	35	3.50
Mercer, Leroy S.....	120	12.00
Miller, Ai.....	90	9.00
Miller, J. F.....	110	11.00
Musmaker, J. Lyle.....	60	6.00
Myrland, E. C.....	165	16.50
Newsome, J. A.....	60	6.00
Reilly, Robert C.....	225	22.50
Ritchie, Fred J.....	192	19.20
Rockhill, Robert A.....	50	5.00
Schluter, Edwin C.....	155	15.50
Sharp, F. E.....	190	19.00
Skourup, W. N.....	180	18.00
Vittetoe, Luke.....	85	8.50
Watson, DeVere.....	140	14.00
Zastrow, Ralph W.....	145	14.50

J. R. BARKLEY, *Chairman*

E. C. MYRLAND

ROBERT A. ROCKHILL

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator Newsome reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty and that the Governor had received the message and reported that he would be glad to receive any communications.

The report was accepted and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator Colburn reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 1, providing for a joint convention of the two Houses of the Extraordinary Session of the Fifty-second General Assembly to be held December 16, 1947 at 1:30 o'clock p.m. for the purpose of receiving the Governor's message.

Also:

That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 1, fixing compensation of chaplains, officers and employees.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 1

Whereas, Section two point nineteen (2.19), Code 1946, provides that the compensation of the chaplains, officers and employees of the General Assembly shall be fixed by joint action of the House and Senate by resolution at the opening of the session; and

Whereas, Said compensation was so fixed at the opening of the Fifty-second General Assembly;

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the compensation of the said chaplains, officers and employees of the Extraordinary Session of the Fifty-second General Assembly shall be the same as that fixed for the regular session of the Fifty-second General Assembly.

Be It Further Resolved: That the same compensation shall be paid to such officers and employees as were engaged in the preliminary work of the extraordinary session.

Senator Henningsen asked and received unanimous consent to take up House Concurrent Resolution 1 and moved its adoption, which motion prevailed and the resolution was adopted.

APPOINTMENT OF MEMORIAL COMMITTEE

Senator Doud announced to the Senate the sudden and untimely death of Max Lucas, son of Senator Lucas. Mr. Lucas died at his home on Monday, December 15th, and funeral services will be held at the Christian church in Madrid at 2:00 p.m. Wednesday, December 17, 1947.

Senator Doud moved that the President appoint a committee to attend the funeral services.

The motion prevailed and President Evans appointed as such committee Senators Doud, Elthon, Dewel, Knudson and Colburn.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

The Senate reconvened at 12:10 p.m. President pro tempore Richard V. Leo in the chair.

On motion of Senator Elthon, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House under the direction of the Sergeant-at-arms.

The President was escorted to the Speaker's station; the Secretary to the Chief Clerk's desk; and the members of the Senate took seats in the chamber.

JOINT CONVENTION

In accordance with concurrent resolution duly adopted, the joint convention was called to order, President Evans presiding.

Senator Elthon of Worth moved that roll call be dispensed with.

Motion prevailed.

Senator Clem moved that a committee of two, consisting of one member from the Senate and one member from the House, be appointed to notify the Governor that the joint convention was ready to receive him.

Motion prevailed.

The President appointed Senator Clem of Woodbury on the part of the Senate and Representative Ainsworth of Dickinson on the part of the House.

The committee waited upon the Governor and escorted him to the Speaker's station.

President Evans then presented Governor Robert D. Blue, who delivered the following message:

MR. PRESIDENT, MR. SPEAKER, AND MEMBERS OF THE 52ND GENERAL ASSEMBLY—LADIES AND GENTLEMEN:

You are met in special session. You have been called to meet for the purpose of considering the reduction of the current personal income tax burden. Numerous polls of sentiment of the citizens of the state clearly indicate that a majority of the citizenry favor such a reduction. Petitions, letters, and resolutions received by me from many sources indicate the desire of a majority of the people you here represent for a special session devoted to the revision of the present income tax law.

Many of you, by letter, by petition, and by personal visits have conveyed to me your desire that such session be called. Ours is a representative form of government. With what I believed to be clear evidence of the desire of a majority of our citizens, I felt it to be my duty bound to call a special session of the legislature, and thus afford an opportunity to the people's representatives to consider the problem.

Public finance is a matter in which few people are interested, and which few people understand. To some extent it is the old story of everybody's business is nobody's business. During the last fifteen years substantial changes have been made in the financial structure of governmental units. Most people have been aware of some of the benefits which have been received. Too few have been aware of the problems which have been created.

During the depression of the '30's, grants were made by the federal government to the states and to local units of government. The states, likewise made grants to aid local government. To match these grants has taxed the resources of many states and local communities. The federal government has been operating on an unbalanced budget. That is, it has been spending more than it has collected in tax revenue.

Part of what it has spent, part of what it has sent back to the states and local governments has been obtained by borrowing money from the banks and from the thrifty citizens of your communities. This process of borrowing from banks and citizens and spending more than the federal government took in, is inflationary. This process of borrowing, along with the war, unsound economic policies and a shortage of goods, has produced high prices. Since the war there has been little real effort to check inflation. Just as this inflation has increased the cost of living for the individual family, so it has increased the cost of state and local government. It has likewise had the effect of increasing the revenue received from nearly all taxes.

At the time you were in session last January, government experts were predicting a recession in business. It is now clear that such a prediction was an error. No one foresaw \$2.50 corn or \$38.00 cattle. It now appears that our revenues will be increased from 18 to 20 million dollars more than any sound estimate of a year ago.

Under the state laws formerly in effect, a substantial part of funds

was set apart in special trusts for particular purposes and could not be used for any other purpose.

This system made it difficult to get a clear or an understandable picture of state finances. You wisely changed that condition by enacting legislation placing all state monies in the general fund and making appropriations from that fund.

The financial statement of the Treasurer and Comptroller of September 30 this year is the first statement made since this change in the law. It clearly demonstrates the value of the change. You are now in a better position to consider the income tax problem.

In order to be of assistance to you, I have asked the Treasurer, the Comptroller, and the Tax Commission to prepare financial tables and summaries setting forth the obligations of the state based upon the appropriations made by the 52nd and previous General Assemblies, and the estimated receipts for the biennium. This report discloses that the total appropriations of the 52nd General Assembly for this biennium amounted to \$157,714,160.68.

A conservative estimate of the receipts for the same period of time, which includes the income tax figured at the 50 per cent rate, is \$160,520,000.00. These estimated receipts added to the gross expendable balance at the beginning of the biennium, will make a sum sufficient to pay all of the appropriations of the 52nd General Assembly, the capital improvements provided for by the 49th and 51st General Assemblies, and leave an estimated unencumbered balance on July 1, 1949, of \$64,594,548.35.

If the full rate for the income tax should be collected, the unencumbered balance on July 1, 1949, is estimated at \$87,094,548.35.

In order to determine the size of anything, it is necessary to have some standard of measurement. Let us measure the extent of these estimated surpluses in state funds against the taxes collected in 1947 for the operation of the local units of government. The total taxes collectible for the operation of all 99 county governments, is \$38,302,212.11. The total municipal taxes for the operation of every city and town in Iowa is \$18,797,030.96. The total amount of school taxes collectible for the operation of all public grade and high schools is \$66,867,449.42.

The history of Iowa has been one of steady progress. During the last two sessions of the legislature you have adopted much progressive legislation. I think you have done a better job than the public knows, perhaps better than you realize. Substantial revision of our school laws has been accomplished. You have wisely provided for sharing state revenues with cities, counties, and school districts. I think it worthwhile to briefly review some of these new laws.

You have relieved local government from the payment of sales or use tax. You appropriated money to help meet the burden of soldiers exemptions. The new one-cent gas tax was given wholly to cities and counties. You have provided funds for supplementary school aid, general school aid, transportation aid, aid for handicapped children, and a school lunch program. You have given cities and towns a share of the income from the sale of spiritous liquors. You appropriated money for an agricultural land credit.

Today, the total aid which the state is extending annually to local governments amounts to \$66,855,000.00.

The total taxes for schools, cities, and counties in 1947 was \$123,-966,692.49. This record is proof positive of your willingness to extend a helping hand to local government.

But more than that, you extended to these local units of government the indirect aid of retiring from the property tax field as a method of raising revenue for the support of the state. The state ought never again to enter the field of property tax.

We have embarked upon a program of state aid to schools and other units of local government. From this program there should be no retreat.

Upon entering the field of state aid to local governments, however, you discovered certain inefficiencies. The wide variance in the administration of the assessing laws and of assessed valuations led you to pass the county assessor law. Its successful administration will make more money available by causing those who have been underassessed to pay their fair share of the cost of government. You discovered that per pupil costs varied greatly. Some districts were too small, others were trying to support too many schools, in many the per pupil cost was too high. So you passed the school reorganization bill and county board of education bill. On a conservative estimate, five million dollars a year can be saved by the reorganization of Iowa school districts.

Thus you have provided the machinery by which local governments through their own efforts may improve their financial condition. When these new laws have had a chance to become effective, they should lighten the load on local government.

In my judgment, none of these progressive steps should be tied to the income tax or any other tax. Their cost should be met from the general fund. Neither should there be any fear for their continuance.

What is the Iowa philosophy of taxation? What is our basic economic philosophy? Stated briefly and in layman's language, our philosophy is to avoid debt, avoid excessive taxation, avoid waste and extravagance.

By toil and sweat we have learned the value of a dollar. By thrift and hard work we have builded our farms, our homes, and our industrial institutions. By our collective effort, we have builded this great state of which we are so proud, which enjoys the respect of the Nation and of the world. Time and again in our constitution, in our statutory law, and by our actions we have repeated this philosophy. Both in our constitution and our statutory law, we have repeatedly placed limitations upon the legislature and upon the officers of state and local governments respecting levying of taxes and spending public funds.

Our fundamental law with reference to debt is found in Article 7 of respecting levying of taxes and spending public funds. purpose. Our people there express their fear of loose financial policies on the part of the state. It provides among other things: That the state shall never loan its credit or become liable for the debts of any individual or corporation. That the state can incur no debt except by

law submitted to the people at a general election and that such debt must be paid in 20 years.

Within recent years by constitutional amendment we provided that gasoline taxes must be expended only for road purposes. Why did we do this? Because in many states there was an epidemic of diversion of these funds from roads to all manner of purposes.

Throughout this article of the constitution we have expressed our fear of debts and the desire of the people to have a direct voice in fiscal policies is plainly evident.

The legislature in turn has placed numerous limitations on local government. It has limited the amount of indebtedness which they can incur and has provided for the submission of the question of taxes for special improvements to the voters. These statutes are too numerous to permit citation.

By the budget law we have placed limitations on departments of state government as well as local governments. We require that citizens be given notice of proposed expenditures and provide for the right of appeal from the action of local governments.

By action of a recent legislature, permission was denied to local governments to accumulate surpluses during the war period to meet post war needs. Should the state assume for itself the right of accumulating surpluses while at the same time denying the same right to others? Shall we disregard the spirit and intent of our constitution? Shall we adopt a course contrary to the purpose and intent of much of our statutory law? Are men in state government more wise, more immune from pressure, or more free from human frailties than men in local government? We ought to be consistent.

It is a good economic doctrine that in time of plenty we should accumulate a reserve for the time of need. But the place for that reserve is in pockets of the taxpayers and not in the public treasury, where it will be the object of many schemes and pressures. Money in a public treasury is sterile money. It is unproductive. Money in the hands of the public is live, active, productive. Money is the fruit of man's toil and effort. It should belong to him to enjoy. Government should take from him only what it currently needs. It has no right to set itself up as the guardian of the individual. Government has no right to deny any man or woman, boy or girl, any necessity or pleasure of life by taking more of the fruits of their labor than are needed for current expenses. Today the average man, the small wage earner, is being ground between the mill stones of a growing inflation and continued high taxes. His family has need and use for every available dollar to meet this inflation. Government is his servant. Let it heed his petition for relief.

He has been burdened by a growing load of federal taxation. He is taxed to pay the costs of two world wars; taxed by a growing inflation, taxed to feed the hungry of Europe, taxed to provide the industrial machinery to rehabilitate a continent. Surely the State of Iowa does not want to unnecessarily add to his burden.

Every government rests upon an economic foundation. That founda-

ation is composed of the individual wage earners of the nation. The strength of that foundation depends upon the ability, the productiveness and the thrift of its citizenry. Ours is a capitalistic society. The only way that capital is acquired is by producing and saving. A government cannot make real money, it cannot make capital. The government can acquire money in only two ways. It can take a part of men's productivity, part of their wages by taxation. It can borrow money from men who have saved it, or borrow it from the banks where these thrifty citizens have deposited it, and give bonds in return. The greenbacks which it prints and we accept in payment are merely evidence of the goods or services which we have given. Only the productive citizen can create real money or create capital. Only the productive citizen can support his government by the payment of taxes. The only way this nation can meet the challenge of today's world is by expanding our production. The capital which is not currently needed for governmental expenses must be in the hands of our citizens. It must be put to work. It must be productive. This is the best defense and the only real defense which we have to the dangers of inflation at home and the crisis abroad which threaten to deprive us of our liberties. This is the only way that the hungry of the world can be fed, the war torn nations rehabilitated, and the disasters of inflation avoided.

I am convinced that if the question, you are called here to act upon, were submitted to the voters, the decision against piling up idle money in the public treasury would be overwhelming. Because such a course is contrary to the basic philosophy of governmental economics in Iowa.

During the last few years the terms 50 per cent and 100 per cent income tax have crept into the conversation and into the thinking of large numbers of people. I believe this is unfortunate. There is no particular virtue in either a 50 per cent or a 100 per cent income tax rate. Neither is sacred. We do not talk about a 50 per cent property tax, or a 100 per cent property tax. Why? Because the millage rate can be raised or lowered to meet existing conditions. Taxes should be based upon need. Need should be determined by agreeing on what public services are essential, what services are desirable, and what the citizenry is able and willing to pay for these services.

In every tax structure there should be some degree of flexibility which will permit the raising or the lowering of rates of some tax in order to adjust the income to the general economic conditions, without overhauling the tax structure. The dangers of either surpluses or deficits are thereby avoided. When the state was dependent upon a property tax to provide revenues for its support, flexibility was achieved by raising or lowering the millage rates.

I am inclined to feel that a substantial part of the controversy over the income tax has arisen because the rates have been rigid and because there has been no flexibility in any of the other revenues collected by the state except the fluctuation caused by general economic conditions. This lack of flexibility has given rise to two fears, both of which grow out of human experience.

The first is a fear of the accumulation of a large balance in the

state treasury. The second is that there will not be sufficient funds to aid local units of government.

Let us examine this first fear. The greed of individuals or groups of individuals is the basic human trait which has produced a large portion of the world's problems and troubles. Thousands of years of experience has demonstrated the human urge to find ways and means of diverting tax funds to the benefit of individuals or groups of individuals without regard to the welfare of the public as a whole. It has led to legislative log-rolling and pork-barrel appropriations in countless parliamentary bodies. It has led to governmental featherbedding. It has led to wasteful and extravagant public improvements. It has ruined parties and destroyed nations.

The desirability of public improvements or the expansion of governmental services ought to be first determined by the people and their representatives. Then, after this decision has been made funds should be provided. The accumulation of funds by any government without a particular need or purpose in view will inevitably subject it to the pressure of scores of groups for appropriations for pet departments or pet projects, which will benefit a comparatively small portion of the whole population.

Now let us take a look at the second fear. It arises from the tendency of some legislative bodies not to realize and provide for the real needs of government. Sometimes actual needs have not been met. Where the tax rates are too inflexible these needs sometimes cannot be met without the levying of new taxes. Legislative bodies are often hesitant to levy new taxes. Where there is some reasonable degree of flexibility in the tax system, the increased needs of government can often be met by the simple expedient of increasing appropriations without the necessity of overhauling and rewriting the basic tax structure.

The people of Iowa are not unwilling to pay taxes for any necessary or worthwhile projects or services of government. They are, however, definitely opposed to paying more taxes than are currently needed to meet the reasonable and necessary expenses of government. I believe they have clearly demonstrated their desire that this Legislature achieve a reduction in the present income tax.

As I have already indicated, I believe such a reduction can be made, all expenses of the biennium met, and still have a very large reserve on July 1, 1949.

The people are not particularly concerned with how this reduction is achieved. Neither am I concerned about the exact formula or method by which this result may be accomplished. Several different methods have been suggested. All have their own particular merits. Your problem is to determine which method will achieve the best result for the greatest number of people.

The method most commonly discussed is by reducing the present rate to 50 per cent upon income earned in 1947 on which the tax is payable in 1948, and then leave to the next General Assembly the question of any change in deductions and rates. In some respects this is the simplest approach to the problem. It will provide relief for the present and allow ample time for an intensive study of this problem by members

of the Legislature and the public and the formulation of a program for the next General Assembly.

The second suggested solution of the problem is to increase deductions and decrease rates. It is urged that the small wage earner has suffered most because of inflation. There is merit in this contention. I feel duty bound to point out, however, that if such a course were to be adopted two problems must be considered. If the increase in deductions is not carefully worked out, it might afford a disproportionate amount of tax relief to the man in the high income tax bracket and very little relief to the man in the low income group. A second problem to be considered and avoided is raising the deductions so high that in the event of a sharp decline in wages and earnings, the revenue to the state would be dangerously reduced.

The third method suggested is to provide flexible rates which can be raised or lowered, based on need. Such a bill would provide for the basic rate of 100 per cent now contained in our present statute, together with a sliding scale varying from 50 per cent to 100 per cent. Under the terms of such a bill, the rate of income tax to be collected would be determined annually, based upon the working balance in the state treasury on September 30th of each year, as shown by the joint statement of the treasurer and comptroller. Under its terms the change in the rate would become automatic and would not involve the decision or discretion of any board or commission. In practice, two things would determine the rate to be collected—the amount of the appropriations made by the General Assembly and the general economic condition of the State and the Nation. Such a bill properly drafted would avoid the dangers arising from surpluses. It would likewise avoid the danger of a shortage of funds in event of a recession. Under its provisions appropriations to meet the needs of the various departments of government, aid to our schools and other local units of government, could be met by any subsequent legislative body without the necessity of considering a change in the income tax law. Any of these methods or a combination of them will, I believe, meet with the approval of a majority of the citizenry.

At the suggestion of your Lieutenant Governor, the Speaker of the House and the floor leaders of the House and the Senate, I have asked the Attorney General's office to prepare bills embodying these suggestions for your consideration. Copies of these bills have been laid upon your desk together with the joint financial statement and estimate of revenues prepared by the treasurer, the comptroller, and the research departments of the tax commission.

The people of Iowa want to be fair. I am confident they do not want to be parsimonious with any department of state government or in the sharing of our tax resources with local units of government. I am likewise confident that the people of Iowa do not want a large surplus of idle money accumulated in the treasury to create the frequently irresistible temptation for waste and extravagance. They are firmly opposed to the vices of pork-barrel appropriations and log-rolling legislative sessions.

The people of Iowa expect their ship of state to avoid the dangerous rock of excessive surpluses and the treacherous shoals of debts and deficits. Let us take counsel from the experience of those who have sailed this sea before us. Let us heed their warnings. Surely there is a course which we can safely take.

I have confidence in your ability and in your determination to chart such a course and embark upon it. The various departments of state government stand ready to assist you.

The people of the state, the people you here represent await your decision.

Governor Blue was escorted from the House chamber by the committee previously appointed.

Senator Hart of Lee moved that the Joint Convention be now dissolved. The motion prevailed.

The Senate returned to the Senate Chamber and resumed regular session.

ADOPTION OF RULES

Senator Leo moved that the rules adopted for the procedure of the Senate of the Fifty-second General Assembly of Iowa shall be the rules of the Senate of the Fifty-second General Assembly of Iowa in Extraordinary Session, except Senate Rules 16 and the first sentence of Rule 17, and Rules 20, 21, 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 42, and 47, and except as modified by the following special rules for the Fifty-second General Assembly of Iowa in Extraordinary Session as follows:

Special Rule 1. No bill or resolution shall be filed in or received by the Senate of the Fifty-second General Assembly in Extraordinary Session except bills or resolutions introduced or filed by a committee of the whole of the Senate and bills or resolutions passed by the House of Representatives of the Fifty-second General Assembly in Extraordinary Session.

Special Rule 2. The only bills or resolutions that shall be considered by the Senate of the Fifty-second General Assembly in Extraordinary Session shall be bills or resolutions introduced and filed by a committee of the whole of the Senate or passed by the House of Representatives of the Fifty-second General Assembly in Extraordinary Session and the subject matter of which is confined to legislation relating to a change in the basis for rates, exemptions or deductions on personal income tax, or to a reduction of the tax imposed, under the Iowa Income Tax Law, and such other necessary bills and resolutions as may be necessary to provide for the convening, organization, conduct, expense and adjournment sine die of the Fifty-second General Assembly of Iowa in Extraordinary Session, and such bills and resolutions shall also be introduced only by

a committee of the whole Senate of the Fifty-second General Assembly in Extraordinary Session.

Special Rule 3. The foregoing rules shall govern a committee of the whole Senate as far as they are applicable.

The motion prevailed and the rules of the Fifty-second General Assembly as amended were adopted as the rules of the Senate for the Fifty-second General Assembly in Extraordinary Session.

PRESENTATION OF VISITORS

Senator Kirketeg asked and received unanimous consent to present to the Senate, Jerry Pruitte, Vernon Cox, Max Valentine, Jim Meikle and Bob Meikle, members of her class in government of the Bedford high school.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m. Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER
DES MOINES, IOWA, DECEMBER 17, 1947

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. A. V. Long, pastor of the Methodist church, Jefferson, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows: Senator Findlay for the day on request of Senator Ai Miller; Senator Lucas for the day on request of Senator Dewel.

Senator Leo submitted the following report and moved its adoption:

REPORT OF JOINT COMMITTEE ON RULES

To the President of the Senate and the Speaker of the House:

Gentlemen:

The committee on rules of the Senate and House of the Fifty-second General Assembly, in Extraordinary Session, having met jointly, beg leave to report that they have had the joint rules of the Senate and House under consideration and recommend that the joint rules of the Senate and House of the Fifty-second General Assembly be adopted as the joint rules of the Senate and House of the Fifty-second General Assembly, in Extraordinary Session.

Respectfully submitted,

RICHARD V. LEO, *Chairman*

EDWARD J. MORRISSEY, *Chairman*

On the part of the Senate.

On the part of the House.

The motion prevailed and the report was adopted.

SENATE CONCURRENT RESOLUTION 2

Be It Resolved by the Senate, the House Concurring: That the joint rules of the Senate and House of the Fifty-second General Assembly of Iowa, be and the same are hereby adopted as the joint rules of the House and Senate of the Fifty-second General Assembly in Extraordinary Session.

Senator Leo asked and received unanimous consent to take up Senate Concurrent Resolution 2 and moved its adoption.

The motion prevailed and the resolution was adopted.

PRESENTATION OF VISITORS

Senator Skourup asked and received unanimous consent to present to the Senate, Mr. L. R. Waters of Des Moines, who was present in the Senate Chamber.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened at 1:30 p.m., President Evans presiding.

PRESENTATION OF VISITORS

Senator Dykhouse, on behalf of Senator Colburn, who was absent from the Chamber, having been named to the committee to represent the Senate at the funeral services of the son of Senator Lucas, asked and received unanimous consent to present to the Senate, eighteen members of the class in American government of the Irwin high school who were present in the balcony with their instructor, Mr. L. L. Thompson.

Senator Ai Miller asked and received unanimous consent to present to the Senate, thirty-one members of the class in sociology of the De Soto high school who were present in the balcony with their instructor, Miss Edith Myer, and their superintendent, O. B. Taylor.

COMMITTEE OF THE WHOLE

On motion of Senator Elthon, the Senate resolved itself into a committee of the whole for the purpose of studying state finances and discussing matters pertaining to state income tax.

Senator Lyons moved that the President of the Senate be appointed to act as chairman of the committee of the whole which motion prevailed.

Senator Long moved that Mr. Henry Wormley, special assistant attorney general for the State Tax Commission; Mr. Louis Cook, research director for the State Tax Commission, and Mr. Ray E. Johnson, state comptroller, be invited to appear before the committee, which motion prevailed.

The committee of the whole arose and the Senate resumed regular 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 adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 2, providing for the adoption of the joint rules of the House and the Senate of the Fifty-second General Assembly in Extraordinary Session.

A. C. GUSTAFSON, *Chief Clerk*.

On motion of Senator Elthon, the Senate adjourned until 10:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER
DES MOINES, IOWA, DECEMBER 18, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Irving L. Baumgartner, pastor of the First Evangelical United Brethren church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

The following petition was presented and placed on file:

By Senator Faul, from members of the Parent-Teachers Association of Casady school, Des Moines, Iowa, relating to public schools.

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 1, a bill for an act relating to individual income tax, the deductions from the computed tax, and the filing of returns by the individual.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 1, a bill for an act to amend Division II of Chapter four hundred twenty-two (422), Code 1946, relating to individual income tax, the deductions from the computed tax, and the filing of returns by the individual.

Read first and second times, and referred to committee of the whole.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

The Senate resumed regular session, President Evans presiding.

PRESENTATION OF VISITORS

Senator Jones asked and received unanimous consent to present to the Senate, the members of the senior class of the Indi-

anola high school who were present in the balcony with their superintendent, Mr. Harry Grange.

Senator Keir asked and received unanimous consent to present to the Senate, the members of the Economics class of the Gowrie high school who were present in the balcony with their instructor, Miss Swenson, and Superintendent Wm. Grimes.

COMMITTEE OF THE WHOLE

On motion of Senator Elthon, the Senate resolved itself into a committee of the whole to consider House File 1.

Senator Leo moved that Senator Elthon be appointed to act as chairman of the committee of the whole, which motion prevailed.

Senator Leo moved that Edna Gillespie be appointed to act as clerk of the committee of the whole, which motion prevailed.

The committee of the whole arose and the Senate resumed regular session, President Evans presiding.

REPORT OF COMMITTEE

Senator Elthon submitted the following report:

MR. PRESIDENT: Your committee of the whole Senate to which was referred House File 1, a bill for an act to amend Division II of Chapter four hundred twenty-two (422), Code 1946, relating to individual income tax, the deductions from the computed tax, and the filing of returns by the individual, begs leave to report that it has had the same under consideration and recommends that the same be amended as follows; and when so amended the bill do pass:

1. Amend House File 1 by striking all after the enacting clause and by inserting in lieu thereof the following:

"Section 1. Section four hundred twenty-two point five (422.5), Code 1946, is amended by inserting a paragraph after line twenty-four (24) as follows:

'The rates herein provided are hereby reduced twenty-five per cent (25%) on all income earned in 1947 and 1948, and this provision shall apply to returns made on a fiscal year basis for any fiscal year beginning after January 1, 1947.'

"Sec. 2. Section four hundred twenty-two point twelve (422.12), Code 1946, is hereby amended by adding the following paragraph:

'For the years 1947 and 1948, the deductions from the computed tax shall be as follows:

1. For a single individual, fifteen dollars.
2. For husband and wife or head of a family, thirty dollars.

3. For each child under the age of twenty-one years who is actually supported by and dependent upon the taxpayer for his support, an additional seven dollars fifty cents.

4. For each actual dependent other than as specified in subsection 3 of this section, the taxpayer may deduct the sum of seven dollars fifty cents; or in lieu thereof in the case of a father, mother, or grandparent dependent upon the taxpayer, the taxpayer in computing the net income may make deduction therefrom of four hundred fifty dollars for such dependent.'

"Sec. 3. Amend section four hundred twenty-two point thirteen (422.13), Code 1946, by adding the following:

'For the years 1947 and 1948, a return shall be made by an individual as follows:

1. Every individual having a net income for the tax year from sources taxable under this division, of \$1250.00 or over, if single, or if married and not living with husband or wife; or having a net income for the tax year of \$2000.00 or over, if married and living with husband or wife, shall make and sign a return, stating specifically the items of gross income and the deductions and exemptions allowed by this division.

2. If husband and wife living together have an aggregate net income of \$2000.00 or over, each shall make such a return, unless the income of each is included in a single joint return.'

"Sec. 4. In all cases where payments are, or have been made, of an amount in excess of the provisions of this act for income tax due and payable for the years nineteen hundred forty-seven (1947) and nineteen hundred forty-eight (1948), the state tax commission shall make refunds to such taxpayers, and no application for such refunds shall be necessary by the taxpayer and said commission shall certify the amount of the refund to the state comptroller who shall issue a warrant therefor.

"Sec. 5. This act being deemed of immediate importance shall become effective upon its publication in *The Evening Sentinel*, a newspaper published at Shenandoah, Iowa, and in the *LeMars Sentinel*, a newspaper published at LeMars, Iowa."

2. Further amend House File 1 by amending the title by striking all after the word "Act" in line 2 and inserting in lieu thereof the following: "to amend sections four hundred twenty-two point five (422.5), four hundred twenty-two point twelve (422.12), and four hundred twenty-two point thirteen (422.13), Code 1946, relating to decreasing the rate of tax imposed on income; increasing the deductions from the computed tax and relating to returns by individuals for the filing of individual income tax for the years nineteen hundred forty-seven (1947) and nineteen hundred forty-eight (1948); and also providing for refunds and making such credit applicable to returns on a fiscal year basis."

LEO ELTHON, *Chairman*
Committee of the Whole.

Ordered passed on file.

Senator Elthon asked and received unanimous consent that the rules be suspended and that House File 1 be taken up for consideration at this time.

THIRD READING OF BILLS

On motion of Senator Elthon, House File 1, a bill for an act to amend Division II of Chapter four hundred twenty-two (422), Code 1946, relating to individual income tax, the deductions from the computed tax, and the filing of returns by the individual, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The committee amendment was considered.

Senator Elthon moved the adoption of the committee amendment, which motion prevailed and the committee amendment was adopted.

Senator Elthon moved that the bill be read a third 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:

Augustine	Elthon	Knudson	Musmaker
Bekman	Faul	Leo	Myrland
Benson	Findlay	Long	Reilly
Berg	Fishbaugh	Lord	Ritchie
Byers	Foster	Lucas	Schluter
Clem	Hart	Martin	Sharp
Colburn	Henningsen	Maytag	Skourup
Dewel	Hultman	Mercer	Vittetoe
Doud	Kirketeg	Miller, J. F.	Watson
Dykhouse			

Nays, 13:

Barkley	Jones	Linnevold	Newsome
Bateson	Keir	Lynes	Rockhill
Hawkins	Klein	Miller, Ai	Zastrow
Jacobson			

Absent or not voting: none.

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Elthon moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

On motion of Senator Elthon, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Evans 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 joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 1, creating a special committee to study the problems of flood control and related matters, fixing the compensation of the members thereof and providing an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 6, a bill for an act making an additional appropriation to the general contingent fund of the state for the current biennium.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 1, a resolution creating a special committee to study the problems of flood control, drainage, erosion and related matters, and to recommend a state policy and program of legislation relating thereto, defining the powers and duties of said committee, fixing compensation and providing an appropriation therefor.

Read first and second times and referred to the committee of the whole.

House File 6, a bill for an act making an additional appropriation to the general contingent fund of the state for the current biennium, amendatory of Chapter forty-one (41), Acts of the Fifty-second General Assembly.

Read first and second times and referred to the committee of the whole.

PRESENTATION OF VISITORS

Senator Faul asked and received unanimous consent to present to the Senate, thirty-four members of history classes of East high school who were present in the balcony with their instructors, Mr. Geworth and Mr. Gregory.

Senator Faul asked and received unanimous consent to present to the Senate, sixty members of the senior government class of East high school who were present in the balcony with their instructors, Mr. Geworth and Mr. Gregory.

On motion of Senator Elthon, the Senate resolved itself into a committee of the whole.

Senator Bekman moved that Senator Elthon be appointed to act as chairman of the committee, which motion prevailed.

The Senate resumed regular session, President Evans presiding.

REPORTS OF COMMITTEE

Senator Elthon submitted the following reports:

MR. PRESIDENT: Your committee of the whole Senate to which was referred House Joint Resolution 1, a joint resolution creating a special committee to study the problems of flood control, drainage, erosion and related matters, and to recommend a state policy and program of legislation relating thereto, defining the powers and duties of said committee, fixing compensation and providing 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:

1. Amend House Joint Resolution 1 by striking all after the enacting clause and insert in lieu thereof the following:

"Section 1. That a committee of twelve members, to be known as the "Interim Flood Control Committee," be and is hereby established. Said committee shall consist of three members of the Senate to be appointed by the president thereof; three members of the House of Representatives to be appointed by the Speaker, and six citizens, three of whom shall be registered engineers, to be designated by the Governor. Not more than two out of the three selectees to be designated by the Speaker of the House and the President of the Senate shall be from the same political party. Any vacancy in the membership shall be filled by the official who made the original appointment. The committee shall select its own chairman and such other officers as it shall deem necessary.

"Sec. 2. It shall be the duty of said committee to study and ascertain the needs of the State of Iowa for laws, creating policies and programs relating to the use and control of the streams and underground waters of the State, erosion, floods, drainage, as well as the conservation of waters and watercourses and related subjects, and to prepare and submit a printed report, together with recommendations to the next General Assembly, accompanied with drafts of recommended legislation. Such report shall be filed by December 15, 1948, in the office of the Governor, and thereupon the Committee shall be discharged.

"Sec. 3. The Committee shall particularly study the flood control and water use laws of other states. The facilities, advice and services of the State Geological Department, the College of Engineering of the State schools, the Highway Department, the Conservation Commission, the Public Health Department, the Extension Division, and any agency of the State having an interest in, or information about such subjects, shall be made available to the Committee. Said Committee is authorized

to hold hearings within the State, fix the time and place thereof, and subpoena witnesses thereto with the same power and effect as a standing committee of the legislature. It is authorized to employ clerical help, and to fix the compensation thereof. The services of the Attorney General shall be available to the Committee. It shall have the power to establish its own rules governing its own conduct and meetings.

"Sec. 4. The members of the Committee designated by the Governor shall receive the sum of Ten Dollars (\$10.00) per diem for each day of actual attendance upon meetings of said Committee, and all members thereof shall receive their actual expenses of subsistence and travel while away from home upon the attendance of the duties of said Committee. The members of said Committee who are members of the legislature shall receive for their services such sum as may be authorized at the next session of the legislature.

"Sec. 5. For the purpose of defraying the expenses of said Committee, including compensation and expenses of its members, also including the cost of printing the report of the Committee, there is hereby appropriated out of the general fund not otherwise appropriated, the sum of Fifteen thousand dollars (\$15,000.00), or so much thereof as may be necessary. The Chairman of the Committee is authorized to draw vouchers upon the State Comptroller for the expenditures herein provided for, and the Comptroller is authorized to draw warrants for the same upon the State Treasurer.

"Sec. 6. This Resolution being deemed of immediate importance, shall become effective from and after its publication in Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and in the Ottumwa Daily Courier, a newspaper published at Ottumwa, Iowa."

2. Further amend by striking all of the preamble and substituting thereof the following:

"Whereas, the floods and resulting devastation of homes, farms, industries and places of business of recent years have created an emergency requiring early legislative enactment of a permanent flood control program in the State of Iowa, but such permanent program cannot be established and enacted into law without full and thorough study by competent authorities, and

"Whereas, the Federal Congress has established a comprehensive program designed to check and control floods and soil erosion in the entire Mississippi and Missouri River basins, but the State of Iowa has established no plan or program, nor created any agency to aid or advise with the Federal Government in the prosecution of this work to the end that the greatest good and benefit may be assured,

"Whereas, it is necessary to establish a sound policy in this state relating to use, control, navigation, transportation and pollution of public waters, including the use, pollution and depletion of underground waters, and by a careful study of the drainage laws, and the adoption of a long-range program of works and improvements, and correlation of this program with that of the Federal Government, so that the annual loss of life and property by floods and improper uses may be

reduced, the erosion control program may be enhanced, and the natural resources of the state conserved.

"Now, therefore,"

3. Further amend by striking all of the title and substituting in lieu thereof the following:

"Creating a special committee to study the problems of flood control, drainage, erosion, use and depletion of underground water, pollution of rivers and underground waters, and to recommend the state policy and program of legislation relating thereto, and defining the powers and duties of said committee, and fixing and providing for an appropriation therefor."

LEO ELTHON, *Chairman.*

Ordered passed on file.

Also: MR. PRESIDENT: Your committee of the whole Senate to which was referred House File 6, a bill for an act making an additional appropriation to the general contingent fund of the state for the current biennium, amendatory of Chapter forty-one (41), Acts of the Fifty-second General Assembly, begs leave to report it has had the same under consideration and recommends the same do pass.

LEO ELTHON, *Chairman.*

Ordered passed on file.

Senator Bekman moved that the rules be suspended and that House Joint Resolution 1 be taken up at this time, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Bekman, House Joint Resolution 1, a resolution creating a special committee to study the problems of flood control, drainage, erosion and related matters, and to recommend a state policy and program of legislation relating thereto, defining the powers and duties of said committee, fixing compensation and providing an appropriation therefor, with report of committee recommending amendment and passage, was taken up, considered and the report of the committee adopted.

Senator Bekman moved the adoption of the committee amendment, which motion prevailed, and the amendment was adopted.

Senator Bekman moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 44:

Augustine	Elthon	Leo	Myrland
Barkley	Faul	Linnevold	Newsome
Bateson	Fishbaugh	Lord	Reilly
Bekman	Foster	Lucas	Ritchie
Berg	Hart	Lynes	Rockhill
Byers	Henningsen	Martin	Schluter
Clem	Jones	Maytag	Sharp
Colburn	Keir	Mercer	Skourup
Dewel	Kirketeg	Miller, Ai	Vittetoe
Doud	Klein	Miller, J. F.	Watson
Dykhousc	Knudson	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Hawkins	Jacobson	Long
Findlay	Hultman		

The resolution having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Bekman 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.

Senator Bekman asked and received unanimous consent that House Joint Resolution 1 be immediately messaged to the House, which request was complied with.

Senator Watson moved that the rules be suspended and that House File 6 be taken up at this time, which motion prevailed.

On motion of Senator Watson, House File 6, a bill for an act making an additional appropriation to the general contingent fund of the state for the current biennium, amendatory to Chapter forty-one (41), Acts of the Fifty-second General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senators Faul and Knudson offered the following amendment and moved its adoption:

Amend House File 6 by striking from lines 6 and 7 of section one the words and figures "one million five hundred thousand dollars (\$1,500,000)" and inserting in lieu thereof the words and figures "two million dollars (\$2,000,000)".

The amendment was adopted.

Senator Watson moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Augustine	Faul	Knudson	Myrland
Barkley	Fishbaugh	Leo	Newsome
Bateson	Foster	Linnevold	Reilly
Bekman	Hart	Lord	Ritchie
Byers	Hawkins	Lucas	Rockhill
Clem	Henningsen	Lynes	Schluter
Colburn	Jacobson	Martin	Sharp
Dewel	Jones	Maytag	Skourup
Doud	Keir	Mercer	Vittetoe
Dykhouse	Kirketeg	Miller, Al	Watson
Elthon	Klein	Musmaker	Zastrow

Nays: none.

Absent or not voting, 6:

Benson	Findlay	Long	Miller, J. F.
Berg	Hultman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Watson moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Watson asked and received unanimous consent that House File 6 be immediately messaged to the House, which request was complied with.

On motion of Senator Dewel, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER

DES MOINES, IOWA, DECEMBER 19, 1947.

The Senate met in regular session, President Evans presiding.

Prayer was offered by Rev. Carl W. Hempstead, retired minister. Stuart, Iowa.

MESSAGES FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and concurred in Senate amendments to and passed House File 1, a bill for an act relating to individual income tax.

Also: That the House has concurred in Senate amendment to and passed House File 6, a bill for an act making an additional appropriation to the general contingent fund of the state.

Also: That the House has concurred in Senate amendments to and passed House Joint Resolution 1, a bill for an act creating a special committee to study the problems of flood control.

A. C. GUSTAFSON, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO

HOUSE FILE 1

Amend the Senate Amendment to House File 1 by inserting after the word "all" in line seven (7) thereof, the word "taxable."

HOUSE AMENDMENT CONSIDERED

Senator Elthon called up for consideration House File 1, a bill for an act to amend sections four hundred twenty-two point five (422.5), four hundred twenty-two point twelve (422.12), and four hundred twenty-two point thirteen (422.13), Code 1946, relating to decreasing the rate of tax imposed on income; increasing the deductions from the computed tax and relating to returns by individuals for the filing of individual income tax for the years nineteen hundred forty-seven (1947) and nineteen hundred forty-eight (1948); and also providing for refunds and making such credit applicable to returns on a fiscal year basis, amended by the House, and moved that the Senate concur in the following amendment:

Amend the Senate amendment to House File 1 by inserting after the word "all" in line seven (7) thereof, the word "taxable."

The Senate concurred in the House amendment.

Senator Elthon moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Bateson	Faul	Knudson	Myrland
Bekman	Findlay	Leo	Reilly
Benson	Fishbaugh	Linnevold	Ritchie
Berg	Foster	Long	Rockhill
Byers	Hart	Lord	Schluter
Clem	Hawkins	Lucas	Sharp
Colburn	Henningsen	Martin	Skourup
Dewel	Hultman	Maytag	Vittetoe
Doud	Jacobson	Mercer	Watson
Dykhouse	Jones	Miller, J. F.	Zastrow
Elthon	Kirketeg	Musmaker	

Nays, 5:

Keir	Lynes	Miller, Ai	Newsome
Klein			

Absent or not voting, 2:

Augustine	Barkley
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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 Elthon moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

COMMITTEE APPOINTMENT

In accordance with House Joint Resolution 1, President Evans announced the following Senators as members of the committee on flood control: Watson, Faul and Mercer.

Senator Ritchie asked and received unanimous consent that representatives of Radio Station WOW of Omaha, Nebraska, be granted the privilege of showing to the members of the Senate a film entitled "Regimented Rildrops" prepared by Mr. Mal Hansen, WOW Farm Service Director.

INTRODUCTION OF BILLS

Senator Elthon asked and received unanimous consent that the following bill be introduced:

Senate File 1, by committee of the whole, a bill for an act mak-

ing appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly in Extraordinary Session.

Read first and second times.

COMMITTEE OF THE WHOLE

On motion of Senator Elthon, the Senate resolved itself into the committee of the whole.

The Senate resumed regular session, President Evans presiding.

Senator Elthon asked and received unanimous consent that the rules be suspended and that Senate File 1 be taken up at this time.

THIRD READING OF BILLS

On motion of Senator Elthon, Senate File 1, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly in Extraordinary session, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elthon moved that the bill be read a third 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:

Augustine	Dykhouse	Leo	Musmaker
Barkley	Elthon	Linnevoold	Myrland
Bateson	Faul	Long	Newsome
Bekman	Foster	Lord	Ritchie
Berg	Hart	Lynes	Rockhill
Byers	Henningsen	Martin	Schluter
Clem	Hultman	Maytag	Sharp
Colburn	Jones	Mercer	Skourup
Dewel	Keir	Miller, A.	Watson
Doud	Kirketeg	Miller, J. F.	Zastrow

Nays: none.

Absent or not voting, 10:

Benson	Hawkins	Knudson	Reilly
Findlay	Jacobson	Lucas	Vittetoe
Fishbaugh	Klein		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Elthon moved that the 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 3

Be It Resolved by the Senate, the House Concurring: That the Fifty-second General Assembly in Extraordinary Session adjourn sine die at 2:00 o'clock p.m., on Friday, December 19, 1947.

Senator Elthon asked and received unanimous consent that the rules be suspended and that Senate Concurrent Resolution 3 be taken up at this time.

Senator Elthon moved that the resolution be adopted, which motion prevailed, and the resolution to adjourn sine die at 2:00 o'clock p.m., Friday, December 19, 1947, was adopted.

Senator Elthon asked and received unanimous consent that the rules be suspended and that the following resolution be taken up at this time:

SENATE RESOLUTION 1

Whereas, various committee rooms and Lt. Governor's office and the hallway in back of the Senate Chamber have been occupied by various State Departments in the interim between sessions, and

Whereas, the Senate of the Fifty-second General Assembly passed Senate Resolution 5 relating to alterations and repair of rooms number 23 and 24, and,

Whereas, it is necessary that such committee rooms must be redecorated and alterations made,

Therefore, Be It Resolved by the Senate of the Fifty-second General Assembly of Iowa in Extraordinary Session:

Section 1. That the Lt. Governor's office and the committee room connected therewith, and the Secretary's office room number 26, and the Journal room number 25 be not assigned to any State Department, and the furniture, typewriters and fixtures and supplies shall remain in said rooms.

Section 2. In the event that rooms number 22, 23, and 24 are occupied by any State Departments, such committee rooms 22, 23 and 24 shall be vacated not later than November 1, 1948 for the purpose of making alterations and redecorating.

Section 3. The Secretary of the Senate is hereby directed to deliver a copy of this resolution to the Secretary of the Executive Council and the Custodian of the State House.

Senator Elthon moved the adoption of the resolution, which motion prevailed, and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1, a bill for an act making appropriations for payment of miscellaneous expenses of the Fifty-second General Assembly in Extraordinary Session.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 2, relating to the certifying and completing of the records of the Extraordinary Session of the Fifty-second General Assembly.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 3 approving certain legislative expense of the Extraordinary Session of the Fifty-second General Assembly.

A. C. GUSTAFSON, *Chief Clerk*.

HOUSE CONCURRENT RESOLUTION 2

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the capitol and perform their respective duties for so long a time as may be necessary following the adjournment of the Extraordinary Session of the Fifty-second 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.

The Chief Clerk of the House and the Secretary of the Senate are hereby authorized to correct the Journals of the House and Senate respectively for the last day of the session.

Each of said officers and employees shall receive the same compensation per day for such extra service performed as they now receive, to be paid by the comptroller of state upon certification by the Speaker and Chief Clerk of the House and the President and Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION 3

Be It Resolved by the House, the Senate Concurring: That the following bills, authorized by legislative action, are hereby approved and ordered paid as provided by section two point twenty (2.20), Code 1946, as amended by Chapter forty-nine (49) of the Fifty-second General Assembly:

HOUSE EXPENSE

A. C. Gustafson, Chief

Clerk of the House....Postage	\$ 30.00
Koch BrothersSupplies	54.00

Allert G. Olson.....	Expense as Member of the Committee to purchase Governor's Home.....	60.60
Carroll L. Brown.....	Expense as Member of the Committee to purchase Governor's Home.....	45.82
D. A. Donohue.....	Expense as Member of the Committee to Purchase Governor's Home.....	81.50
Davidson Company	Stenographer's desk for Speaker's Room	100.00
Allert G. Olson.....	Expense in attendance of the meeting of state governments.....	88.00
Walter F. Noble.....	Expense in attendance of the meeting of state governments.....	198.98
J. E. Hansen.....	Expense in attendance of the meeting of state governments.....	169.85
SENATE EXPENSE		
Wm. Scarborough, Secretary of Senate.....	Postage	15.00
Edwin C. Schluter.....	Expense as Member of the Committee to Purchase Governor's Home.....	83.00
Storey-Kenworthy Co.....	Supplies	22.15
Frank Sacco, Supply Clerk	Mileage	5.00

The State Comptroller is hereby authorized and directed to issue warrants for amounts listed above and to persons and firms to whom such amounts are due.

HOUSE MESSAGES CONSIDERED

Senator Henningsen asked and received unanimous consent that the rules be suspended and that House Concurrent Resolution 2 be taken up at this time.

Senator Henningsen moved the adoption of House Concurrent Resolution 2, which motion prevailed, and the resolution was adopted.

Senator Keir asked and received unanimous consent that the rules be suspended and that House Concurrent Resolution 3 be taken up at this time.

Senator Keir moved the adoption of House Concurrent Resolution 3, which motion prevailed, and the resolution was adopted.

Senator Elthon moved that the Journal of the Senate of the Fifty-second General Assembly in Extraordinary Session be incorporated in the Journal of the Fifty-second General Assembly, which motion prevailed.

Senator Elthon moved that a suitable resolution be prepared and copy of the resolution mailed to Radio Station WOW of Omaha, Nebraska, in appreciation for their outstanding work and interest shown in presenting "Regimented Raindrops" to the Senate, which motion prevailed.

On motion of Senator Elthon, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Evans presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Skourup, 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 1, House Joint Resolution 1, House Files 1 and 6.

ROBERT C. REILLY,
Chairman Senate Committee.

LAWRENCE PUTNEY,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 1, House Joint Resolution 1, House Files 1 and 6.

BILLS SENT TO THE GOVERNOR

Senator Skourup, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of December, 1947, sent to the Governor for his approval: Senate File 1.

ROBERT C. REILLY, *Chairman.*

Passed on file.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 3, fixing time of final adjournment of the Extraordinary Session of the Fifty-second General Assembly.

A. C. GUSTAFSON, *Chief Clerk.*

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on December 19th the Governor had approved the following bill:

Senate File 1, relating to miscellaneous expenses of the Fifty-second General Assembly in extraordinary session.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Elthon moved that a committee of three be appointed by the President of the Senate to notify the Governor that the Senate was ready to adjourn sine die. The motion prevailed and the President of the Senate appointed as such committee, Senators Doud, Henningsen and Linnevold.

COMMITTEE TO NOTIFY THE HOUSE

Senator Elthon moved that a committee of three be appointed by the President of the Senate to notify the House that the Senate was ready to adjourn sine die. The motion prevailed and the President appointed as such committee, Senators Keir, Ritchie and Augustine.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to adjourn sine die.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator Keir reported that the committee to notify the House that the Senate was ready to adjourn sine die had performed its duty and the committee was discharged.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator Doud reported that the committee to notify the Governor that the Senate was ready to adjourn sine die had performed its duty and the Governor had sent the following message:

December 19, 1947

HONORABLE KENNETH A. EVANS*Lieutenant Governor of Iowa**Honorable Members of the Senate:*

For myself and on behalf of the people of Iowa I express to you our thanks for the expeditious manner in which you have completed the work of the Special Session.

The problem confronting you was filled with controversy. You exhibited willingness to compromise and a determination to seek a middle ground on which agreement could be reached. It was a fine example of self-government in action. If the people sitting around the conference table discussing international affairs will exhibit the spirit shown by you, many of the problems of the world might be speedily settled.

I extend to you and yours my very best wishes for a Merry Christmas and a Happy New Year.

Sincerely yours,

ROBERT D. BLUE, *Governor.*

FINAL ADJOURNMENT

In accordance with Senate Concurrent Resolution 3, the hour of 2:00 o'clock p.m., December 19, 1947, having arrived, President Kenneth A. Evans declared the Senate of the Fifty-second General Assembly in Extraordinary Session adjourned sine die.

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