

State of Iowa

1959

JOURNAL OF THE SENATE

of the

FIFTY-EIGHTH GENERAL ASSEMBLY

Convened January 12, 1959

Adjourned May 7, 1959

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HERSCHEL C. LOVELESS, Governor

EDWARD J. McMANUS, President of the Senate

VERN LISLE, Speaker of the House

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STATE OF IOWA
Des Moines

FIFTY-EIGHTH GENERAL ASSEMBLY

OFFICERS OF THE SENATE

LIEUTENANT GOVERNOR EDWARD J. MCMANUS, President.....	Keokuk
J. KENDALL LYNES, President Pro Tempore.....	Plainfield
JACK W. SCHROEDER, Majority Floor Leader.....	Davenport
GEORGE E. O'MALLEY, Minority Floor Leader.....	Des Moines
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RUTH JOHNSON, Assistant Enrolled Bills Clerk.....	Slater
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VICTOR E. LINDQUIST, Assistant Sergeant-at-Arms.....	Chariton
JOHN NELSON, Assistant Sergeant-at-Arms.....	Jewell
ALBERT MARSHALL, Chief Doorkeeper.....	Northwood
CHARLES HANSON, Bill Clerk.....	Altoona
DANIEL E. SMITH, File Clerk.....	Des Moines
DAVID SMITH, Assistant File Clerk.....	Des Moines
NANCY PAGE, Postmistress.....	Des Moines

ELECTIVE OFFICERS

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ELECTIVE STATE OFFICERS
Official Address, Des Moines, Iowa

Name	Title	Residence	Politics
Herschel C. Lovelass	Governor	Ottumwa	Democrat
Edward J. McManus	Lieutenant Governor	Keokuk	Democrat
Melvin D. Synhorst	Secretary of State	Orange City	Republican
Chet B. Akers	Auditor of State	Ottumwa	Republican
M. L. Abrahamson	Treasurer of State	Boone	Republican
Clyde Spry	Secretary of Agriculture	Bronson	Republican
Norman A. Erbe	Attorney General	Boone	Republican
Harold E. Hughes	Commerce Commissioner	Ida Grove	Democrat
Bernard J. Martin	Commerce Commissioner	Des Moines	Democrat
Ray H. Thompson	Commerce Commissioner	Newton	Republican
William L. Bliss	Judge of Supreme Court	Mason City	Republican
Theodore G. Garfield	Judge of Supreme Court	Ames	Republican
Harry F. Garrett	Judge of Supreme Court	Corydon	Democrat
Norman B. Hays	Judge of Supreme Court	Knoxville	Republican
Robert L. Larson	Judge of Supreme Court	Iowa City	Republican
Ralph A. Oliver	Judge of Supreme Court	Sioux City	Republican
Henry K. Peterson	Judge of Supreme Court	Council Bluffs	Republican
G. K. Thompson	Judge of Supreme Court	Cedar Rapids	Republican
T. Eugene Thornton	Judge of Supreme Court	Waterloo	Democrat

SENATORS—FIFTY-EIGHTH GENERAL ASSEMBLY

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
*Boothby, Laurence F.	Cleghorn	63	Farmer	46	Cherokee, Ida, Plymouth	52, 52X, 53, 54, 55, 56, 57
*Buck, Howard C.	Melbourne	59	Farmer	28	Marshall	53, 54, 55, 56, 57
Butler, Guy G.	Rolle	71	Farmer and Banker	50	Buena Vista, Humboldt, Pocahontas	52, 52X, 54, 55, 56, 57
*Byers, Frank C.	Marion	75	Lawyer	26	Linn	43, 44, 45, 45X, 46, 46X, 47, 48, 49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57
*Coleman, C. Joseph	Clare	35	Farmer	27	Calhoun, Webster	55, 56, 57
*Dewel, Duane E.	Algona	57	Publisher	49	Emmet, Kosuth, Palo Alto	51, 52, 52X, 55, 56, 57
*Dykhouse, J. T.	Rock Rapids	68	Real Estate, Insurance	24	Lyon, Osceola, Sioux	47, 48, 49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57
†Edelen, Walter E.	Garner	47	Farmer and Ex-merchant	43	Cerro Gordo, Hancock	
*Elijah, Earl	Clarence	71	Farmer-Banker	23	Cedar, Jackson, Jones	55, 56, 57
*Eppers, Charles F.	Keokuk	39	Restaurant Operator	1	Lee	
*Evans, Norval B.	Fairfield	39	Implement Dealer	2	Jefferson, Van Buren	57
*Fisher, J. Louis	Osceola	49	Retail Dealer	11	Clarke, Warren	57
*Frommelt, Andrew G.	Dubuque	37	Insurance	35	Dubuque	55, 56, 57
*Getting, LeRoy	Sanborn	56	Farmer and Livestock Feeder	47	Clay, Dickinson, O'Brien	
*Gillespie, Raymond R.	Dexter	67	Farmer and Banker	16	Adair, Madison	53, 54, 57
*Gilmour, C. Edwin	Grinnell	40	College Professor	12	Keokuk, Poweshiek	
*Grimstead, Jacob	Lake Mills	53	Farm Owner	41	Mitchell, Winnebago, Worth	55, 56, 57
Hansen, Peter F.	Manning	63	Investments and Securities	48	Carroll, Greene, Sac	
*Harbor, William H.	Henderson	38	Grain and Feed Dealer	8	Mills, Montgomery	56, 57
*Henry, Jim O.	Carson	62	Farmer	19	Pottawattamie	55, 56, 57
Hill, Eugene M.	Newton	45	Farmer	29	Jasper	57
*Hoffman, Gene L.	West Grove	46	Farmer	3	Appanoose, Davis	57
Hosehek, Carl	Burlington	66	Brickmason	9	Des Moines	53
Hoxie, Frank M.	Shenandoah	61	Farmer	7	Fremont, Page	56, 57
*Long, Irving D.	Manchester	63	Lawyer	33	Buchanan, Delaware	49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57
*Lynes, J. Kendall	Plainfield	55	Farmer	39	Bremer, Butler, Franklin	49, 50, 50X, 51, 52, 52X, 53, 54, 55, 56, 57
*McCurdy, Carroll F.	Oskaloosa	41	Farmer	14	Mahaska	56, 57
*Miller, Jack	Sioux City	42	Tax Lawyer and Farm Tax Writer	32	Woodbury	56, 57
Mineks, Jake B.	Ottumwa	45	Assembler, John Deere			
			Ottumwa Works	13	Wapello	
Moore, Robert G.	Dunlap	70	Veterinarian	34	Crawford, Harrison, Monona	45, 45X, 46, 46X, 47
*Nolan, D. C.	Iowa City	56	Lawyer	25	Iowa, Johnson	55, 56, 57
*O'Connor, John J.	Strawberry Point	44	Hotel Operator	36	Clayton	57
*O'Malley, George E.	Des Moines	53	Attorney	30	Polk	53, 54, 55, 56, 57
Potter, Lynn	Cresco	46	Accountant	42	Howard, Winnebago	
Prentiss, X. T.	Mount Ayr	62	Livestock Farming			
			Hatcheryman	5	Deatur, Ringgold, Union	48, 49, 50, 50X, 51, 53, 54, 55, 56, 57

SENATORS—FIFTY-EIGHTH GENERAL ASSEMBLY—Continued

Name	Address	Age	Occupation	District	Counties Composing District	Former Legislative Service
*Pace, Carroll	Knoxville	47	Farm Machinery and Automobile Dealer	15	Marion, Monroe	57
*Patterson, G. W.	Guthrie Center	51	Dairy Farmer	17	Audubon, Dallas, Guthrie	57
*Patterson, Lawrence	Gladbrook	58	Farmer	45	Benton, Grundy, Tama	51, 52, 52X, 53, 54, 55, 56, 57
*Piper, Robert R.	New Hampton	35	Banker	44	Floyd, Chickasaw	56, 57
*Pittenger, Carl H.	Ames	63	Farmer	31	Boone, Story	54, 55, 56, 57
*Pruitt, Jack	Davenport	33	Lawyer	21	Scott	56, 57
*Scott, George L.	West Union	71	Farm Manager	40	Allamakee, Fayette	46, 46X, 47, 48, 49, 50, 55, 56, 57
*Shaff, David O.	Clinton	34	Lawyer	22	Clinton	55, 56, 57
*Shoeman, John D.	Atlantic	56	Veterinarian	18	Cass, Shelby	56, 57
*Stuart, W. C.	Chariton	35	Lawyer	4	Lucas, Wayne	55, 56, 57
*Turner, Francis A.	Corning	58	Merchant	6	Adams, Taylor	57
*Vanos, Clifford M.	Mt. Pleasant	56	Lawyer	10	Henry, Washington	57
Walker, John A.	Williams	46	Farmer	37	Hamilton, Hardin, Wright	52, 52X, 53, 54, 55, 56, 57
Weber, George W.	Columbus Junction	76	Grain Dealer and Bank President	20	Louis, Muscatine	56, 57
Wolf, Melvin H.	Waterloo	35	Lawyer	38	Black Hawk	

*Holdover Senators in Fifty-eighth General Assembly.

†Elected to fill vacancy.

MEMBERS OF THE SENATE

MEMBERS OF THE HOUSE—FIFTY-EIGHTH GENERAL ASSEMBLY

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Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Allen, Don G. Jr.	Adel	40	Farmer, Businessman	Rep.	Dallas	36	57
Andrews, John E.	Des Moines	41	Lawyer	Dem.	Polk	37	57
Aubrey, W. Dean	Ottumwa	54	Inspector, John Deere Ottumwa Works	Dem.	Wapello	18	51, 53, 54
Balch, Bernard R.	Waterloo	36	Lawyer	Rep.	Black Hawk	66	57
Baumhauer, John A.	Carroll	63	Farmer, Insurance	Dem.	Carroll	55	56, 57
Behl, William G.	Havlock	57	Minister	Dem.	Pocahontas	77	
Briles, James E.	Corning	32	Auctioneer	Rep.	Adams	13	56
Brinck, Adrian B.	West Point	45	Advertising Manager	Dem.	Lee	1	
Brown, John J.	Emmetsburg	45	Real Estate and Insurance, Farming	Dem.	Palo Alto	54	
Burtch, Charles R.	Osage	65	Farmer	Rep.	Mitchell	93	55, 56, 57
Cagley, M. A.	Ionis	63	Farmer	Dem.	Chickasaw	99	
Camp, John	Bryant	43	Farm Management	Rep.	Clinton	45	
Carstensen, Lawrence D.	Clinton	28	Lawyer	Rep.	Clinton	45	
Casey, Reed	Corydon	43	Farmer	Dem.	Wayne	5	
Chalupa, LeRoy	Pleasant Plain	46	Business, Farming	Rep.	Jefferson	19	56, 57
Christophel, Clarence	Waverly	48	Livestock Farmer	Rep.	Bremer	72	56, 57
Coffman, William J.	North English	40	General Insurance	Rep.	Iowa	40	57
Conner, Robert E.	Ottumwa	34	Machinist	Dem.	Wapello	18	57
Cunningham, Ray C.	Ames	65	Youth Counselor	Rep.	Story	52	57
Currie, John D.	Schaller	75	Real Estate, Insurance	Rep.	Sac	60	56, 57
Darrington, William E.	Perisla	54	Farmer	Rep.	Harrison	32	54, 55, 56, 57
Den Herder, Elmer H.	Sioux Center	50	Farmer	Rep.	Sioux	81	57
Diets, Riley	Walcott	53	Estimator	Rep.	Scott	43	56, 57
Dodds, Robert B.	Danville	34	Farmer	Dem.	Des Moines	21	57
Doyle, Donald V.	Soux City	34	Lawyer	Dem.	Woodbury	58	57
Duffy, John L.	Dubuque	59	Lawyer	Dem.	Dubuque	69	52, 52X, 53, 56, 57
Dunton, Keith H.	Thornburg	43	Farmer, Business	Dem.	Keokuk	24	
Edgington, Floyd P.	Sheffield	59	Farmer	Rep.	Franklin	74	55, 56, 57
Eggers, Paul W.	Knoxville	62	Farmer	Dem.	Marion	26	
Eldred, Russell	Anamosa	47	Livestock Farmer	Rep.	Jones	47	56, 57
Eveland, Raymond	Kelley	38	Farmer	Dem.	Boone	53	56, 57
Fairchild, Bert K.	Ida Grove	67	Farmer	Rep.	Ida	59	53, 54, 55, 56, 57
Falvey, Mrs. Katherine M.	Albia	54	Manager, Owens Lumber Yard	Dem.	Monroe	17	
Fisher, Harold O.	Wellburg	41	Farm Loans, Real Estate	Rep.	Grundy	65	
Fisher, Raymond	Grand Junction	51	Farmer	Rep.	Greene	54	
Flatt, Joseph B.	Winterest	35	Merchant	Rep.	Madison	8	
Frank, Roy W.	Cresco	50	Farmer	Rep.	Howard	92	
Freed, Willard M.	Gowrie	41	Lawyer	Dem.	Webster	62	56, 57
Fuelling, Kenneth W.	Farmersburg	46	Retail Lumberman	Dem.	Clayton	70	
Fulton, Robert D.	Waterloo	29	Attorney	Dem.	Black Hawk	66	

MEMBERS OF THE HOUSE

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

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Carly, Eugene	Bloomfield	26	Teacher	Dem.	Devis	3	
Carney, Charles E.	New Hartford	25	Farmer	Rep.	Butler	73	
Carry, John	Cabalococ	51	Farmer	Rep.	Mahaska	25	56, 57
Cassanova, Benson E.	Boysen	54	Lumberman	Rep.	Clay	11	
Castro, Marie W.	Boyal	47	Farmer	Dem.	Clay	53	56, 57
Castle, Fred W.	Humboldt	40	Hardware Dealer	Dem.	Humboldt	78	
Chalmers, Eugene	Orient	63	Farmer	Rep.	Adair	29	56, 57
Chanson, Arthur C.	Lawood	67	Livestock, Dairy Farm	Rep.	Lyon	99	45, 45X, 53, 54, 55, 56, 57
Charrington, R. P.	Independence	54	Real Estate, Farmer	Dem.	Buchanan	67	
Chisholm, Carl	Indianola	57	Farmer	Rep.	Warren	27	57
Chisholm, Edgar A.	Postville	58	Hardware Dealer	Rep.	Allamakee	91	55, 56, 57
Houston, Harold	Dow City	41	Livestock Farmer	Dem.	Crawford	56	
Jarvis, Fred M.	Alta	61	Farmer	Rep.	Buena Vista	78	
Johannes, W. J.	Ashton	68	Banker	Dem.	Oococa	98	46, 46X, 47, 48, 49, 50, 50X, 53, 56, 57
Johns, Neil E.	Toledo	32	Farmer	Rep.	Tama	50	56, 57
Johnson, Fred L.	Hamburg	69	Retired Teacher	Dem.	Fremont	10	57
Johnson, Harvey W.	Exira	54	Farmer	Rep.	Audubon	34	56
Johnson, Oren H.	Kanawha	61	Retired Rural Letter Carrier	Dem.	Hancock	86	
Kimball, Donald L.	Fayette	25	Publisher	Rep.	Fayette	71	57
Klefsad, Gilbert E.	Council Bluffs	39	Electrician	Dem.	Pottawattamie	31	
Kluever, Lester L.	Atlantic	38	Lawyer	Rep.	Cass	30	
Lisle, Vern	Clarinda	52	Manufacturer	Rep.	Page	9	53, 54, 55, 56, 57
Loza, Casey	Algona	54	Farmer	Dem.	Komuth	85	52, 52X, 53, 54, 56, 57
Lueban, J. Henry	Akron	62	Farmer	Rep.	Plymouth	80	52, 52X, 53, 54, 55, 56, 57
Lutz, Cecil V.	Oococa	57	Farmer	Rep.	Clarke	15	
Maggert, Robert E.	Afton	60	Retired Federal and County Employee	Rep.	Union	14	57
Main, Franklin S.	Lamoni	42	Farmer	Dem.	Decatur	6	57
Martin, Frank L.	Cedar Rapids	32	Lawyer	Dem.	Linn	48	
Maule, Elroy	Onawa	45	Farmer, Teacher	Dem.	Monona	57	57
McArthur, William	Mason City	72	Farmer	Dem.	Cerro Gordo	87	45, 45X, 46
McNeal, Clark H.	Belmond	40	Grain Dealer	Rep.	Wright	75	54, 55, 56, 57
Mensing, A. L.	Lowden	62	Retired Merchant	Rep.	Cedar	44	54, 55, 56, 57
Milroy, Jack	Vinton	35	Lawyer	Rep.	Benton	49	56, 57
Mowry, John L.	Marshalltown	53	Lawyer	Rep.	Marshall	51	57
Mueller, Harold	Manly	52	Farmer	Dem.	Worth	94	
Naden, Robert W.	Webster City	37	Manufacturer	Rep.	Hamilton	63	56, 57
Naughton, John M.	Sergeant Bluff	66	Engineer	Dem.	Woodbury	58	57
Nelson, Henry C.	Forest City	58	Real Estate, Farm Manager	Rep.	Winnebago	95	56, 57
Nielson, Niels J.	Ringsted	62	Farmer	Dem.	Emmet	96	57
Nutt, Thomas O.	Douds	54	Farmer	Rep.	Van Buren	2	57
Ostian, Conrad	Stanton	58	Farmer, Merchant	Rep.	Montgomery	12	57

MEMBERS OF THE HOUSE—FIFTY-EIGHTH GENERAL ASSEMBLY

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Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Allen, Don G., Jr.	Adel	40	Farmer, Businessman	Rep.	Dallas	36	57
Andrews, John E.	Des Moines	41	Lawyer	Dem.	Polk	37	57
Aubrey, W. Dean	Ottumwa	54	Inspector, John Deere Ottumwa Works	Dem.	Wapello	18	51, 53, 54
Baloh, Bernard R.	Waterloo	36	Lawyer	Rep.	Black Hawk	66	57
Baumhover, John A.	Carroll	63	Farmer, Insurance	Dem.	Carroll	55	56, 57
Behl, William G.	Havelock	57	Minister	Dem.	Pocahontas	77	
Briles, James E.	Corning	33	Auctioneer	Rep.	Adams	13	56
Brinck, Adrian B.	West Point	45	Advertising Manager	Dem.	Lee	1	
Brown, John J.	Emmetsburg	45	Real Estate and Insurance, Farming	Dem.	Palo Alto	84	
Burtoh, Charles R.	Oaage	55	Farmer	Rep.	Mitobell	93	55, 56, 57
Cagley, M. A.	Ionis	63	Farmer	Dem.	Chickasaw	89	
Camp, John	Bryant	43	Farm Management	Rep.	Clinton	45	
Carstensen, Lawrence D.	Clinton	28	Lawyer	Rep.	Clinton	45	
Casey, Reed	Corydon	43	Farmer	Dem.	Wayne	5	
Chalupa, LeRoy	Pleasant Plain	46	Business, Farming	Rep.	Jefferson	19	56, 57
Christophel, Clarence	Waverly	48	Livestock Farmer	Rep.	Bremer	72	56, 57
Coffman, William J.	North English	40	General Insurance	Rep.	Iowa	40	57
Conner, Robert E.	Ottumwa	34	Machinist	Dem.	Wapello	18	57
Cunningham, Ray C.	Ames	65	Youth Counselor	Rep.	Story	52	57
Currie, John D.	Schaller	75	Real Estate, Insurance	Rep.	Sac	60	56, 57
Darrington, William E.	Poria	54	Farmer	Rep.	Harrison	32	54, 55, 56, 57
Den Herder, Elmer H.	Sioux Center	50	Farmer	Rep.	Sioux	81	57
Diets, Riley	Walcott	53	Estimator	Rep.	Scott	43	56, 57
Dodda, Robert R.	Danville	34	Farmer	Dem.	Des Moines	21	57
Doyle, Donald V.	Sioux City	34	Lawyer	Dem.	Woodbury	58	57
Duffy, John L.	Dubuque	59	Lawyer	Dem.	Dubuque	69	53, 52X, 53, 56, 57
Dunton, Keith H.	Thornburg	43	Farmer, Business	Dem.	Keokuk	24	
Edgington, Floyd P.	Steffield	59	Farmer	Rep.	Franklin	74	55, 56, 57
Eggers, Paul W.	Knoxville	62	Farmer	Dem.	Marion	26	
Eldred, Russell	Anamosa	47	Livestock Farmer	Rep.	Jones	47	56, 57
Eveland, Raymond	Kelley	38	Farmer	Dem.	Boone	53	57
Fairchild, Bert K.	Ida Grove	67	Farmer	Rep.	Ida	59	53, 54, 55, 56, 57
Fairvy, Mrs. Katherine M.	Albia	54	Manager, Owner Lumber Yard	Dem.	Monroe	15	
Fischer, Harold O.	Wellsburg	41	Farm Loans, Real Estate	Rep.	Grundy	67	
Fisher, Raymond	Grand Junction	51	Farmer	Rep.	Greene	54	
Flatt, Joseph B.	Winterset	36	Merchant	Rep.	Madison	8	
Frank, Roy W.	Cresco	50	Farmer	Rep.	Howard	92	
Freed, Willard M.	Gowrie	41	Lawyer	Dem.	Webster	70	56, 57
Fuelling, Kenneth W.	Farmersburg	46	Retail Lumberman	Dem.	Clayton	70	
Fulton, Robert D.	Waterloo	29	Attorney	Dem.	Black Hawk	66	

MEMBERS OF THE HOUSE

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

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
Gandy, Roger	Bloomfield	26	Teacher	Dem.	Devis	3	
Gardner, Charles E.	New Hartford	28	Farmer	Rep.	Duder	25	
Gray, John	Oshkosh	51	Farmer	Rep.	Madison	56, 57	
Groves, George E.	Barnes	54	Lumberman	Rep.	Mills	56, 57	
Haas, Fred W.	Royal	47	Farmer	Dem.	Chap	56, 57	
Hansen, Marie W.	Humboldt	60	Hardware Dealer	Dem.	Humboldt	76	
Hall, Eugene	Orient	63	Farmer	Rep.	Adair	56, 57	
Hanson, Arthur C.	Lawood	67	Livestock, Dairy Farm	Rep.	Lyon	99	45, 45X, 53, 54, 55, 56, 57
Harrington, R. P.	Independence	54	Real Estate, Farmer	Dem.	Buchanan	67	
Hersh, Carl	Indianola	57	Farmer	Rep.	Warren	27	
Holt, Elmer A.	Postville	58	Hardware Dealer	Rep.	Allamakee	91	55, 56, 57
Houston, Harold	Dow City	41	Livestock Farmer	Dem.	Crawford	56	
Jarvis, Fred M.	Alta	61	Farmer	Rep.	Buena Vista	78	
Johannes, W. J.	Ashton	68	Banker	Dem.	Oceola	98	46, 46X, 47, 48, 49, 50, 50X, 53, 56, 57
John, Neil E.	Toledo	32	Farmer	Rep.	Tama	50	56, 57
Johnson, Fred L.	Hamburg	69	Retired Teacher	Dem.	Fremont	10	
Johnson, Harvey W.	Exira	54	Farmer	Rep.	Audubon	34	
Johnson, Oren H.	Kanawha	61	Retired Rural Letter Carrier	Dem.	Hancock	86	
Kimball, Donald L.	Fayette	26	Publisher	Rep.	Fayette	71	
Klestad, Gilbert E.	Council Bluffs	39	Electrician	Dem.	Pottawattamie	31	
Krueger, Lester L.	Atlantic	38	Lawyer	Rep.	Cass	30	
Lisle, Vern	Clarinda	52	Manufacturer	Rep.	Page	9	53, 54, 55, 56, 57
Loa, Casey	Algona	54	Farmer	Dem.	Kossuth	85	52, 52X, 53, 54, 56, 57
Luckan, J. Henry	Akron	62	Farmer	Rep.	Plymouth	80	52, 52X, 53, 54, 55, 56, 57
Lutz, Cecil V.	Oceola	57	Farmer	Rep.	Clarke	15	
Maggert, Robert E.	Afton	60	Retired Federal and County Employee	Rep.	Union	14	
Main, Franklin S.	Lamoni	42	Farmer	Dem.	Decatur	6	
Martin, Frank L.	Cedar Rapids	32	Lawyer	Dem.	Linn	48	
Mauk, Elroy	Onawa	45	Farmer, Teacher	Dem.	Monona	57	
McArthur, William	Mason City	72	Farmer	Dem.	Cerro Gordo	87	45, 45X, 46
McNeal, Clark H.	Belmond	40	Grain Dealer	Rep.	Wright	75	54, 55, 56, 57
Mensing, A. L.	Lowden	62	Retired Merchant	Rep.	Cedar	44	54, 55, 56, 57
Milroy, Jack	Vinton	35	Lawyer	Rep.	Benton	49	56, 57
Mowry, John L.	Marshalltown	53	Lawyer	Rep.	Marshall	51	
Mueller, Harold	Manly	52	Farmer	Dem.	Worth	94	
Naden, Robert W.	Webster City	37	Manufacturer	Rep.	Hamilton	63	56, 57
Naughton, John M.	Sergeant Bluff	66	Engineer	Dem.	Woodbury	38	
Nelson, Henry C.	Forest City	58	Real Estate, Farm Manager	Rep.	Winnebago	95	56, 57
Nielsen, Niels J.	Ringsted	62	Farmer	Dem.	Emmet	96	
Nutt, Thomas O.	Doubs	54	Farmer	Rep.	Van Buren	2	
Ostian, Conrad	Stanton	58	Farmer, Merchant	Rep.	Montgomery	12	

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

Name	Address	Age	Occupation	Politics	County	District	Former Legislative Service
O'Toole, Thomas P.	Dubuque	62	Merchant	Dem.	Dubuque	66	
Owen, Kenneth E.	Centerville	40	Farmer	Dem.	Appanoose	4	56, 57
Patton, James E.	Manchester	63	Farmer, Turkey Business	Rep.	Delaware	68	
Paul, George L.	Brooklyn	55	Farmer	Rep.	Poweshiek	39	52X, 53, 54, 55, 56, 57
Pierce, Neal	Russell	44	Grain, Livestock Farmer	Rep.	Lucas	16	57
Rapson, George Phillip	Cherokee	55	Retired	Rep.	Cherokee	79	
Reppert, Howard C., Jr.	Des Moines	40	Executive, Transfer and Storage	Dem.	Polk	37	56, 57
Robinson, Samuel E.	Guthrie Center	64	Farmer	Rep.	Guthrie	35	57
Rockwell, John B.	Mount Pleasant	47	Farmer	Rep.	Henry	30	
Rooney, Jack A.	Council Bluffs	46	Railroad Switchman	Dem.	Pottawattamie	30	
Rusk, Gail A.	Newton	61	Farmer	Dem.	Jasper	38	57
Serufand, Hillman H.	Decorah	52	Farmer, Merchant	Rep.	Winnebiek	60	55, 56, 57
Shaw, E. Wayne	Charles City	60	Tobacco	Rep.	Floyd	88	
Sickola, Lester	Kellerton	49	Farmer	Rep.	Ringgold	7	
Smith, Marvin W.	Paulina	57	Farmer	Rep.	O'Brien	62	57
Stanley, David M.	Maestine	30	Lawyer	Rep.	Maestine	42	
Steckhosen, Peter	Irwin	54	Hardware, Feed and Seed	Dem.	Shelby	33	57
Stephens, Richard L.	Ainsworth	54	Farmer	Rep.	Washington	23	57
Stump, J. Kenneth, Jr.	Davenport	26	Auto Dealership	Rep.	Scott	43	
Summa, Dewey	Rockwell City	60	Farmer	Dem.	Calhoun	61	
Swisher, Scott	Iowa City	39	Lawyer	Dem.	Johnson	41	56, 57
Tabor, Howard	Baldwin	64	Farmer	Dem.	Jackson	46	
Walker, Paul M.	Union	54	Farmer	Rep.	Hardin	64	53, 54, 55, 56, 57
Wilk, Charles, Jr.	Spirit Lake	47	Salesman	Dem.	Dickinson	97	57
Wells, Ivan	Bedford	66	Auctioneer	Dem.	Taylor	8	57
Wier, Fred E.	Letts	66	Farmer	Rep.	Louisa	22	
Wilson, Robert F.	Cedar Rapids	22	Lawyer	Dem.	Linn	48	

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 12, 1959.

Pursuant to law the Fifty-eighth General Assembly convened at 10 o'clock a.m., and was called to order by Lieutenant Governor William H. Nicholas.

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

PETITIONS AND MEMORIALS

By Senator Miller from seven members of the Danbury Woman's Club favoring legislation making it more difficult for motorists convicted of drunken driving to renew their driver's license, and also favoring a daytime speed limit.

PRESENTATION OF VISITORS

Senator Potter asked and received unanimous consent to present to the Senate the Honorable Frank D. Elwood of Howard County, a former member of the Senate who was present in the Senate chamber.

Senator Eppers asked and received unanimous consent to present to the Senate the Honorable Edward J. McManus of Lee County, Lieutenant Governor-elect who was present in the Senate chamber.

TEMPORARY OFFICERS

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

Richard W. Berglund, Temporary Secretary.

Edna Gillespie, Temporary Assistant Secretary and Journal Clerk.

M. A. Jensen, 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 Schroeder moved that Senators Nolan, Stuart, Shoeman, O'Malley and Hoffman be appointed as a committee on credentials, which motion prevailed.

REPORT OF COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to

seats in the Senate of the Fifty-eighth General Assembly as shown by the duplicate copies of the certificates of election on file in the office of the Secretary of State, except for Carl Hoschek of the Ninth Senatorial District who shall be temporarily seated subject to the outcome of the election contest for said seat.

CERTIFICATION
STATE OF IOWA

Office of
THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

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

DO HEREBY CERTIFY, that the following is a true and correct list of State Senators, declared by the State Canvassing Board to have been elected in the General Election of November 4, 1958.

Districts

First.....Charles F. Eppers
Seventh.....Frank Hoxie
Ninth.....Carl Hoschek
Tenth.....Clifford M. Vance
Twelfth.....C. Edwin Gilmour
Thirteenth.....Jake B. Mincks
Eighteenth.....John D. Shoeman
Twentieth.....George W. Weber
Twenty-first.....Jack Schroeder
Twenty-second.....David O. Shaff
Twenty-ninth.....Eugene M. Hill

Districts

Thirtieth.....George E. O'Malley
Thirty-fourth.....R. G. Moore
Thirty-fifth.....Andrew G. Frommelt
Thirty-seventh.....John A. Walker
Thirty-eighth.....Melvin H. Wolf
Forty-second.....Lynn Potter
Forty-third.....Walter E. Edelen
Forty-fourth.....Robert R. Rigler
Forty-fifth.....Lawrence Putney
Forty-eighth.....Peter F. Hansen
Fiftieth.....Guy G. Butler

I FURTHER CERTIFY, that LeRoy Getting has been declared by the State Canvassing Board to have been elected State Senator for the Forty-seventh Senatorial District in a Special Election held on December 30, 1958.

I FURTHER CERTIFY, that the persons named below were declared by the State Canvassing Board to have been elected for terms of four years in the General Election of November 6, 1956.

Districts

Second.....Norval Evans
Third.....Gene L. Hoffman
Fourth.....W. C. Stuart
Fifth.....X. T. Prentis
Sixth.....Francis A. Turner
Eighth.....William H. Harbor
Eleventh.....J. Louis Fisher
Fourteenth.....Carroll F. McCurdy
Fifteenth.....Carroll Price
Sixteenth.....Raymond R. Gillespie
Seventeenth.....G. W. Prince
Nineteenth.....Jim O. Henry
Twenty-third.....Earl Elijah
Twenty-fourth.....J. T. Dykhouse

Districts

Twenty-fifth.....D. C. Nolan
Twenty-sixth.....Frank C. Byers
Twenty-seventh.....Joe Coleman
Twenty-eighth.....Howard C. Buck
Thirty-first.....Carl H. Ringgenberg
Thirty-second.....Jack Miller
Thirty-third.....Irving D. Long
Thirty-sixth.....John J. O'Connor
Thirty-ninth.....J. Kendall Lynes
Fortieth.....George L. Scott
Forty-first.....Jacob Grimstead
Forty-sixth.....Laurence M. Boothby
Forty-ninth.....Duane E. Dewel

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this twelfth day of January, A.D. 1959.

MELVIN D. SYNHORST, *Secretary of State.*

Respectfully submitted,

D. C. NOLAN.

W. C. STUART.

JOHN D. SHOEMAN.

GEORGE E. O'MALLEY.

GENE L. HOFFMAN.

On motion of Senator Nolan, 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:

Charles F. Eppers
Frank Hoxie
Carl Hoschek
Clifford M. Vance
C. Edwin Gilmour
Jake B. Mincks
John D. Shoeman
George W. Weber
Jack Schroeder
David O. Shaff
Eugene M. Hill
George E. O'Malley

R. G. Moore
Andrew G. Frommelt
John A. Walker
Melvin H. Wolf
Lynn Potter
Walter E. Edelen
Robert R. Rigler
Lawrence Putney
LeRoy Getting
Peter F. Hansen
Guy G. Butler

President Nicholas announced that he had received the following communication:

COMMUNICATION FROM SECRETARY OF STATE

State of Iowa
Secretary of State
Des Moines

January 12, 1959.

President Officer, Senate,
General Assembly of Iowa,
State House,
Des Moines, Iowa.

Dear Sir:

Pursuant to the provisions of Section 59.5, Code of Iowa, 1958, I transmit herewith one sealed envelope which has inscribed thereon the following:

"The within envelope contains Statement of Intention to Contest Election of Blythe C. Conn, Burlington, Des Moines County, Iowa, contesting the election of Carl Hoschek, of Burlington, Des Moines County, Iowa, to the office of State Senator from Des Moines County, Iowa, being the Ninth Senatorial District, in the general election held on November 4, 1958, to be determined by the Senate branch of the General Assembly of the State of Iowa, the said Blythe C. Conn being the Republican candidate for said

office, and the said Carl Hoschek being the Democratic candidate for said office in the Fifty-eighth General Assembly to be convened in Des Moines, Iowa, on January 12, 1959."

Very sincerely,

MELVIN D. SYNHORST, *Secretary of State.*

STATEMENT OF INTENTION TO CONTEST ELECTION

The undersigned, Blythe C. Conn, of Burlington, Des Moines County, Iowa, a candidate for the office of State Senator in the general election held November 4, 1958, in Des Moines County, Iowa, in accordance with the provisions of Section 59.1 of the 1958 Code of Iowa, hereby gives notice of his intention to contest of the election of Carl Hoschek, incumbent to the office of State Senator at said general election held in Des Moines County, Iowa, on November 4, 1958.

The said contestant, Blythe C. Conn, hereby states that according to the official canvass of votes by the Des Moines County, Iowa, Board of Supervisors, he is shown to have received a total of 7,158 votes for the office of State Senator from Des Moines County, Iowa, being the Ninth Senatorial District, while the said incumbent Carl Hoschek is shown to have received a total of 7,200 votes for said office, or a difference of 42 votes.

That for the causes below set forth this contestant states that had votes cast in said election in said county been properly cast, counted, totaled and certified the said contestant would have been shown to have received more votes in said county than the said Carl Hoschek, and that a recount of the votes cast will show that the said contestant did receive more votes than the said incumbent.

That the said contestant, Blythe C. Conn, is now, and was at the time of the election referred to, qualified to hold the said office of State Senator from Des Moines County, Iowa.

That the particular causes of the contest are as follows:

1. That in the 31 voting precincts in Des Moines County, Iowa, comprising the Ninth Senatorial District the election officials received and counted for the incumbent, ballots which were illegally marked or not marked for the incumbent, and that they also rejected or failed to count ballots legally cast for this contestant, in sufficient numbers that if legally and properly counted the result would be changed, and this contestant shown to have received more votes than the incumbent.
2. That in all 31 precincts in said county except four, namely the second precinct of the seventh ward, Jackson Township, Tama Township and Union Township, there were, according to the records and returns of said precincts, one or more spoiled ballots aggregating 80 in number, and one or more disputed ballots aggregating 110 in number, which were improperly rejected or illegally counted for the incumbent, or not counted for the contestant, but which should have been, and that a correct and legal re-examination of said ballots and a correct tally thereof will result in a change in the result and show the contestant to have gained sufficient votes to show him to have been elected.
3. That a re-examination of all the ballots cast for the office of State Senator in Des Moines County will show ballots received and counted for the incumbent which should have been counted for the contestant, and ballots cast for the contestant, but counted for the incumbent in sufficient numbers as when counted correctly will disclose a change in the result of the election, and this contestant to have received more votes than the incumbent.

4. That in making the tally of the votes cast for State Senator in Des Moines County, errors were made in the 31 precincts of said county which were not detected in the canvass of said election or were not disclosed to the Board of Canvassers which errors credited the incumbent with more votes than he actually received and failed to credit this contestant with all the votes he actually received in sufficient numbers as to change the result of the election and show this contestant with receiving more votes than the incumbent.
5. That there are discrepancies and errors in the tally of the votes for this office not detected nor corrected by the Board of Canvassers for the County, which would result in fewer votes being officially counted for the contestant than the actual tally marks indicate. That said discrepancies appear in at least four of the precincts, namely, first precinct of the eighth ward, the second precinct of the seventh ward, first precinct of the third ward, and Yellow Springs Township, and consist of the following:

That in the first precinct of the eighth ward there is a discrepancy of five votes between the tally books of the two clerks of that counting board for the incumbent.

That in the second precinct of the seventh ward there is a discrepancy of five votes between the tally books of the two clerks of that counting board for the contestant.

That in Yellow Springs Township there is a discrepancy of five votes between the tally books of the two clerks of that counting board for the contestant.

That in the first precinct of the third ward there is a discrepancy ranging from 35 to 37 votes tallied to the various offices in a tally book presumably counting only straight democratic ballots.
6. That there was confusion and lack of uniformity upon the part of the election counting boards in applying the rules and regulations by which votes were received and counted, and that in the second precinct of the second ward some of the ballots were handled and counted without the regular procedure of being examined by representatives of both political parties.

That the errors above stated when taken altogether and the errors in receiving, counting, certifying and canvassing the votes in said election for the office of State Senator from Des Moines County were and are sufficient, that when corrected, would result in a change in the result of the election to said office, and would show this contestant to be elected to said office.

Dated at Burlington, Iowa, this 20th day of December, 1958.

(Signed) BLYTHE C. CONN, *Contestant*.

STATE OF IOWA }
 COUNTY OF DES MOINES }^{ss}

I, Blythe C. Conn, of Burlington, Des Moines County, Iowa, being first duly sworn, on oath depose and say:

That I am the contestant named in the above and foregoing STATEMENT OF INTENTION TO CONTEST ELECTION; that I have read the said statement and know the contents thereof; that the causes set forth therein and the contents thereof are true as I verily believe.

(Signed) BLYTHE C. CONN.

Subscribed in my presence and sworn to before me by Blythe C. Conn, this 20th day of December 1958, at Burlington, Des Moines County, Iowa.
(Seal)

(Signed) RUTH D. WEHMAN,
*Notary Public in and for
Des Moines County, Iowa*

RETURN OF SERVICE

I HEREBY CERTIFY that the within STATEMENT OF INTENTION TO CONTEST ELECTION came into my hands on the 20th day of December 1958, and that I served the same on Carl Hoschek by delivering to him a true copy of said statement on the 20th day of December, 1958, in Burlington Township, Des Moines County, Iowa.

(Signed) J. C. BOCK,
Sheriff of Des Moines County, Iowa.

Service	\$.75
Copy	.25
Mileage	.54
	<hr/>
Total	\$1.54

APPOINTMENT OF CONTEST COMMITTEE

Senator Schroeder moved that Senators Nolan, Stuart, Shoeman, O'Malley and Hoffman be appointed as a committee to hear the contest of the election wherein Blythe C. Conn is the contestant and Carl Hoschek is the incumbent as the Senator of the Ninth Senatorial District and make a report to the Senate, and further, that said committee be empowered to subpoena witnesses, records and all other necessary documents pertaining to said election and to examine and take testimony of witnesses under oath.

Senator O'Malley asked and received unanimous consent to withdraw his name from the committee, and Senator O'Connor was named to take his place.

The motion prevailed.

COMMITTEE FROM THE HOUSE

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

SELECTION OF SEATS

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

Senator Butler moved that the holdover and re-elected Senators be granted the privilege of retaining the seats occupied by them during the Fifty-seventh General Assembly, or the privilege of selecting new seats from the unassigned seats, and that any Senator

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

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

Boothby, Cherokee	8	Lynes, Bremer	47
Buck, Marshall	33	McCurdy, Mahaska	7
Butler, Pocahontas	43	Miller, Woodbury	35
Byers, Linn	34	Mincks, Wapello	9
Coleman, Webster	11	Moore, Harrison	17
Dewel, Kossuth	15	Nolan, Johnson	18
Dykhouse, Lyon	46	O'Connor, Clayton	4
Edelen, Hancock	19	O'Malley, Polk	13
Elijah, Cedar	31	Potter, Howard	14
Eppers, Lee	1	Prentis, Ringgold	28
Evans, Jefferson	50	Price, Marion	38
Fisher, Clarke	21	Prince, Guthrie	29
Frommelt, Dubuque	22	Putney, Tama	36
Getting, O'Brien	10	Rigler, Chickasaw	16
Gillespie, Madison	6	Ringgenberg, Story	23
Gilmour, Poweshiek	2	Schroeder, Scott	25
Grimstead, Winnebago	39	Scott, Fayette	32
Hansen, Carroll	3	Shaff, Clinton	26
Harbor, Mills	30	Shoeman, Cass	49
Henry, Pottawattamie	41	Stuart, Lucas	42
Hill, Marion	12	Turner, Adams	40
Hoffman, Davis	45	Vance, Henry	37
Hoschek, Des Moines	5	Walker, Hamilton	48
Hoxie, Page	20	Weber, Louisa	24
Long, Delaware	27	Wolf, Black Hawk	44

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Ringgenberg moved that Senators O'Malley, Shaff and Wolf be appointed as a committee to notify the Governor that the Senate is organized and ready to receive any communication that he might be ready to transmit, which motion prevailed.

COMMITTEE TO NOTIFY THE HOUSE

Senator Elijah moved that Senators Harbor, Henry and Frommelt be appointed as a committee to notify the House that the Senate is organized and ready for business, which motion prevailed.

BADGES

Senator Dykhouse moved that the Secretary be authorized to

secure suitable badges and jackets for such officers as require them, which motion prevailed.

COMMITTEE ON MILEAGE

Senator Putney moved that Senators Fisher, Grimstead, Turner and Hill be appointed as a committee on mileage, which motion prevailed.

COMMITTEE ON SUPPLIES AND EQUIPMENT

Senator Boothby moved that Senators Hoxie, Dewel, Coleman and O'Connor be appointed as a committee to make arrangements for supplies and equipment to be used during the period of the Fifty-eighth General Assembly, which motion prevailed.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator O'Malley 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 Harbor 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.

ASSIGNMENT OF SEATS IN PRESS GALLERY

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

The motion prevailed and the Secretary assigned the following:

51. C. C. Clifton, Des Moines Register
Jack Magarrell, Des Moines Register
52. Cliff Millen, Des Moines Tribune
53. Dan Perkes, Associated Press
54. George B. Brown, United Press International
55. Otto Weber, WHO and WHO-TV
56. Harrison Weber, Iowa Daily Press Association
57. Don Reid, Iowa Press Association
59. Mac Danielson, KRNT and KRNT-TV
Allan Hoschar, Des Moines Register
60. Frank T. Nye, Cedar Rapids Gazette
Dick Greene, WOI-TV
61. James Shirek, WMT and WMT-TV
Max Rauer, KSO

62. Ros Jensen, The Omaha World-Herald
Wm. D. Severin, Waterloo Daily Courier
63. Dillard Stokes, Council Bluffs Nonpareil
Harvey Hoffman, Davenport Daily Times
64. Kirk Boyd, Davenport Morning Democrat
Stuart Awbrey, Burlington Hawk-Eye Gazette
65. Al F. Faber, Iowa Legionnaire
Republican State Central Committee

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

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

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Elijah for the balance of the day on request of Senator Butler.

Senator Lynes called up for consideration the following proposed temporary rules of the Senate:

RULES OF THE SENATE

Rule 1

Regular Order of Business

The following order shall govern:

1. Correction of the Journal.
2. Presentation of petitions and memorials addressed to the Senate or the General Assembly.
3. Introduction of bills.
4. Resolutions.
5. Communications on the president's table, including House messages.
6. Reports of standing committees in order in which they stand in the rules, except the committee on engrossed and enrolled bills, rules and printing.
7. Reports of select committees.
8. Unfinished business before the Senate.
9. Third reading of bills.
10. Reports for indefinite postponement.
11. General order of the day.

Rule 2

Duties of the President

The president shall take the chair at the hour to which the senate is adjourned and call the senate to order; and, if a quorum be present, he shall proceed with the regular order of daily business, unless otherwise ordered by the senate, or unless a special order for the day shall interfere therewith. He shall preserve order and decorum, and decide all questions

of order, subject to an appeal to the senate. *He shall appoint such committees and members to standing committees as directed by the senate or as provided by law.* Immediately upon the convening of each morning session, or in case it cannot be done during that session, then as soon after the convening of the next following session as he may find most convenient, the president shall call for corrections of the journal of the last day's proceedings. He shall then cause any mistakes therein to be corrected by the secretary, and the journal shall then be approved.

Rule 3

The President Pro Tempore

The senate shall, at its pleasure, elect a president pro tempore, who shall hold his office during the remaining portion of the time for which the president was elected; and when the president shall, from any cause, be absent, the president pro tempore shall preside, except when the chair is filled by appointment by the president.

Rule 4

Pages

There may be appointed by the lieutenant governor, at each session of the senate, to hold their positions during such session, but subject to be discharged by the president of the senate for inefficiency or misbehavior, or other reasons, in his judgment justifying such discharge, not to exceed ten pages for the senate. And the president may appoint other pages in the place of any discharged.

Rule 5

Call of the Senate

Thirteen members may have a call of the senate on any specific item of legislative business, and absent members sent for and their attendance enforced. A motion to recess or adjourn to a specified time will not raise the call. Any member excused for the day or any period of time before a call is made shall not be excused from a call unless such member is specifically excused from the call through unanimous consent or by a vote of *30 members of the senate*. If any member or members are excused from a call through unanimous consent or by a vote of *30 members of the senate*, same shall not raise the call as to all other members of the senate.

Rule 6

Debate and Decorum

When a member is about to speak in debate, or deliver any matter to the senate, he shall rise from his seat and respectfully address himself to "Mr. President," and shall confine himself to the question under debate, avoid personalities and the imputation of improper motives.

Rule 7

Manner of Voting

When the vote is taken *viva voce*, questions shall be distinctly put in this form, viz.: "As many as are of the opinion (as the case may be) say 'aye'." And after the affirmative voice is expressed: "As many as are of the contrary opinion say 'no'." If the president doubt, or a division be called for, the senate shall divide—those in the affirmative of the question shall rise from their seats, and afterward those in the negative.

Rule 8

Duty and Right of Voting

Every member present when a question is put shall vote, unless he shall, for special cause, be excused by a vote of the senate; but no member shall

vote on any question in the event of which he is directly and personally interested, or except by consent of the senate, in any case where he was not present when his name was called in the taking of the vote. Provided, that any member who was absent by leave of the senate may vote at any time before the result is announced. A member present in the senate chamber during a roll call and not wishing to vote upon the pending measure may vote "Present," except that if a demand is made from the floor of the senate for an aye or nay vote such member shall then vote.

Rule 9

Form and Withdrawal of Motions and Amendments

All motions (except to adjourn, postpone, or commit) shall be reduced to writing, if required by any member of the senate. Any motion or resolution may be withdrawn by the mover, provided the same has not been amended by the senate, and that no amendment is pending thereto. All amendments shall be reduced to writing and filed at the desk before being acted upon by the senate.

Rule 10

Order and Precedence of Motions

When a question is under debate, no motion shall be received but to adjourn, to lay on the table, for the previous question, to postpone to a day certain, to commit or amend, to postpone indefinitely, which several motions shall have precedence in the order in which they are named; and no motion to postpone to a day certain, to commit or postpone indefinitely, being decided, shall be again allowed on the same day, and at the same stage of the bill or proposition. A motion to strike out the enacting clause of a bill shall have the precedence of a motion to amend; and, if carried, shall be considered equivalent to the rejection of the bill.

Rule 11

Motions Not Debatable

A motion to adjourn, to lay on the table, and for the previous question, shall be decided without debate, and all incidental questions of order arising after the motion is made for the previous question, and pending such motion, shall be decided—whether an appeal or otherwise—without debate.

Rule 12

The Previous Question

The previous question shall be in this form: "Shall the main question be now put?" It shall only be admitted when demanded by a majority of the members present, and its effect shall be to put an end to all debate, and bring the senate to a direct vote upon the pending amendments and then upon the main question, unless otherwise indicated by the motion and ordered by the senate, except that in case any member of the senate, who has not previously spoken on the measure under discussion, shall have sent to the secretary's desk, after the measure was taken up for consideration by the senate, a written request to be heard on the pending measure, the previous question shall not deny said member from being heard ten minutes on the measure under discussion. If, after the previous question has been put, action on the measure continues into other legislative days or is otherwise deferred upon the legislative day in which the vote was taken on the previous question, said previous question and the written requests to be heard shall be in order on such succeeding legislative days as they would have been on the day of their filing.

When the motion applies to an amendment the person proposing the

amendment shall have five minutes to close the discussion on the amendment.

The member in charge of the measure under consideration shall have ten minutes in which to close the discussion, immediately before the vote is taken upon the main question. If the previous question is decided in the negative, the senate shall proceed with the matter before it, the same as though the previous question had not been moved.

Rule 13

Division of the Question

Any member may call for a division of a question, which shall be divided if it comprehends propositions in substance so distinct that one being taken away, substantive propositions shall remain for the decision of the senate. A motion to strike out and insert shall be deemed indivisible; but, a motion to strike out being lost, shall preclude neither amendments to the matter attempted to be stricken out, nor a motion to strike out and insert.

Rule 14

Reconsideration

When a motion or question has been decided, any member having voted on the prevailing side may move a reconsideration, on the same or next legislative day.

Rule 15

Concerning the Printing of Papers

Any paper, other than that contemplated by section 10, article III of the constitution of the state of Iowa, presented to the senate may, by unanimous consent, or upon the motion of any member, supported by a majority vote of those present, be printed in the journal.

Rule 16

Method of Introducing and Reading of Bills

All bills and petitions to be introduced in the senate shall be filed with the secretary of the senate prior to the convening of the senate. When the time for introducing bills is reached in the regular order of business, the secretary will proceed in the same manner as if the bills were introduced from the floor. This rule does not deny a member the right to introduce a bill from the floor, but members so far as practicable are requested to observe this rule.

Rule 17

Introduction, Reading and Forum of Bills and Joint Resolutions

Every senate bill shall be introduced by one or more members, or by a standing or specially authorized committee of the senate, except the sifting committee of the senate, and shall at once be given its first reading. Every bill and joint resolution shall have received three several readings previous to its passage; but no bill or joint resolution shall have its second and third readings on the same day, without a suspension of this rule, except on the last legislative day; and every bill and joint resolution shall express in its title the object thereof, *and may contain an explanatory statement setting forth the views of the sponsors*. All rules of the senate applicable to bills shall apply with equal force to joint resolutions and concurrent resolutions proposing amendments to the Constitution of the United States of America.

Rule 18

Endorsement and Presentation of Petitions,
Bills and Joint Resolutions

Before the same is presented, there shall be endorsed on each petition a brief statement of the subject matter thereof, and on each bill and joint resolution the title thereof, and in either case the name of the senator, or committee chairman presenting the same. In presenting a petition, *the senator shall file the petition at the desk.*

Rule 19

First Reading and Reception or Rejection of
Bills and Joint Resolutions

The first reading of a bill or joint resolution shall be for information, and, if objection be made to it, the question shall be: "Shall the bill (or joint resolution, as the case may be) be rejected?" If no objection be made, or the question to reject be lost, the bill or joint resolution shall go to its second reading without further questioning.

Rule 20

Second Reading and Commitment

Upon the second reading of an individual bill or joint resolution or concurrent resolution proposing an amendment to the Constitution of the United States of America, the President shall refer the bill to an appropriate standing committee, unless otherwise ordered by the Senate. If the bill is a committee bill the President may place the same on the calendar, after its second reading or, if not germane to the title of the committee presenting same he may assign it, on his own motion, or at the direction of a majority of the Senate, to some committee deemed appropriate for further study and report. If ordered by the Senate to be considered by the committee of the whole the Senate shall fix the day for its consideration. If the bill or joint resolution or concurrent resolution proposing an amendment to the Constitution of the United States of America be ordered to be engrossed, it shall be in order for its third reading at any time thereafter. No bill or joint resolution or concurrent resolution proposing an amendment to the Constitution of the United States of America shall be committed or amended until it shall have been twice read.

Rule 21

Commitment of Appropriation Bills

All bills and resolutions carrying appropriations or involving the expenditure of state funds shall be referred to the committee on appropriations.

Rule 22

Time of Introduction of Bills

No bill shall be introduced in the Senate after the *25th day* of February, except such bills as may be introduced by a standing or specially authorized committee, provided, however, that no committee bill shall be introduced after the *25th day* of February, except by a favorable vote by two-thirds of the members of the committee; this provision governing the introduction of committee bills shall not apply to the Appropriations Committee and Ways and Means Committee.

Rule 23

Bills Carrying Appropriations

No bill carrying an appropriation for any purpose shall go to its third reading until it has been acted upon by the committee on appropriations.

Rule 24
Engrossment of Bills

Every bill shall be considered engrossed when ordered to a third reading unless the senate shall affirmatively direct its engrossment.

Rule 25
Third Reading and Passage of Bills

When a question is lost on engrossing a bill or joint resolution for a third reading on a particular day, it shall not preclude a question to engross it for a third reading on a different day. After a third reading of a bill or a joint resolution, no amendment (except to fill blanks) shall be received, except by unanimous consent of the members present; and the vote on its final passage shall be immediately taken without debate.

Rule 26
Commitment of Bills

A bill or joint resolution may be committed to a *standing committee* at any time previous to its third reading.

Rule 27
Appointment of Committees

All committees except otherwise provided by these rules shall be selected by a constitutional majority vote of the senate.

Rule 28
Consideration of Special Orders

When any special order of the day is not proceeded with on the day assigned, it shall stand as a general order on each succeeding day until disposed of, unless otherwise ordered, but its consideration cannot be moved until that order of business is reached, when it shall be taken up in order of its file, and shall be taken up in order of precedence.

Rule 29
Unfinished Business after a Special Order

When the pending question is interrupted by a "special order," it shall, upon the disposal of the special order, be before the senate in the same stage as if it had not been so interrupted.

Rule 30
Senate Clerks

Each senator shall be permitted to employ a clerk of his own selection with the approval of a majority vote of the senate. All clerks shall be competent stenographers and *may be discharged for cause after a hearing before a committee appointed by the president of the senate for that purpose.*

Rule 31
Duties of Clerks

Clerks employed as provided by rule 30, when not engaged in duties pertaining to committees, or work assigned them by their senator, shall be subject to the discretion of the secretary of the senate for any work connected with the duties of his position or his assistants. The secretary from time to time *may assign* said clerks to assist in preparing copy or correcting proof for the daily journal.

Rule 32
Form of Committee Reports

All reports of committees on bills or resolutions shall be made in triplicate and be accompanied with the original bill or resolution to which the

report relates. Provided, that this rule shall not apply to the reports of committees on enrolled and engrossed bills.

Bills reported out by a committee recommending passage, or amendment and passage, or without recommendation, shall not be acted upon before the expiration of one legislative day after the printed journal containing such report has been placed upon the desks of members of the senate.

Rule 33

Time of Making Committee Reports

The secretary of the senate shall note on each bill and resolution the date of its reference to committee. It shall be the duty of each committee to report back to the senate all bills referred to it. No bill or resolution shall be withdrawn from any committee *except the sifting committee* within 15 legislative days after the bill has been referred to the committee and thereafter only upon vote of twenty-eight (28) members of the senate.

Rule 34

Time of Making Certain Committee Reports

It shall be in order for the Committee on enrolled bills, on rules and on printing to report at any time, when no member is addressing the senate.

Rule 35

Voting in Committee

The proceedings before and in all standing committees shall be *open to members of the press certified by the secretary of the senate and members of the legislature, however, as provided by the rules of said committees, executive sessions may be held.*

Rule 36

Announcement of Committee Meetings

When an adjournment has been ordered by a vote of the senate and before adjournment is declared by the president of the senate, it shall be in order for the chairman of the several committees to announce in open senate the time and place of meeting of their respective committees.

Rule 37

Bills Recommended for Indefinite Postponement

When a question is postponed indefinitely, it shall not be again acted upon during session. Upon any bill being reported back from a committee recommending indefinite postponement the report shall be disposed of in three legislative days, otherwise the committee recommendation shall be considered adopted. No bill recommended for indefinite postponement shall be considered in the absence of the author of the bill, if a senate bill, or in the absence of the senator representing the district from which the author comes, if the bill so reported be a house bill. If a committee report recommending indefinite postponement is taken up within three legislative days after the report has been filed, it shall require an affirmative vote of thirty (30) members of the senate to overrule the report of the committee.

Rule 38

Sifting Committee

A sifting committee shall be appointed upon a constitutional majority vote of the senate from nominations made by a committee appointed for that purpose by the senate. Any bill may be withdrawn from said committee by a vote of 80 members of the senate. Bills and resolutions shall be committed to the sifting committee only upon motion from the floor of the senate and approved by a constitutional majority of the senate.

Rule 39

Admission to Senate Chamber and Prohibition of Lobbying

Admission to floor of the senate chamber shall be granted by the door-keeper to the governor and his private secretary, members of the house of representatives, the state officers and their deputies, judges of the several courts, ex-members of the legislature, ex-state officers, uniformed members of the armed forces of the United States, and the regular reporters of the senate and clerks of committees. No persons, except those herein specified, shall be admitted, except upon special permission of the president of the senate, or of a member of the senate. And no person shall be permitted, by members or otherwise, to come upon the floor of the senate or into the cloak rooms to solicit or influence senators in their official action, or to sell any article or to solicit subscriptions. No officer, or employee elected or appointed by the senate or any of its committees, shall solicit or endeavor to influence members of the legislature in their official action. Any person violating this rule shall be summarily dismissed by the senate.

Rule 40

Clearing of Lobby and Gallery

In case of disturbance or disorderly conduct in the lobby or gallery, the presiding officer shall have the power to order the same cleared.

Rule 41

Suspension of the Rules and Taking from Table

No standing rule or order of the senate shall be rescinded, amended or suspended, nor shall any matter, tabled upon motion, be taken up, unless by a vote of *30* of the members present, except an order fixing the hour to which the senate shall stand adjourned.

Rule 42

Consideration of Resolutions

Resolutions, including concurrent resolutions, other than concurrent resolutions proposing amendments to the Constitution of the United States of America, shall not be acted upon by the senate upon the day the same are introduced or received by the senate, but shall lie upon the table for one legislative day if any member object to the immediate consideration thereof. But if no member object, the same may have immediate consideration. Nothing in this rule shall abridge or prevent the usual right *of the senate, by majority vote of the senate, of reference to committee.*

Rule 43

Rules of Parliamentary Practice

The rules of parliamentary practice comprised in Robert's Rules of Order Revised shall govern the senate in all cases to which they are applicable, and in which they are not inconsistent with the standing rules or orders of the senate, and joint rules of the senate and house of representatives.

Rule 44

Duties of Officers and Employees

The president of the senate, or in his absence the president pro tempore, shall have supervision of and control over all officers and employees of the senate.

The duties of the officers and employees of the senate are as stated in the paragraph relating thereto, and appended to these rules.

SECRETARY—The secretary of the senate shall have charge of the secretary's desk, and shall see that no one is permitted therein except

himself and those assisting him. He shall be responsible for the custody and safekeeping of all bills, resolutions and other matters laid before or introduced into the senate, except while the same are in the possession of the committee to whom the same shall have been referred, and when delivering the same to said committee he shall take a proper receipt therefor. He shall see that the journal of each day's proceedings is correctly and fully kept, and fully made up before the next day's session, and be responsible for its safe-keeping. He shall have control of rooms 25 and 26, which are assigned to said secretary for the use of himself and his assistants. He shall endorse on every bill or joint or concurrent resolution the date of its introduction, and by what senator, or of its receipt from the house, and also what action relating thereto is taken by the senate. The assistant secretaries shall be under his direction and he shall assign to them their several duties in connection with the duties of the secretary's desk.

SERGEANT-AT-ARMS, FILE CLERK AND BILL CLERK—The sergeant-at-arms shall wear the appropriate badge of his office; shall attend the senate during its sessions; shall aid in the enforcement of order under the direction of the president of the senate; shall execute the commands of the senate from time to time, together with such process, issued by the authority thereof, as shall be directed to him by the presiding officers; shall, upon the request of any five members, have the senate chamber lighted up during any evening within the session, except Sunday, to an hour not later than 10 p.m.; shall see that no person, except one authorized to do so, disturbs or interferes with the desks of the members, or with the books, papers, etc., thereof; shall see that the printed bills and daily journals are, at the earliest practicable period, properly distributed and filed upon the desks of senators; shall have charge of the files in the senate room, and shall see that no copy of a bill is given out except to or upon the order of the president, a senator, or state officers; shall see that an additional doorkeeper is detailed for duty at the senate chamber upon each day within the session, except Sunday, from 8:30 a.m. to 10 p.m., but should not five members of the senate desire to occupy the chamber to that hour the detail may be relieved at 9 p.m.; shall have charge of the messengers of the senate and see that they severally perform their duties, and shall promptly report to the president of the senate any inefficiency or violations of duty on the part of said messengers. He shall direct the file clerk and bill clerk, if any employed, in the discharge of their duties, and shall announce all committees and messengers from the governor or house.

DOORKEEPER—The doorkeeper of the senate shall wear his appropriate badge of office, shall have special charge of the main door of the chamber during the sittings of the senate, and shall see that the other doors of the senate are properly attended to; shall have general charge and oversight of the additional doorkeepers of the senate; shall detail such of the additional doorkeepers for such general or special duties as the sergeant-at-arms may deem proper and necessary for the efficiency of the senate and the protection of property within the chamber; shall see that the rule relating to the admission to the floor of the chamber is strictly enforced; shall, ten minutes before the opening of each session of the senate, see that the floor is cleared of all persons not entitled to occupy the same during the session; and shall attend to seating visitors.

JANITOR—The janitor of the senate shall have charge, under the direction of the sergeant-at-arms of the cloak and retiring rooms adjoining the chamber, and shall see that the same are kept in proper order.

PAGES—The pages of the senate shall attend the senate during its sittings and perform the duties generally devolving on like employees. The

secretary of the senate and the sergeant-at-arms shall detail the pages to their respective positions in the senate chamber. The pages shall be under the direction of the sergeant-at-arms while the senate is not sitting, and shall attend to such duties as he may assign them.

At least four pages shall be on duty in the senate chamber upon every day of the session, except Sundays, from 8:30 a.m. until 6 p.m., whether the senate is in session or not.

Rule 45 Executive Session

Before acting on executive business, the senate chamber shall be cleared, by direction of the president, of all persons except members, the president, the secretary, the sergeant-at-arms; members enjoined and the secretary and sergeant-at-arms sworn to observe secrecy at each executive session.

Rule 46 Confirmations of Appointments

In all executive sessions the voting on confirmation of appointments shall be as follows: The presiding officer shall appoint two senators who shall assist in canvassing the vote. The secretary of the senate shall call the roll and furnish each senator with a ballot which after being marked shall be deposited in a ballot box. When the voting is concluded, the committee shall count the votes and the presiding officer shall announce whether the appointee being considered is confirmed or otherwise. The secretary shall preserve the ballots in a sealed envelope until the close of the legislative session.

Provided, however, upon a constitutional majority vote of the senate a roll call voice vote of the senate shall be taken upon the confirmation of such appointments.

No report on confirmations of appointments made by the governor shall be acted upon until after the expiration of seven days from the date the committee is appointed to make investigation of the appointee. This rule shall not apply during the last seven legislative days of the session.

The committee appointed to investigate an appointee shall, if possible, have a personal interview with said appointee, and the senate may, by majority vote, invite any appointee to appear before the senate in executive session.

Rule 47 Daily and Senate Calendars

Bills reported out for passage or amendment and passage or without recommendation by a committee shall be arranged each day at 4:30 p.m. by the secretary on a daily calendar in the order of the file numbers of said bills and following the preceding legislative day's calendar. The combined daily calendars shall make up the senate calendar or order for the consideration of bills. Priority shall be given to senate over house file numbers, and to joint resolutions over bills.

Rule 48 Introduction and Presentation of Guests

Guests of the senate or of a member thereof, may be introduced by any member of the senate by first filing a written request with the president for this personal privilege, and obtaining approval thereof. Thereafter, but not during debate or discussion on legislation, a member may request this personal privilege.

* * * *

Senator Lynes moved the adoption of Senate Rule 2.

Roll call was demanded.

On the question "Shall Senate Rule 2 be adopted?" the vote was:

Ayes, 31:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Weber
Fisher	Miller	Schroeder	

Nays, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Absent or not voting, 2:

Elijah Walker

The motion prevailed and Rule 2 was adopted.

Senator Lynes moved the adoption of Senate Rule 27.

Roll call was demanded.

On the question "Shall Senate Rule 27 be adopted?" the vote was:

Ayes, 32:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber

Nays, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Absent or not voting, 1:

Elijah

The motion prevailed and Rule 27 was adopted.

Senator O'Malley called up the following amendment filed by Senators Coleman, Edelen, Frommelt, Gilmour, Hill, Hoschek, Mincks, O'Malley, Potter, Wolf, Eppers, Gillespie, Hansen, Hoffman, McCurdy, Moore and O'Connor and moved its adoption:

Amend Rule 35 by striking the period (.) in line three (3) and adding the following:

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

Roll call was demanded.

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

Ayes, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Nays, 32:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber

Absent or not voting, 1:

Elijah

The amendment was lost.

Senator Lynes moved the adoption of Senate Rule 35.

Roll call was demanded.

On the question “Shall Senate Rule 35 be adopted?” the vote was:

Ayes, 32:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber

Nays, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Absent or not voting, 1:

Elijah

The motion prevailed and Rule 35 was adopted.

On motion of Senator Lynes, Senate Rule 38 was adopted.

Senator Lynes moved the adoption of Senate Rule 41.

Roll call was demanded.

On the question "Shall Senate Rule 41 be adopted?" the vote was:

Ayes, 32:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentiss	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhouse	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber

Nays, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Absent or not voting, 1:

Elijah

The motion prevailed and Rule 41 was adopted.

Senator Butler took the chair at 2:30 p.m.

Senator Lynes asked and received unanimous consent to change the last sentence of Rule 42 to read as follows:

"Nothing in this rule shall abridge or prevent the usual right of the Senate, by majority vote of the Senate, to refer a resolution to committee."

On motion of Senator Lynes, Senate Rule 42 was adopted.

President Nicholas took the chair at 2:40 p.m.

On motion of Senator Lynes, Senate Rule 46 was adopted.

Senator Lynes moved that the foregoing rules be made the temporary rules of the Senate of the Fifty-eighth General Assembly, which motion prevailed and the temporary rules were adopted.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Schroeder placed in nomination the name of Senator J. Kendall Lynes of Bremer County as a candidate for the office of President pro tempore of the Senate of the Fifty-eighth General Assembly.

There being no further nominations, the Chair declared Senator Lynes of Bremer County unanimously elected President pro tempore of the Senate of the Fifty-eighth General Assembly, and asked Sen-

ators Price, Prince and Edelen to escort Senator Lynes to the rostrum.

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

In accepting the office Senator Lynes said :

MR. PRESIDENT, MEMBERS OF THE SENATE:

It is a privilege to serve in the Iowa Senate. It is a greater privilege to serve as your President pro tempore. But the richest experience is that close association with the fine citizens of our great state who have made up this body through the years.

At the beginning of the Fifty-eighth Assembly we can look back upon more than a century of legislative guidance which has progressed our great state to its accomplishments and traditions. But in this day we can scarcely spare the time for looking back.

Today's challenges are here staring us in the face. If we would carry on, as we surely will, we will meet these challenges with careful and forthright legislative action. We must provide our people with state policy and statute which will give the kind of government required to give them the most of the best in this year of 1959 and future years.

There is a tremendous amount of work and responsibility in the activity of this Senate. There is work for everyone. To you the older and seasoned members much will be asked of you. The new members will look to you for guidance and support. And I assure you new men this will be forthcoming. There is a place and a need for the interest of all fifty.

It is fair to assume that all of us whether from the majority or the minority party are anxious to pull our share of the load. As we hammer away at our task let us strive to respect the other fellows' opinions and motives. In our zeal to do our best let us not forget that deep in the hearts of every member lies the desire to do right for our state and its people through legislative leadership and action.

The support of your constituents has made it possible for you to have this opportunity for service which is now also your responsibility.

May we the Senate of the Fifty-eighth General Assembly make the most of this opportunity. And when our labors and our efforts have become a part of the record may it be a good record. Iowa which affords so much to so many deserves no less.

Senator Rigler asked and received unanimous consent that the remarks of President pro tempore Lynes be printed in the Senate Journal.

President pro tempore Lynes took the chair.

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

SENATE RESOLUTION 1

By Walker

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 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, and the President appointed as such committee Senators Walker, Hansen and Evans.

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

SENATE CONCURRENT RESOLUTION 1

By O'Malley

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

The motion prevailed and the President appointed as such committee Senators O'Malley, Lynes, Walker, Fisher, Hoffman and Coleman.

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

SENATE CONCURRENT RESOLUTION 2

By Weber

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing be directed to furnish copies of the 1958 Code of Iowa and also copies of the Laws of the Fifty-seventh General Assembly to such members of the Fifty-eighth General Assembly of Iowa who may request the same. Senate members to leave orders for Codes and laws at the Secretary's desk and House members to leave orders at the Chief Clerk's desk.

That the superintendent of printing be directed to furnish copies of the 1958 Code of Iowa and Session Laws of the Fifty-seventh General Assembly as requested by the Secretary of the Senate and by the Chief Clerk of the House for use of the staffs in their respective offices.

The superintendent of printing is further directed to furnish copies of the 1958 Code of Iowa and Session Laws of the Fifty-seventh General Assembly to members of the press assigned seats in the Senate and House press galleries, to be requested by the Secretary of the Senate for members of the press with seats there assigned and by the Chief Clerk of the House for copies to be furnished members of the press assigned seats in the House chamber.

The motion prevailed and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION 3

By McCurdy

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 Senate and House bill of the Fifty-eighth 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.

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

SENATE CONCURRENT RESOLUTION 4

By Schroeder

Whereas, the distinguished former Iowan, Mr. Meredith Willson, now a resident of the State of California, will be in Des Moines, Iowa, on the 13th day of January, 1959; therefore,

Be It Resolved by the Senate, the House Concurring: That an invitation be extended to Mr. Meredith Willson to address a joint convention of both houses at 10:45 a.m., on Tuesday, January 13, 1959.

The motion prevailed and the resolution was adopted.

COMMITTEE ON COMMITTEE ROOMS

Senator Shaff moved that Senators Prentis, Dykhouse, Miller and O'Connor be appointed as a committee to assign the committee rooms to the various standing committees and arrange for regular hours of meetings, which motion prevailed.

TELLERS OF JOINT CONVENTION

Senator Rigler moved that Senators Buck, Boothby and Hill be appointed as a committee of three to serve as tellers to assist in the canvassing of the vote for Governor and Lieutenant Governor at the joint convention to be held for such purpose, 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 House concurrent resolution in which the concurrence of the Senate is asked:

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

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

House Concurrent Resolution 2, providing for a joint committee on additional employees of the Fifty-eighth General Assembly and the Speaker has appointed as such committee on the part of the House: Representatives Dietz of Scott, Sersland of Winneshiek and Darrington of Harrison.

WM. R. KENDRICK, *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-eighth General Assembly be held on January 13, 1959, at 2:00 p.m.

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

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

HOUSE CONCURRENT RESOLUTION 2

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

HOUSE MESSAGES CONSIDERED

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

The motion prevailed and the resolution was adopted.

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

The motion prevailed and the resolution was adopted and the Chair appointed as such committee on the part of the Senate Senators Putney, Butler and Boothby.

ELECTION OF PERMANENT OFFICERS

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

Secretary—Richard W. Berglund, Des Moines
 Assistant Secretary and Journal Clerk—Edna Gillespie, Des Moines
 Reading Clerk and Secretary's Assistant—Joe A. Greenlief, Fort Dodge
 Secretary's Stenographer—Ruth E. Fisher, Des Moines
 Assistant Journal Clerk—Eleanor Battershell, Des Moines
 Secretary's Clerk—Phyllis Hall, Des Moines
 Engrossing Clerk—Maretta Blanchard, Des Moines
 Enrolling Clerk—Eloise Brewer, Carroll
 Assistant Enrolling Clerk—Isal Burr, Des Moines
 Payroll Clerk—Julia Buth, Ankeny
 Supply Clerk—Dorothy Hohnbaum, Des Moines
 Assistant Enrolled Bills Clerk—Katherine C. Walter, Lenox
 Assistant Enrolled Bills Clerk—Ruth Johnson, Slater
 Control Board Operator—Jesse S. Bright, Des Moines

Sergeant-at-Arms—N. A. Jensen, Cedar Rapids
Assistant Sergeant-at-Arms—Victor E. Lindquist, Chariton
Assistant Sergeant-at-Arms—John Nelson, Jewell
Bill Clerk—Charles Hanson, Des Moines
File Clerk—Daniel Earl Smith, Des Moines
Assistant File Clerk—David Smith, Des Moines
Chief Doorkeeper—Albert Marshall, Northwood
Assistant Doorkeeper—Walter McCorkle, Winterset
Assistant Doorkeeper—David B. Long, Des Moines
Assistant Doorkeeper—J. Willard Stranahan, Des Moines
Assistant Doorkeeper—Jim Ridsen, Des Moines
Postmistress—Nancy Page, Bedford
Porter—Elbert R. Hall, Des Moines
Cloakroom Attendant—Archie A. Martin, Des Moines
Matron—Mary Hawkins, Des Moines
Telephone Page—Carrie Randle, Des Moines

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

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 13, 1959.

The Senate met in regular session, President Nicholas presiding.

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

PETITIONS AND MEMORIALS

By Senator Eppers from 286 residents of Lee and Woodbury Counties favoring the Board of Control's Budget Recommendations for the Glenwood State School.

INTRODUCTION OF BILLS

Senate File 1, by Senators Miller, Butler, Rigler, Gillespie, Hoxie, Henry, Coleman and Gilmour, a bill for an act to amend section two hundred seventy-nine point thirteen (279.13), Code 1958, to provide for a conference between the board of directors of a school district and a teacher before such teacher is notified of termination of contract.

Read first and second times and passed on file.

Senate File 2, by Senators Long, O'Connor, Turner, Butler, Rigler and Edelen, a bill for an act relating to evidence of violation of the law relating to false drawing and uttering of checks; providing for prima facie evidence of intent to defraud if there is nonpayment after ten days notice.

Read first and second times and passed on file.

Senate File 3, by Senators Long, O'Connor, Turner, Butler, Rigler and Edelen, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, creating presumptions arising out of concealment of goods held for sale by merchants, and providing for the detention and searching of persons guilty of shoplifting.

Read first and second times and passed on file.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

SENATE CONCURRENT RESOLUTION 4 WITHDRAWN

Senator Schroeder asked and received unanimous consent to withdraw Senate Concurrent Resolution 4 from further consideration.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 1, providing for the appointment of a committee of six to arrange for the inauguration of the Governor and Lieutenant Governor; and the Speaker has appointed as such committee on the part of the House: Senior Gentleman from Polk, Mr. Reppert, Chairman; Senior Gentleman from Wapello, Mr. Conner; Junior Gentleman from Wapello, Mr. Aubrey; Gentleman from Ida, Mr. Fairchild; Gentleman from Madison, Mr. Flatt; and the Gentleman from Bremer, Mr. Christophel.

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

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

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

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

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

House Concurrent Resolution 3, providing for a recess of the Fifty-eighth General Assembly from Thursday afternoon, January 15, 1959, to Monday morning, January 19, 1959.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 3

Be It Resolved by the House, the Senate Concurring: That when adjournment is had on Thursday afternoon, January 15, 1959, it be to reconvene at 11:00 a.m., Monday, January 19, 1959.

HOUSE MESSAGE CONSIDERED

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

The motion prevailed and the resolution was adopted.

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

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PRESENTATION OF VISITOR

Senator Wolf rose on a point of personal privilege and presented the Honorable Arch W. McFarlane of Black Hawk County, a former Speaker of the House, Lieutenant Governor and member of the Senate who was present in the Senate chamber.

President Nicholas directed the Sergeant-at-Arms to escort our distinguished guest to the rostrum. Senator McFarlane was presented and addressed the Senate briefly.

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 law and concurrent resolution duly adopted, the joint convention was called to order, President Nicholas presiding.

The roll was called. Those present were, 142.

JOINT ROLL CALL

Allen	Den Herder	Frank	Hoxie
Andrews	Dewel	Frommelt	Jarvis
Aubrey	Dietz	Fuelling	Johnson of
Balch	Dodds	Fulton	Audubon
Baumhover	Doyle	Getting	Johnson of
Bohi	Duffy	Gilmour	Fremont
Boothby	Dunton	Gordy	Johnson of
Briles	Dykhouse	Grassley	Hancock
Brinck	Edelen	Gray	Kimball
Brown	Edgington	Greenwood	Klefstad
Buck	Eggers	Grimstead	Lisle
Burtch	Eldred	Hagedorn	Long
Butler	Elijah	Hall	Loss
Cagley	Eppers	Halling	Lucken
Camp	Evans	Hansen of	Lynes
Carstensen	Eveland	Carroll	Maggert
Casey	Fairchild	Hanson of	Main
Chalupa	Falvey	Lyon	Martin
Christophel	Fischer of	Harbor	Maule
Coffman	Grundy	Harrington	McArthur
Coleman	Fisher of	Hill	McCurdy
Conner	Clarke	Hirsch	McNeal
Cunningham	Fisher of	Hoschek	Mensing
Currie	Greene	Hoht	Miller
Darrington	Flatt	Houston	Mincks

Moore	Pierce	Schroeder	Swisher
Mowry	Potter	Scott	Tabor
Mueller	Prentis	Sersland	Turner
Naden	Price	Shaff	Vance
Naughton	Prince	Shaw	Walker
Nelson	Rapson	Sickels	Watts
Nielsen	Reppert	Smith	Weber
Nutt	Rigler	Stanley	Weik
Ossian	Ringgenberg	Steenhusen	Wells
O'Malley	Robinson	Stephens	Wier
Owen	Rockwell	Stringer	Wilson
Patton	Rooney	Summa	Wolf
Paul	Rusk		

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

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

Motion prevailed and the President appointed as such committee Senators Grimstead of Winnebago, Hansen of Carroll, and Mincks of Wapello on the part of the Senate and Representatives Kluever of Cass, Robinson of Guthrie and Dodds of Des Moines on the part of the House.

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

President Nicholas then presented Governor Loveless who delivered the following address:

ADDRESS TO THE FIFTY-EIGHTH GENERAL ASSEMBLY

By Honorable Herschel C. Loveless, Governor of Iowa

Joint Session, January 13, 1959

MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES OF THE FIFTY-EIGHTH GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

As the Chief Executive of the State of Iowa, it is my responsibility to present to you, the elected Representatives of the citizens of our state, and to all of our people, a report on the conduct of state government during my term of office now drawing to a close. It is a task I undertake with pleasure and, I trust, with justifiable pride of accomplishment.

In a material way, Iowans have fared extremely well during the past two years. More importantly, significant steps have been taken to preserve and enhance the spiritual and social welfare of our people. It matters little what records we may set in the field of material progress if these are achieved at the expense of the freedom, security and dignity of the individual. As Iowans, we place a high value on the welfare of people; as elected officials, we can aspire to no higher goal than the enhancement of the economic, cultural, and spiritual life of the individual citizens who have placed their trust in us.

In the light of these goals, I am pleased to present the following report. Before doing so, however, I should like to express my appreciation to the various State Departments for their cooperation in supplying my office with materials from which this summary has been prepared.

General Economic Conditions

Although the national economy suffered from substantial unemployment and lagging income during the past two years, economic conditions in Iowa remained exceedingly favorable during most of the period. From 1956, to 1957, Iowans enjoyed an increase of five hundred, thirty-seven million dollars in personal income—an increase that was broadly distributed among all segments of our people. Although the major increase in 1957 income was registered in agriculture, where farm income increased by slightly more than three hundred million dollars—largely as a result of increased inventories, substantial increases were also recorded in wage and salary receipts from all types of non-agricultural production, except mining.

The increase in total income in Iowa was approximately twelve percent, a rate of growth exceeded in only two other states in the nation; in the nation as a whole, the increase in income was only five percent. In terms of per capita income, Iowans enjoyed an increase of ten percent, a rate which was exceeded again in only two other states. In 1957, per-capita incomes in Iowa ranked twenty-fourth in the nation, being only ten percent below the national average as compared with about sixteen percent below the national average in 1956.

Although comparable estimates of incomes received by residents of the state are not available for the year 1958, available barometers of business activity indicate that Iowans again enjoyed substantial increases in personal incomes during the year just closed. In 1958, bank debits, weekly earnings of employed workers, checking and savings accounts in the state's banks, life insurance sales, and purchases of securities, were all substantially above the levels of 1957. In November, 1958, non-farm employment was four thousand higher than in the same month of 1957. During the second half of the year, retail sales, as reflected in sales tax receipts, were running slightly more than six percent above the level of one year ago.

During most of 1958, prices received by farmers were at higher levels than in 1956, while agricultural production was at near record levels for the year of 1958. Although agricultural prices declined somewhat in the closing months of the year, cash receipts from the sale of farm products during the first ten months of 1958 were fifteen percent above receipts in the same months of 1957.

The growth in income, employment and production in the Iowa economy as a whole has been of great value in meeting the financial needs of your state government. Largely as the result of economic growth and the improved competitive position of retail merchants in our border counties, increased tax revenues have been more than adequate to meet the appropriations of the Fifty-seventh General Assembly. The unencumbered balance in the general fund of the state will be several million dollars greater on June 30, 1959, than it was on July 1, 1957.

Economic growth such as was experienced in 1957 and 1958 makes it possible to raise additional revenues without the imposition of extremely burdensome tax rates, which, in themselves, tend to impair our economic growth and development.

As you become involved in the consideration of budgetary proposals and the means of financing state government for the coming biennium, I am sure that each of you will realize the very vital importance of maintaining conditions conducive to further economic growth and expansion in the Iowa economy.

As I evaluate the situation, it seems to me that our prospects for continued economic growth are very good. There is only one possible cloud on the horizon, and that is the prospect for some decline in agricultural prices during 1959 and 1960. As I am sure each of you realizes, the general level of performance of the Iowa economy is heavily dependent upon the income of our agricultural producers.

The financial position of agricultural states, such as Iowa, will be seriously impaired if farm income is again allowed to decline during a period of rising prices for non-agricultural products.

Mental Health Program

The State of Iowa has made substantial and promising progress during the past two years in the development of a modern program for the treatment of the mentally ill.

More specifically, three outstanding developments may be noted:

First, there was activated, within the Board of Control, a "Department of Mental Health" with a full-time director. The activities of this Department and the appointment of a qualified Director of our mental health program, have made possible a higher degree of coordination and a general improvement in the quality of services provided in the Mental Health Institutions.

Secondly, the Cherokee Mental Health Institute has been approved by the Council of Hospitals and Education of the American Medical Association for a three year residency program in psychiatry. This approval, and the program which made it possible, mark a break-through in our efforts to attract and hold competent professional personnel in the Mental Health Institutions of the state.

A third major development has been the establishment of a cooperative training program involving the psychopathic hospital at Iowa City and State Mental Health Institutions. This so-called "Package Plan" for the training of psychiatrists will enable us to develop, over a period of years, an adequate supply of qualified personnel and to retain them as members of the staffs of our institutions.

In general, the trend toward a positive treatment program in place of custodial care, has been accelerated during the past two years. The concrete results of this program are becoming more and more evident. Although admissions to our Mental Health Institutions are currently two and one-half times greater than they were ten years ago, the rate of return of patients to society has increased even more rapidly so that the average daily population in the Mental Health Institutes has been substantially reduced.

The average length of stay in the Mental Health Institutions has declined from approximately two years as recently as a decade ago, to about one year at the present time. Authoritative estimates indicate that with continued emphasis on an active treatment program, the average stay can be further reduced to perhaps five to seven months. The achievement of this objective, however, will require the development of more mental health services in local communities, as well as an expanded and intensified treatment program within the Mental Health Institutions themselves.

In the Glenwood and Woodward Institutions, significant progress has been made in the past two years in the testing and classification of patients admitted. This program is designed to prevent the recurrence of the tragic instances in which normal individuals have been allowed to remain institutionalized throughout a lifetime.

Although major emphasis has been placed on additional professional personnel and improved programs as a means of effecting more rapid rehabilitation of patients and a return of patients to an active role in

society, there have also been at least two major completions in new and expanded facilities at the Mental Institutions.

The construction of a new wing to replace obsolete facilities at Mount Pleasant is virtually completed and is scheduled for occupancy in early February, 1959. This facility has been constructed at a cost of approximately one-half million dollars.

A new building providing accommodations for over two hundred children was opened in March of 1958 at Woodward. This building, constructed at a cost of one and one-half million dollars, made it possible to relieve overcrowding in existing facilities at the school and also to reduce somewhat the long waiting list for admission of patients to the school.

Penal Affairs

Under the direction of the Board of Control, increased attention is being directed to rehabilitation of inmates in the state's correctional institutions. In the Men's Reformatory at Anamosa, both academic and vocational education programs have been strengthened with very promising results.

One of the outstanding developments of the past year has been the provision, on a limited basis, of psychiatric services to the criminally insane at Anamosa. For a good many years, relatively little effort had been made to provide treatment for this particular category of inmates. While the present program is far from adequate, at least a beginning has been made upon which future developments can be based.

At the Fort Madison Institution, several innovations have been made, including an incentive pay scale for prison inmates and a new system of classification to facilitate better job and program participation, as well as, expanded educational programs. It is felt that all of these will contribute materially to the rehabilitation of inmates in the institution and prepare them for parole and release to society at the earliest time consistent with the general public welfare.

In line with the increased emphasis on rehabilitation, the parole system has been strengthened by the addition of two parole agents under the Board of Control and one by the Board of Parole. These additional parole agents have made it possible to reduce somewhat the excessive number of parolees under the supervision of each agent.

Welfare Programs

Although the Fifty-seventh General Assembly appropriated one million three hundred thousand dollars more per year for Social Welfare programs than was appropriated by the Fifty-sixth General Assembly, total state funds available for the support of these programs have been somewhat smaller in the current, than in the preceding, biennium as a result of the reduced balances available July 1, 1957.

In order to hold expenditures within the limits set by available funds, the Board of Social Welfare made two adjustments, effective July 1, 1957:

Grants to old age assistance cases receiving nursing home care were reduced by an average of approximately six dollars and fifty cents per case.

The basic grant in the Aid to Dependent Children Program was set at eighty-five percent of "standard," a level somewhat below the grants paid prior to July 1, 1957.

Beginning in October, 1958, the Federal Government changed the formula by which the Federal shares of grants are computed. The net effect of these changes will provide an estimated five to six million dollars per year of additional money for the categorical assistance programs in Iowa.

As a result of the increased Federal participation in financial support of

these programs, it has become possible to make some long needed adjustments designed to provide improved care for all three categories of dependents—the blind, the aged, and dependent children.

On January 1 of this year, the Board of Social Welfare initiated a medical program in each of the three categorical assistance programs; beginning March 1, 1959, nursing care grants will be raised approximately six dollars per month. The increased flow of Federal funds will also make it possible to end the current fiscal year with very modest balances in each of the three categorical assistance programs. This would not have been possible except for the change in the Federal participation rates.

Public Schools

Reorganization of school districts has continued at an accelerated rate during the current biennium, thus providing an improved structural base for more adequate educational programs, increased efficiency in the utilization of educational resources, and some equalization in property tax levies for school purposes.

In the school year, 1956-57, there were three thousand, six hundred and ninety-one districts of all types in the state; during the current year, there are two thousand, seven hundred and seventy-nine districts, a reduction of almost twenty-five percent, as compared with a decline of only sixteen percent from the school year 1954-55, to 1956-57.

In the span of three decades, the number of rural, one-room schools has declined from over ten thousand, to approximately eleven hundred.

While the major reorganizational problems remaining are those in small high school districts, the achievements here have also been encouraging in the current biennium. From 1956-57, to the current school year, the reduction in number of high school districts has been ninety-four; in a comparable period from 1954-55, to 1956-57, the decline in the number of such districts was only thirty-one.

Almost three-fourths of Iowa's youngsters attending districts maintaining high schools are now enrolled in about one-third of the number of districts large enough to provide well-rounded courses at reasonable costs per pupil; the remaining one-fourth of the enrollment is in two-thirds of the districts. It is in these districts that the opportunities for improved educational programs and operating economics are most abundant.

During the current biennium, the State Department of Public Instruction has also made significant progress in the development of standards for schools, and for teachers. In the long run, the quality of our public schools can be improved as these standards are put into effect. Such standards, properly established and sensibly applied, will also be of great assistance in securing the maximum returns from the school tax dollar.

Highway Programs

During the twelve months ended June 30, 1958, expenditures for new construction on the state primary road system reached all time highs. Actual expenditures from the primary road fund for construction totalled sixty-seven million, seven hundred thousand dollars in 1958—as compared with approximately sixty-one million dollars in 1957. In the four year period from 1954 to 1958, expenditures from the primary road fund, including outlays on the new interstate system, virtually tripled.

In the twelve months ending June 30, 1958, construction expenditures from the farm-to-market road fund totalled twenty-five million, seven hundred thousand dollars—up seven million, seven hundred thousand dollars over construction expenditures in the preceding year.

A continued rapid rate of progress and improvement in the state's high-

way system is indicated by the fact that in 1958, contracts were awarded for seventy-eight and one-half million dollars of primary and farm-to-market road work—the highest total awarded in any year in the history of Iowa, and up almost eight million dollars over the total contracts awarded in 1957. The increase in the volume of contracts awarded was almost evenly divided between awards for the primary system and for farm-to-market roads.

Another extremely important development in the state's road program during the past year, has been the sharp increase in the amount of paving being done on the state farm-to-market system. In the year ended last June 30, slightly more than four hundred twenty miles of paving was put in place on the farm-to-market system—as compared with only two hundred twenty miles in 1957.

In the year ended last June 30, there was a further reduction from nine hundred thirty-nine miles to eight hundred sixty-four miles in the gravel and stone surfaced primary roads in the state primary system. The extended construction of hard surfaces on the state primary system is financed, in a large measure, from the one cent per gallon fuel tax originally enacted by the Fifty-fifth General Assembly, and extended by the Fifty-sixth and Fifty-seventh General Assemblies. The program of widening narrow pavement resulted in two hundred seventy-one additional miles widened from eighteen feet to twenty-four feet during the year; in addition, forty-seven bridges were also widened under this program during 1958.

Substantial progress has been made during the current biennium on the new inter-state highway system. With the recent opening of a forty-five mile section of the inter-state between a point northwest of Osceola and a point northwest of the City of Des Moines, Iowa now has one of the longest continuous stretches of inter-state highway to be found in the entire nation.

Since the initiation of the inter-state program, a total of slightly more than one hundred twenty-three million dollars in Federal funds has been allocated for use in Iowa: State matching funds in the amount of thirteen and one-half million dollars have been required to utilize the Federal grants. Of the total amount available—one hundred thirty-four million, seven hundred thousand dollars—eighty-nine and one-half million dollars has been expended or obligated for surveys, right-of-ways, and construction—with slightly more than half of this amount actually expended as of the end of the 1958 fiscal year.

Fourteen projects are scheduled for letting in 1959, for a total amount of slightly more than forty-six million dollars, which will absorb all of the available funds until the apportionment of Federal grants in July of 1959.

Total receipts of the Road Use Tax Fund during the fiscal year ending June 30, 1958, as reported by the State Highway Commission, were one hundred eleven and one-half million dollars—as compared with one hundred six and one-half million dollars in the fiscal year ending June 30, 1957. Under the allocation formula and the special ear-marking of gas tax revenue for primary surfacing and widening—almost fifty-six million dollars of the total was allocated to primary road funds in the year 1958. Secondary roads received thirty-three and one half million dollars—the farm-to-market fund, fourteen million, four hundred thousand dollars—and cities and towns, seven million seven hundred thousand dollars.

Total receipts of the primary road fund, including allocations from the Road Use Tax Fund, Federal aids and miscellaneous receipts, totalled over ninety million dollars in the year ending June 30, 1958; during the same period, expenditures for all purposes, including construction, maintenance and engineering, and administration—totalled almost eighty-eight million

dollars. The balance in the primary road fund rose from just over fourteen million dollars on July 1, 1957 to sixteen and three-quarters million dollars on June 30, 1958—despite the largest expenditure in history from the primary road fund.

Receipts of the farm-to-market road fund—including allocation from the Road Use Tax Fund, Federal aid, and miscellaneous receipts, totalled twenty-five million, four hundred thousand dollars in the year ending June 30, 1958. Expenditures in the same period were twenty-six million, two hundred thousand dollars—leaving a balance in the farm-to-market road fund of approximately eighteen million dollars on June 30, 1958—against which there were contracts outstanding in the amount of thirteen million dollars.

Highway Safety

Under the leadership of the State Department of Public Safety, and with the cooperation of local enforcement officers, Iowans registered a marked improvement in highway safety in 1958. The number of fatalities was reduced from 690 in 1957—to 595 in 1958—a saving of 95 lives; the number of fatalities in 1958 was the lowest since 1952, when the number of vehicles and miles of travel were substantially below present levels. For 1958, Iowa ranked third among all the states in the rate of reduction in fatalities.

The record of achievement in 1958 is encouraging, but it provides little room for complacency. The nighttime speed limit enacted by the Fifty-seventh General Assembly, the use of a "point system" as an administrative aid in the isolation of dangerous drivers, and more rigorous enforcement in general, contributed to the improvement in highway safety.

If the reduced fatality rate is to be maintained, and improved upon, existing programs must be strengthened through appropriate legislative action.

The Agricultural Hall of Fame

There is one further matter to which I respectfully direct the attention of the Fifty-eighth General Assembly at this time. For several months a committee of national leaders has been engaged in the selection of a site for a National Agricultural Hall of Fame. From a long list of possible sites, the choice has been narrowed to three—one of them being the Des Moines-Ames area.

There are several tracts of state-owned land in this area in which the site selection committee has expressed strong interest. I am informed that the committee will meet to make the final selection in about ten days. If Iowa is to receive favorable consideration, it will be necessary to assure the committee of the state's willingness to provide a site.

It is my considered judgment that the location of this agricultural shrine in Iowa would be of great value to our state. I respectfully urge that you take immediate action to assure the site selection committee that the necessary land will be made available.

In conclusion, I want to express to each and every member of the Fifty-eighth General Assembly my sincere desire to work closely with you in a legislative program for the benefit of all our people. Regardless of party affiliation, we owe a higher loyalty and responsibility to the people who elected you to the General Assembly, and me to the Governorship. We shall have failed unless first things are put first, as we undertake the task before us.

As was the case two years ago, my office is always open to each of you—without regard to party affiliation. I shall consider it a privilege to discuss with you any aspect of the legislative program, or other matters affecting the conduct of state government or the welfare of Iowa.

Thank you.

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

President Nicholas presiding at the joint convention announced the presence in the House Chamber of Meredith Willson, noted composer and lyricist of Mason City, Iowa, accompanied by Mrs. Willson and Mr. Bloomgarden, producer of "The Music Man." They were escorted to the Speaker's station by Senator Schroeder of Scott and Representatives McNeal of Wright, Swisher of Johnson and Reppert of Polk.

McNeal of Wright introduced to the joint convention Mr. Meredith Willson who addressed the joint convention briefly.

COMMUNICATION FROM THE SECRETARY OF STATE

The following communication was received from the Secretary of State:

January 12, 1959.

TO THE HONORABLE GENERAL ASSEMBLY:

In accordance with the provisions of Article IV of the Constitution of the State of Iowa and section 50.35 of the Code of Iowa, we transmit herewith the abstract of votes cast for Governor and Lieutenant Governor in the General Election, November 4, 1958.

MELVIN D. SYNHORST, *Secretary of State.*

CANVASS OF VOTES

President Nicholas 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 4, 1958, and announced as teller on the part of the Senate Senator Buck of Marshall and as assistant tellers Senators Boothby of Cherokee and Hill of Jasper.

Speaker Lisle announced as tellers on the part of the House Gray of Mahaska and as assistant tellers Doyle of Woodbury and Hirsch of Warren.

President Nicholas further announced that, in accordance with statute, tellers Senator Boothby and Representative Gray would constitute the judges of said canvass.

Speaker Lisle in the chair.

The Speaker then opened the returns in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 4, 1958.

On motion of McNeal of Wright, the joint convention recessed until 1:15 p.m. Thursday, January 15, 1959.

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

COMMUNICATIONS FROM THE STATE COMPTROLLER

The following communications were received from the State Comptroller:

		January 13, 1959.
OFFICE STATE COMPTROLLER		
No.	Name of Claimant and Nature of Claim	Amount of Claim
2-58	Hamilton County, Iowa, Webster City, Iowa—Sales and use tax refund	\$ 826.83
3-58	City of Oskaloosa, Oskaloosa, Iowa—Sales and use tax refund	113.21
4-58	City of Eagle Grove, Eagle Grove, Iowa—Sales and use tax refund	2,245.68
5-58	Joseph Klodnycky, Mt. Pleasant, Iowa—Refund auto license (1955 & 1956)	5.25
6-58	City of Bettendorf, Bettendorf, Iowa—Sales and use tax refund	582.56
7-58	Sioux Industries, Inc., d/b/a, Sioux Soya Mills, 11th and Clark Streets, Sioux City, Iowa—Motor fuel tax refund	361.78
8-58	Story County, Nevada, Iowa—Drainage Assessments	140.71
9-58	Lee County, Fort Madison, Iowa—Weekly patient care of state aid	2,811.43
10-58	Elta Archer, Mediapolis, Iowa—Motor fuel tax refund	932.87
11-58	Patrick S. Russell, Box 316, Fort Madison, Iowa—Personal injury	1,500.00
12-58	Bert Geerdes, Lakota, Iowa—Motor fuel tax refund ..	8.07
13-58	Town of Buffalo Center, Buffalo Center, Iowa—Sales and use tax refund.....	483.55
14-58	State Board of Regents, Local—Sales and use tax refund	1,446.40
15-58	D. D. Templeton, Ocheyedan, Iowa—Reissue of motor fuel tax warrant	16.06
16-58	Bogaard Funeral Homes, Humboldt, Iowa—Burial expense	49.72
17-58	James P. Bybee, 214 W. 20th Street, Tracy, California—Reissue of motor fuel tax warrant.....	9.48
18-58	Luther J. Halbert, 2501 Avenue N, Council Bluffs, Iowa—Personal injury	12,000.00
19-58	R. E. Aufer, Buffalo Center, Iowa—Reissue of motor fuel tax warrant	28.61

No.	Name of Claimant and Nature of Claim	Amount of Claim
20-58	John L. Putney, RFD, Stuart, Iowa—Reissue of motor fuel tax warrant.....	25.48
21-58	Lawrence Barnes, Route 2, Grundy Center, Iowa—Reissue of motor fuel tax warrant.....	11.21
22-58	Emil Schleimer, Danbury, Iowa—Reissue of motor fuel tax warrant	15.70
23-58	Mrs. Ronald Lincoln for Lanny Lincoln, Route 2, Woodward, Iowa—Damages and medical expense allegedly caused by inmate of Woodward State Hospital	10,075.00
24-58	Bennett Community School District, Bennett, Iowa—Sales and use tax refund.....	3,176.71
25-58	Community School District, West Bend, Iowa—Sales and use tax refund.....	243.57
26-58	City of New Hampton, New Hampton, Iowa—Sales and use tax refund.....	69.40
27-58	Floyd County Treasurer, Charles City, Iowa—Agricultural land tax credit.....	1,261.68
30-58	Hamilton's Funeral Chapel, Greene, Iowa—Burial and funeral expense	150.00
31-58	Western Mutual Ins. Co., 616 10th Street, Des Moines, Iowa—Damage to car by deer.....	79.36
32-58	Morris (Bill) Hall, R.F.D., Little Sioux, Iowa—Damage to car by deer.....	50.00
33-58	Reid Funeral Home, Glenwood, Iowa—Burial and funeral expenses	175.00
34-58	Steamboat Rock Community School District, Steamboat Rock, Iowa—Sales and use tax refund.....	1,375.19
35-58	Clarke County Treasurer, Osceola, Iowa—Agricultural land tax credit.....	150.68
36-58	Harden Funeral Home, New Sharon, Iowa—Burial and funeral expenses	150.00
37-58	Russell B. Perry, Zearing, Iowa—Reissue of motor fuel tax warrant	9.78
38-58	Mr. C. G. Cooper, Dexter, Minnesota—Outdated motor fuel tax refund warrant.....	26.40
40-58	Calhoun County Treasurer, Rockwell City, Iowa—Agricultural land tax credit.....	41.00
41-58	Jay C. Colburn, Harlan, Iowa—Reissue warrant for Tax Study Comm. expense.....	46.91
42-58	Eli Poffenbarger, Route 3, Knoxville, Iowa—Outdated motor fuel tax refund warrant.....	26.57
43-58	J. E. Roenfeldt, Mineola, Iowa—Outdated motor fuel tax refund warrant	7.80

No.	Name of Claimant and Nature of Claim	Amount of Claim
44-58	Stephen Frana, RFD No. 5, Decorah, Iowa—Outdated motor fuel tax refund warrant	34.11
45-58	M. D. Leinen, Portsmouth, Iowa—Outdated motor fuel tax refund warrant	34.15
46-58	Raymond Friederick, Postville, Iowa—Outdated motor fuel tax refund warrant	15.91
48-58	Sisters of the Humility of Mary, Ottumwa Heights College, Ottumwa, Iowa—License refund for unused portion	43.75
49-58	Fred Vanderham, Ireton, Iowa—Reissue of motor fuel tax warrants (2)	53.84
50-58	Hatfield Duplicating Company, 1113 Grand, Des Moines, Iowa—Payment of Invoices, delivered	457.95
51-58	Town of Story City, Story City, Iowa—Sales and use tax refund	66.90
52-58	Paul H. Eriksen, Rt. 1, Gladbrook, Iowa—Outdated motor fuel tax refund warrant	14.70
53-58	Wayne Taylor, Rt. 3, Diagonal, Iowa — Outdated motor fuel tax refund warrant	30.35
54-58	Arthur Selzener, Veteran's Hospital, Knoxville, Iowa —False imprisonment	1,000,000.00
55-58	Des Moines Stationery Company, 507-09 Locust, Des Moines, Iowa—Payment of invoices for merchandise ..	452.90
56-58	Town of Farmington, Farmington, Iowa—Sales and use tax refund	57.77
57-58	Virgil A. Newberg, Rt. 1, Hinton, Iowa—Outdated motor fuel tax refund warrant	47.55
58-58	Max E. Nebergall, Tipton, Iowa—Outdated motor fuel tax refund warrant	34.73
59-58	Cass County Treasurer, Atlantic, Iowa—Agricultural land tax credit	65.91
60-58	Roy H. Vogel, Rt. 1, Odebolt, Iowa—Outdated motor fuel tax refund warrant.....	70.47
61-58	Roy H. Vogel, Rt. 1, Odebolt, Iowa—Outdated motor fuel tax refund warrant.....	54.75
62-58	City of Grundy Center, Grundy Center, Iowa—Sales tax refund	146.20
63-58	Theo Moen, Lake Mills, Iowa—Outdated motor fuel tax refund warrant	10.34
64-58	Ray W. Baird, Rural Route, Batavia, Iowa—Damage to car by deer.....	85.92
65-58	Fairfield Ind. School District, Fairfield, Iowa—Sales and use tax refund.....	43.31
66-58	Alvin Baumbach, Monona, Iowa—Deductible item on insurance policy	50.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
67-58	Western Mutual Insurance Company, 616 Tenth Street, Des Moines, Iowa—Damage to car by deer.....	244.03
68-58	Des Moines Stationery Company, 507 Locust, Des Moines, Iowa—Merchandise purchased without pur- chase order issued within 90 days.....	213.50
69-58	Consolidated School Dist. of Vinton, Vinton, Iowa— Tuition for students of School for Blind.....	557.81
70-58	Remington Rand Div., Sperry Rand Corp., 465 Wash- ington Street, Buffalo 3, N. Y.—Merchandise deliv- ered to Centralized printing.....	69.52
71-58	Harry De Groot, R.F.D. No. 5, Oskaloosa, Iowa— Outdated motor fuel tax refund warrants (3), Part approved by 57th G.A. No. 171-57	48.94
72-58	Tama County Treasurer, Toledo, Iowa—Agricultural land tax credit	292.38
73-58	C. E. Hunt, Swan, Iowa—Outdated motor fuel tax refund warrant	12.18
74-58	E. C. Brignon, Rt. 2, Searsboro, Iowa—Outdated motor fuel tax refund warrant	27.74
75-58	O'Brien County Treasurer, Primghar, Iowa—Agri- cultural land tax credit	9.82
76-58	Scott County, Davenport, Iowa—Sales and use tax refund	17.76
77-58	Chicago, Rock Island & Pac. R.R. Co., LaSalle Street Station, Chicago 5, Illinois—Outdated motor fuel tax refund warrant	58.43
78-58	Dictaphone Corp., 375 Howard Avenue, Bridgeport, Conn.—Maintenance service on machines	42.50
79-58	Palo Alto County Treasurer, Emmetsburg, Iowa— Agricultural land tax credit	63.94
80-58	Louisa County Treasurer, Wapello, Iowa—Mainte- nance of drainage district	2,143.89
82-58	City of Muscatine, Muscatine, Iowa—Sales and use tax refund	3,469.08
83-58	City of Mason City, Mason City, Iowa—Sales and use tax refund	52.26
85-58	Appanoose County Treasurer, Centerville, Iowa— Agricultural land tax credit	69.86
86-58	Blanche Mitchell, Waucoma, Iowa—Outdated motor fuel tax refund warrants (3)	18.33
87-58	Allamakee County Treasurer, Waukon, Iowa—Agri- cultural land tax credit	48.19
88-58	Fred A. Logemann, Rt. L, St. Ansgar, Iowa—Out- dated motor fuel tax refund warrant.....	7.21

No.	Name of Claimant and Nature of Claim	Amount of Claim
89-58	Des Moines Rubber Stamp Company, 215 5th Avenue, Des Moines, Iowa—Merchandise delivered to Supply Dept.	29.40
90-58	Des Moines Rubber Stamp Co., 215 5th Avenue, Des Moines, Iowa—Merchandise delivered to Supply Dept.	182.50
91-58	Olin Consolidated School Dist., Olin, Iowa—Sales and use tax refund	17.21
92-58	Iowa State College, 125 Beardshear, Ames, Iowa— Sales tax refund	21.35
93-58	Urbandale Independent School, 72nd and Prairie, Des Moines, Iowa—Sales and use tax refund.....	8.04
94-58	Peter Nagel, Route 4, Davenport, Iowa—Auto license refund	7.75
95-58	Ankeny Community School, Ankeny, Iowa—Sales and use tax refund	15.80
96-58	Ozark Air Lines, Inc., Box 6007, Lambert Field, St. Louis, Mo.—Motor fuel tax refund.....	232.50
97-58	Ames Community School District, 6th and Clark, Ames, Iowa—Sales and use tax refund.....	5.21
98-58	Ottumwa Independent School Dist., 205 E. 5th, Ot- tumwa, Iowa—Sales and use tax refund.....	32.58
99-58	F. R. Hoffman, Route 1, Ollie, Iowa—Outdated motor fuel tax refund warrant.....	15.20
100-58	James C. Strohman, No. 21847, Men's Reformatory, Anamosa, Iowa—Personal injury	15,000.00
101-58	Tama County Treasurer, Toledo, Iowa—Agricultural land tax credit	628.79
102-58	Elliott Addressing Machine Co., 1122 Grand Avenue, Des Moines, Iowa—Unpaid invoice	20.86
103-58	City of Ottumwa, Ottumwa, Iowa—Sales and use tax refund	11,717.91
104-58	Estherville Independent School District, Estherville, Iowa—Sales and use tax refund	15.62
105-58	City of West Des Moines, West Des Moines, Iowa— Sales and use tax refund	454.74
106-58	Vance T. Mataya, Madrid, Iowa—Auto stolen by Woodward patient	300.00
	plus travel expenses	
107-58	Frank J. Praska, Route 1, Calmar, Iowa—Outdated motor fuel tax refund warrant	11.48
108-58	Clarence Wagler, 304 W. Jefferson Street, Bloomfield, Iowa—Auto license refund	52.00
109-58	Consolidated School Dist. of Washington Twp., Greene County, Iowa, Rippey, Iowa—Sales and use tax refund	2,106.79

No.	Name of Claimant and Nature of Claim	Amount of Claim
110-58	Town of Fremont, Fremont, Iowa—Sales and use tax refund	60.00
111-58	Donald E. French, 427 North Francis, Cedar Falls, Iowa—Longevity pay	127.50
112-58	Office Outfitters, 318-20 KP Bldg., Des Moines, Iowa—Merchandise delivered to Supply Dept.....	915.61
113-58	Brown-Camp Hardware Co., 216 S.W. First Street, Des Moines, Iowa—Merchandise to Chemical Lab.....	10.08
114-58	Henry County, Mt. Pleasant, Iowa—Sales and use tax refund	165.63
115-58	Mills County, Glenwood, Iowa—Maintenance of roads, Glenwood State School	1,200.00
116-58	Minburn Ind. School Dist., Minburn, Iowa—Sales and use tax refund	1,261.85
117-58	Albert Clyde Swigelson, 1021 Franklin, Keokuk, Iowa—Auto license refund	30.00
118-58	City of Ottumwa, 122 N. Market, Ottumwa, Iowa—Sales and use tax refund.....	651.50
119-58	City of Lake City, 126 West Washington St., Lake City, Iowa—Sales and use tax refund.....	511.03
120-58	County Treasurer, Palo Alto Co., Emmetsburg, Iowa—Agricultural tax credit.....	777.38
121-58	Osceola County Treasurer, Sibley, Iowa—Agricultural land tax credit	243.30
122-58	L. B. Elmore, Beaman, Iowa—Outdated motor fuel tax refund warrant	18.87
123-58	Myrel L. Minnick, DeSoto, Iowa—Outdated motor fuel tax refund warrant	7.13
124-58	Consolidated School Dist. of Vinton, Vinton, Iowa—Tuition for students from Blind School.....	1,381.05
125-58	Harry Reimann, Booneville, Iowa—Motor fuel tax refund warrant outdated	39.70
126-58	Steffy Funeral Home, Montezuma, Iowa—Burial and funeral services	100.96
127-58	Dick Reynolds, Pulaski, Iowa—Overpayment of license fee	1.00
128-58	Elmer Hassman, R.R. No. 3, New Hampton, Iowa—Outdated motor fuel tax refund warrant	26.45
129-58	Carl D. Boring, 1922 Avenue N, Fort Madison, Iowa—Auto license refund	17.05
130-58	C. W. Brown, Box 321, Agency, Iowa—Damage to car by deer	103.00
131-58	Helen Marr Gould, 414 N. Madison Street, Bloomfield, Iowa—Auto license refund	2.50

No.	Name of Claimant and Nature of Claim	Amount of Claim
132-58	Richard P. Fain, Box 343, Allerton, Iowa—Damage to clothes	2.50
133-58	Wallace Homestead Co., 1912 Grand, Des Moines, Iowa—Printing claim	562.00
134-58	City of Cresco, Cresco, Iowa—Sales and use tax refund	779.25
135-58	Lloyd Donald or Olive Whesler Augspurger, R. 2, Bloomfield, Iowa—Overpayment of license-fee	3.00
136-58	Wm. E. Peterson, Waukon, Iowa—Outdated Liquor Control Comm. warrant	57.00
137-58	B. M. Clouse, R.R. No. 7, Ottumwa, Iowa—Outdated motor fuel tax refund warrant	7.96
138-58	Tony Chiodo, 1606 S.E. 1st Street, Des Moines, Iowa—Outdated motor fuel tax refund warrant.....	27.79
139-58	Tama County Treasurer, Toledo, Iowa—Agricultural land tax credit	636.78
140-58	Buena Vista County Treasurer, Storm Lake, Iowa—Agricultural land tax credit.....	27.54
141-58	Dallas County Treasurer, Adel, Iowa—Agricultural land tax credit	1,540.31
142-58	Baxter Community School District, Baxter, Iowa—Sales and use tax refund	1,976.48
143-58	C. J. Dykstra, 2410 30th St., Des Moines 10, Iowa—Collision with state car.....	45.25
144-58	M. G. Bourne, M.D., 118 North Moore, Algona, Iowa—Medical care	165.00
145-58	St. Ann Hospital, So. Phillip St., Algona, Iowa—Hospital care	343.75
146-58	Story County Treasurer, Nevada, Iowa — Drainage Assessment	140.71
147-58	Franklin County Treasurer, Hampton, Iowa—Agricultural land tax credit.....	27.57
148-58	Mahaska County Treasurer, Oskaloosa, Iowa—Agricultural land tax credit.....	62.79
149-58	Dallas County Treasurer, Adel, Iowa—Agricultural land tax credit	41.83
150-58	City of Red Oak, Red Oak, Iowa—Sales and use tax refund	529.43
151-58	City of Red Oak, Red Oak, Iowa—Sales and use tax refund	125.68
152-58	Manny John Auwaerter, 2104 Avenue J, Fort Madison, Iowa—Auto license refund	11.00
153-58	Mrs. L. H. Possehl, 1524 Cedar Point, N. E., Cedar Rapids, Iowa—Outdated motor fuel tax refund warrant	5.28

No.	Name of Claimant and Nature of Claim	Amount of Claim
154-58	Fred W. Severin, Sac City, Iowa—Outdated motor fuel tax refund warrant	9.19
155-58	William R. Twigg, No. 22392, Iowa State Penitentiary, Fort Madison, Iowa—Personal injury	1,500.00
156-58	Charles Chase, c/o Leonard Chase, Maquoketa, Iowa—Personal injury at Anamosa	1,350.00
157-58	Heck Grocery, West Washington, Centerville, Iowa—Lost warrant which had been cashed	42.50
158-58	James A. Logan, 845 Clinton, Des Moines, Iowa—Wages in National Guard	4.50 plus interest
159-58	Mr. and Mrs. Ronald Lincoln, R.R. 2, Woodward, Iowa—Truck damaged by Woodward escapee	395.00
160-58	C. H. McGuiness Company, 505 S. W. 7th Street, Des Moines, Iowa—Service to Bldgs. & Grds. Dept.	27.50
161-58	Lyle Koopman, 504 Third Avenue, Sibley, Iowa—Car damaged by deer	70.59

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 14, 1959.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Reverend Wilson Hyde, pastor of the Union Park Methodist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Boothby, from 41 members of the Little Sioux Rod and Gun Club of Cherokee County favoring an open season on doves.

PRESENTATION OF VISITOR

Senator Buck asked and received unanimous consent to present to the Senate C. W. Weston, a visiting lawyer from London, England, who was present in the Senate chamber.

Mr. Weston addressed the Senate briefly and thanked the members of the Senate for the privilege of appearing before them.

INTRODUCTION OF BILLS

Senate File 4, by Senators Grimstead, Vance, O'Malley and Shoeman, a bill for an act to change the closing time of polls in school elections.

Read first and second times and passed on file.

Senate File 5, by Senators Stuart and Butler, a bill for an act to amend chapter six hundred twenty-eight (628), Code 1958, so as to permit mortgagors and mortgagees of real property located within cities and towns to reduce the period of redemption after sale by agreement.

Read first and second times and passed on file.

Senate File 6, by Senator Grimstead a bill for an act to eliminate the stating of color and sex on the absent voter's affidavit.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 5

By Schroeder

Be It Resolved by the Senate, the House Concurring: That when adjournment is had on Friday, February 27, 1959, it be to reconvene on Monday, March 9, 1959, at 11:00 a.m.

The motion prevailed and the resolution was adopted.

Senator Fisher asked and received unanimous consent to take up the following report and moved its adoption:

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:

	Miles	Amount
Lieutenant Governor Wm. H. Nicholas.....	125	\$17.50
Lieutenant Governor Edward J. McManus.....	180	25.20
Boothby, Laurence M.....	185	25.90
Buck, Howard C.....	38	5.32
Butler, Guy G.....	136	19.04
Byers, Frank C.....	120	16.80
Coleman, Joe.....	118	16.52
Dewel, Duane E.....	133	18.62
Dykhouse, J. T.....	260	36.40
Edelen, Walter E.....	110	15.40
Elijah, Earl.....	150	21.00
Eppers, Charles F.....	190	26.60
Evans, Norval B.....	110	15.40
Fisher, J. Louis.....	45	6.30
Frommelt, Andrew G.....	200	28.00
Getting, LeRoy.....	225	31.50
Gillespie, Raymond R.....	50	7.00
Gilmour, C. Edwin.....	52	7.28
Grimstead, Jacob.....	135	18.90
Hansen, Peter F.....	100	14.00
Harbor, William H.....	129	18.06
Henry, Jim O.....	125	17.50
Hill, Eugene M.....	33	4.62
Hoffman, Gene L.....	100	14.00
Hoschek, Carl.....	170	23.80
Hoxie, Frank.....	150	21.00
Long, Irving D.....	164	22.96
Lynes, J. Kendall.....	142	19.88
McCurdy, Carroll F.....	68	9.52
Miller, Jack.....	210	29.40
Mincks, Jake B.....	90	12.60
Moore, R. G.....	130	18.20
Nolan, D. C.....	120	16.80
O'Connor, John J.....	175	24.50
O'Malley, George E.....		No claim
Potter, Lynn.....	187	26.18
Prentis, X. T.....	88	12.32
Price, Carroll.....	42	5.88
Prince, G. W.....	52	7.28
Putney, Lawrence.....	72	10.08
Rigler, Robert R.....	155	21.70
Ringgenberg, Carl H.....	32	4.48
Schroeder, Jack.....	186	26.04
Scott, George L.....	186	26.04
Shaff, David O.....	200	28.00

	Miles	Amount
Shoeman, John D.	85	11.90
Stuart, W. C.	55	7.70
Turner, Francis A.	100	14.00
Vance, Clifford M.	137	19.18
Walker, John A.	72	10.08
Weber, George W.	135	18.90
Wolf, Melvin H.	110	15.40

J. LOUIS FISHER, *Chairman.*
JACOB GRIMSTEAD.
EUGENE M. HILL.
FRANCIS A. TURNER.

The motion prevailed and the report was adopted.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President Nicholas presiding.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 15, 1959.

The Senate met in regular session, President Nicholas presiding.

Prayer was offered by Doctor George Truman Carl, pastor of the First Methodist Church, Mason City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Weber for the day on request of Senator Prentis.

PETITIONS AND MEMORIALS

By Senator Fisher, from thirty-five residents of Warren County, members of the Indianola Lions Club, favoring the proposed increase in the appropriation for the Iowa Commission for the Blind.

INTRODUCTION OF BILLS

Senate File 7, by Senators Shoeman and Hoxie, a bill for an act to provide for an engineering survey preparatory to the establishment of a state-owned lake in Cass County and to make appropriation therefor.

Read first and second times and passed on file.

Senate File 8, by Senators Boothby, Lynes, Harbor and Evans, a bill for an act to amend section two hundred forty-nine point eighteen (249.18), Code 1958, relating to old age funeral expenses.

Read first and second times and passed on file.

Senate File 9, by Senators Boothby, Lynes, Harbor and Evans, a bill for an act to amend chapter one hundred fifty-six (156), Code 1958, relating to funeral director and embalmers licenses.

Read first and second times and passed on file.

Senate File 10, by Senators Boothby, Lynes, Harbor and Evans, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses.

Read first and second times and passed on file.

Senate File 11, by Senators Boothby, Lynes, Harbor and Evans, a

bill for an act to amend chapter one hundred fifty-six (156), Code 1958, relating to the practice of funeral directing and embalming and revocation of licenses therefor.

Read first and second times and passed on file.

Senate File 12, by Senators Boothby, Lynes, Harbor and Evans, 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 1958, relating to funeral expenses for dependent children and the blind.

Read first and second times and passed on file.

Senate File 13, by Senators Shoeman, Henry and Lynes, a bill for an act to appropriate funds for the completion of an artificial lake in Shelby County, Iowa.

Read first and second times and passed on file.

Senate File 14, by Senators Shoeman, Moore, Evans, O'Connor, Lynes and Hoxie, a bill for an act relating to the eradication of brucellosis in swine.

Read first and second times and passed on file.

Senate File 15, by Senators Shoeman, Moore, Evans, Lynes and Hoxie, a bill for an act to amend section four hundred twenty-three point four (423.4), Code 1958, relating to the use tax on farm chemicals.

Read first and second times and passed on file.

Senate File 16, by Senators Moore, Shoeman, Evans, O'Connor, Lynes and Hoxie, a bill for an act to amend section one hundred sixty-four point nine (164.9), Code 1958, relating to marking stock.

Read first and second times and passed on file.

Senate File 17, by Senators Moore, Shoeman, Evans, O'Connor and Hoxie, a bill for an act to amend chapter five hundred eighty-one (581), Code 1958, relating to veterinarians' liens.

Read first and second times and passed on file.

Senate File 18, by Senators Shoeman, Moore, Evans, O'Connor and Hoxie, a bill for an act to amend chapter one hundred sixty-nine (169), Code 1958, relating to veterinary medicine and surgery.

Read first and second times and passed on file.

Senate File 19, by Senators Shoeman and Turner, a bill for an act to increase the compensation of justices of the peace in townships

having a population of four thousand (4,000) and under ten thousand (10,000).

Read first and second times and passed on file.

Senate File 20, by Senators Shoeman, Hoxie, Turner, Evans and Hoffman, a bill for an act to permit the executive council to deed certain lands to cities, towns or counties for park purposes.

Read first and second times and passed on file.

Senate File 21, by Senators Miller, Vance, Shoeman, Prince, Harbor, Mincks, McCurdy, Buck, Coleman and Edelen, a bill for an act to amend chapter three hundred twenty-one (321), Code 1958, relating to special automobile registration plates for holders of amateur radio licenses.

Read first and second times and passed on file.

Senate File 22, by Senator O'Connor, a bill for an act relating to fire protection in hotels.

Read first and second times and passed on file.

Senate File 23, by Senator Hoffman, a bill for an act to provide for destruction of certificate of title by county treasurer three (3) years after date of notification of cancellation or issuance of new title.

Read first and second times and passed on file.

Senate File 24, by Senators Elijah, Moore, Grimstead and Gillespie, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors.

Read first and second times and passed on file.

Senate File 25, by Senators O'Malley, Buck and Price, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement.

Read first and second times and passed on file.

Senate File 26, by Senators Nolan, Butler, Boothby and Edelen, a bill for an act relating to the investment of funds of life insurance companies in real estate bonds and mortgages.

Read first and second times and passed on file.

Senate File 27, by Senators Butler, O'Malley, Nolan, Dykhouse, Dewel, O'Connor, Miller and Harbor, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the

licensing of such machines and providing a penalty for the illegal operation thereof.

Read first and second times and passed on file.

Senate File 28, by Senators Evans, Vance, McCurdy, Schroeder, Wolf and Butler, a bill for an act to amend section one hundred fifty-four point one (154.1), Code 1958, relating to the definition of optometry.

Read first and second times and passed on file.

Senate File 29, by Senators Walker and Butler, a bill for an act to combine the offices of county recorder and clerk of district court in counties of less than forty thousand (40,000) population.

Read first and second times and passed on file.

Senate File 30, by Senators Boothby, Elijah, Miller, Butler, Scott, Getting, Evans, Fisher and Price, a bill for an act to amend section four hundred twenty-two point forty-five (422.45), Code 1958, relating to the sales tax on goods, wares and merchandise purchased by educational institutions for their appropriate objects.

Read first and second times and passed on file.

Senate File 31, by Senator Price, a bill for an act to provide for an engineering survey preparatory to the establishment of a state owned lake in Marion County and to make appopriation therefor.

Read first and second times and passed on file.

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

REPORT OF COMMITTEE ON COMMITTEE CLERKS

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

Senator Boothby—Mary Iverson
Senator Buck—Mildred Bloom
Senator Butler—Connie Wimer
Senator Byers—Mary Taylor
Senator Coleman—Cecilia Bales
Senator Dewel—Doris Messenger
Senator Dykhouse—Ardith Martin
Senator Edelen—Lelyse Wilson
Senator Elijah—Harriette McCollough
Senator Eppers—Golda Sands
Senator Evans—Sue Capdevielle

Senator Fisher—Audra Fisher
 Senator Frommelt—Bernice Frommelt
 Senator Getting—Arnoldene Eckles
 Senator Gillespie—Frances M. Ashley
 Senator Gilmour—Mrs. Charles Silletto
 Senator Grimstead—Ruth H. Grimstead
 Senator Hansen—Mary Lou Hansen
 Senator Harbor—Helen Wagner
 Senator Henry—Lorraine Henry
 Senator Hill—Verniece Thomsen
 Senator Hoffman—Audrey Cowles
 Senator Hoschek—Margaret Raymond
 Senator Hoxie—Katherine Mills
 Senator Long—Ruth Farson
 Senator Lynes—Marie Capper
 Senator McCurdy—Sybil Simpson
 Senator Miller—Dorothy Van Dorn
 Senator Mincks—Carolyn Lay
 Senator Moore—Betty Shortell
 Senator Nolan—Hope Donaghy
 Senator O'Connor—Doris Hammon
 Senator O'Malley—Mary Byrd Sloan
 Senator Potter—Janice Nelson
 Senator Prentis—Irene Williams
 Senator Price—Helen Cram
 Senator Prince—Maxine Schweiker
 Senator Putney—Phyllis Harris
 Senator Rigler—Elizabeth Johnson
 Senator Ringgenberg—Dorothy Nepstad
 Senator Schroeder—Erina Barontini
 Senator Scott—Dorothy Edwards
 Senator Shaff—Dorla Johnson
 Senator Shoeman—Dan Shoeman
 Senator Stuart—Ruth Utter
 Senator Turner—Betty Durden
 Senator Vance—Bess Anderson
 Senator Walker—Dorothy Christen
 Senator Weber—Mae Peterson
 Senator Wolf—Fran Fountain

JOHN A. WALKER, *Chairman.*
 NORVAL EVANS.
 PETER F. HANSEN.

The motion prevailed and the report was adopted.

COMMITTEE ON PHOTOGRAPHS

Senator Schroeder moved that Senator Frommelt be appointed as a committee of one to cooperate with the State Printing Board in securing suitable photographs for use in the Iowa Official Register, 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 Senate concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 5, providing for a recess of the Fifty-eighth General Assembly from Friday, February 27, 1959, to Monday, March 9, 1959.

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

House Concurrent Resolution 5, to provide a suitable location in Iowa for the Agricultural Hall of Fame.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 5

Be It Resolved by the House, the Senate Concurring: That the Chief Clerk of the House of Representatives be directed to communicate to the members of the executive committee of the Agricultural Hall of Fame Association that the Fifty-eighth General Assembly will provide a suitable location in Iowa to establish an Agricultural Hall of Fame in the event Iowa is chosen as the site for the Agricultural Hall of Fame.

HOUSE MESSAGE CONSIDERED

Senator Schroeder asked and received unanimous consent to take up for consideration House Concurrent Resolution 5 and moved its adoption.

The motion prevailed and the resolution was adopted.

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

AFTERNOON SESSION

The Senate reconvened, President Nicholas presiding.

PRESENTATION

Senator Coleman rose on a point of personal privilege and, on behalf of the minority party members of the Senate, presented to Lieutenant Governor Nicholas a bouquet of seventeen roses—one from each of the Senators, in remembrance of past recognition.

Senator Schroeder, on behalf of the majority party members of the Senate, expressed their thanks to Lieutenant Governor Nicholas for a job well done.

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 Lynes presiding.

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

Lieutenant Governor William H. Nicholas was conducted to the Speaker's rostrum by Senator Schroeder and Representative McNeal.

President pro tempore Lynes 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 15, 1959.**

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION: Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 4, 1958, beg leave to make the following report of the total vote cast for Governor:

William G. Murray	394,071
Herschel C. Loveless	465,024

And the total vote cast for Lieutenant Governor at the election held November 4, 1958:

William L. Mooty	392,626
Edward J. McManus	428,103

All of which is most respectfully submitted.

HOWARD C. BUCK,

JOHN GRAY,

Judges.

WILLIAM R. KENDRICK,

Secretary of the Joint Convention.

LAURENCE M. BOOTHBY,

EUGENE M. HILL,

DONALD V. DOYLE,

CARL HIRSCH,

Tellers.

Senator Buck of Marshall moved that the report be adopted. Motion prevailed and the report was adopted.

President pro tempore Lynes of the joint convention announced that Honorable Herschel C. Loveless, having received the highest number of all votes cast for Governor, was duly elected to the office of the Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that Honorable Edward J. McManus, having received the highest number of votes cast for Lieutenant Governor, was duly elected to the office of Lieutenant Governor for the ensuing term, or until his successor is duly elected and qualified.

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

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

This is to certify that upon a canvass in joint convention of the two houses of the Fifty-eighth General Assembly of the State of Iowa, of all the votes cast at the General Election held November 4, 1958, for the office of Governor of the State of Iowa, it appeared that Herschel C. Loveless received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A.D. 1959.

J. KENDALL LYNES,
*President pro tempore of the Senate and
President of the Joint Convention.*
VERN LISLE,
Speaker of the House.
HOWARD C. BUCK,
Teller of the Senate.
JOHN GRAY,
Teller of the House.
WILLIAM R. KENDRICK,
*Chief Clerk of the House and
Clerk of the Joint Convention.*

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY

This is to certify that upon a canvass in joint convention of the two houses of the Fifty-eighth General Assembly of the State of Iowa, of all the votes cast at the General Election held November 4, 1958, for the office of Lieutenant Governor of the State of Iowa, it appeared that Edward J. McManus received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of two years and until his successor is duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A.D. 1959.

J. KENDALL LYNES,
*President pro tempore of the Senate and
President of the Joint Convention.*
VERN LISLE,
Speaker of the House.
HOWARD C. BUCK,
Teller of the Senate.
JOHN GRAY,
Teller of the House.
WILLIAM R. KENDRICK,
*Chief Clerk of the House and
Clerk of the Joint Convention.*

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

Hagedorn of Clay moved that a committee of five, consisting of two members from the Senate and three members from the House, be appointed to notify Governor-elect Herschel C. Loveless and Lieutenant Governor-elect Edward J. McManus of the official result of the canvass of votes.

Motion prevailed and President pro tempore Lynes named as such committee Senators Vance of Henry and Eppers of Lee and Representatives Hagedorn of Clay, Eldred of Jones and Rapson of Cherokee.

REPORT OF COMMITTEE

Hagedorn of Clay from the joint committee appointed to notify Herschel C. Loveless and Edward J. McManus of their election to the offices of Governor and Lieutenant Governor of Iowa, respectively, submitted the following report and moved its adoption:

MR. PRESIDENT: As a committee appointed at the joint convention to notify the Honorable Herschel C. Loveless and the Honorable Edward J. McManus 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.

MERLE W. HAGEDORN,
RUSSELL ELDRED,
GEORGE P. RAPSON,
On the part of the House.

Respectfully submitted,
CLIFFORD M. VANCE,
CHARLES F. EPPERS,
On the part of the Senate.

Report adopted.

Senator O'Malley of Polk moved that a committee of five, two from the Senate and three from the House, be appointed to escort Governor-elect Loveless and Lieutenant Governor-elect McManus to the House chamber.

Motion prevailed and President Nicholas appointed as such committee Senators O'Malley of Polk and Schroeder of Scott, and Representatives Eveland of Boone, Stanley of Muscatine and Stephens of Washington.

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

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

The invocation was delivered by the Reverend Wilbur Wilcox, assistant pastor, First Methodist Church, Des Moines, Iowa.

Professor Andrew B. White, Drake University, sang two vocal selections, accompanied by Professor Lenore Stull, Drake University.

The oath of office was administered to Governor-elect Herschel C. Loveless by the Honorable G. K. Thompson, Chief Justice of the Supreme Court of Iowa.

The oath of office was administered to Lieutenant Governor-elect Edward J. McManus by the Honorable G. K. Thompson, Chief Justice of the Supreme Court of Iowa.

President pro tempore Lynes presented Lieutenant Governor McManus.

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

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

Today, we stand on the threshold of a legislative session with unparalleled opportunities to enact far-sighted legislation of lasting benefit to all of our people and, also, opportunities to engage in narrow short-sighted partisan bickering that can bring discredit on all of us, members of both political parties.

It is almost certainly no exaggeration to say that we stand at an historic crossroad; are we, as elected officials of both parties capable of making the two-party system of government operate in Iowa? Are we prepared to meet the problems confronting our State and its people? The answers are ours to provide.

As you undertake your legislative duties, you have at your disposal a number of very outstanding study reports. These reports cover a broad range of topics. But they have one feature in common: a clear-cut recognition of the long overdue needs for governmental reform and rejuvenation in the executive, legislative, and judicial branches, and a rebirth of the pioneer spirit of enterprise that converted Iowa from a sparsely populated wilderness, to a prosperous, modern State. For too many decades, Iowa has remained a comparatively static State. We seem to have lost the dream of greatness that motivated our earlier leaders, and to have become complacent in an era in which complacency is fatal.

I do not wish to be misunderstood. Iowa is a great State; we have made progress in providing a better life for our people. Those of you now responsible for legislation to extend our accomplishments have a rich tradition on which to build, and incomparable assets with which to work. But build we must, if we are to retain our position as one of the nation's foremost states.

The specific recommendations submitted to you, the members of the Fifty-eighth General Assembly, have been based on several fundamental convictions:

First, as elected officials we are responsible for the formulation of programs that facilitate adjustments to the changing economic and social environment in which our citizens live, earn their income, and participate in community affairs.

Second, in order that government shall keep pace with other segments of society, we must take all possible action to apply modern scientific and technological developments in the care of those less fortunate than ourselves, in our educational programs, and in the construction and maintenance of public transportation facilities.

Third, the structure of government, in all its branches, must be brought into conformance with recognized standards of efficient organization, equitable representation, and the changing needs of our population.

Fourth, the economy of Iowa must be strengthened in order that a larger number of our young people may find attractive opportunities for employment within our borders.

Finally, we must always keep foremost in our thoughts the primary role of the individual in our scheme of values.

In accord with these basic principles, I respectively submit the following specific recommendations, covering the major areas of legislative responsibility.

REAPPORTIONMENT

You have recently been provided with a copy of the Report of the Reapportionment Action Committee. This Committee, appointed in February, 1958, is composed of legislators and lay members; of citizens from rural areas, small towns, and large cities; of farmers, homemakers, businessmen and professional people. Every Congressional District is represented in its membership.

After careful analysis of the problem, and thoughtful consideration of a large number of proposed solutions, the Committee has submitted a unanimous recommendation. It is highly significant that the members of the Committee, with diverse backgrounds, interests and views, were able to come forward with a unanimous recommendation. I concur in their recommendation, and urge the members of the Fifty-eighth General Assembly to take favorable action on the proposed amendment to the Constitution of the State of Iowa.

All of us are familiar with the gross inequities in the present pattern of representation in the General Assembly; both of the major political parties have adopted platforms calling for reapportionment. Next year the Federal Government will conduct its regular decennial census of population. If the results of this census are to become the basis for a new apportionment, the Fifty-eighth General Assembly must take the initial step by passing a resolution calling for a Constitutional amendment.

As elected representatives, you and I have a moral obligation to take action to reestablish equity in representation. The basic pattern was set in 1886, and has been modified only in minor respects since that time. At present, less than one-third of the voters of Iowa are electing majorities of the memberships in both the Senate and the House. Continuing shifts in Iowa's population will create even greater inequities unless positive action is taken to:

1. Comply with the basic principle of our system of government by giving an equal voice in government to all our citizens—wherever they live; and
2. Establish a dependable method to bring about future adjustments without the lags that have persisted in Iowa for over half a century.

ORGANIZATION OF STATE GOVERNMENT

Two years ago I recommended to the Fifty-seventh General Assembly that action be taken to put into effect recommendations of the Governmental Reorganization Commission established, in 1949, by the Fifty-third General

Assembly. My two years of close contact with the operation of the various agencies and departments of State government have served to strengthen my conviction that, through faulty organization, improper allocation and duplication of functions, and lack of coordination, the State is wasting millions of dollars and, at the same time, failing to provide the services the citizens of the State of Iowa have a right to expect.

A committee of one hundred of the State's leading citizens from all economic, political and geographic groups expressed general approval of the recommended principles set forth by the Governmental Reorganization Commission, as well as the earlier recommendations made by the Brookings Institution, and concluded: (I quote from their Report)

"Governmental institutions and procedures in Iowa are clearly outdated, and are grossly inadequate for the tasks that lie ahead. . . . The costs of antiquated government are tremendous. Tax dollars are inefficiently employed, services suffer, and substantial losses of time and effort result. In short, the full potential of public efforts is not realized in Iowa. Moreover, there is the incalculable social cost of a diminished public confidence in governmental activities. A wholesale overhaul is needed." (End of quotation)

I concur in this conclusion. But, as the committee of leading citizens recognized, all of our accumulated deficiencies can not be eliminated in one brief session of the General Assembly. However, the magnitude and complexity of the task is no excuse for continued postponement of a beginning.

As a feasible program for immediate action by the Fifty-eighth General Assembly, I recommend the following steps be taken to initiate a longer-run program of governmental reorganization in Iowa:

1. The Gasoline Tax Division should be transferred from the Office of the Treasurer, to the State Tax Commission. There is strong evidence that the revenue collecting function of the division has not been performed properly under the present set up; because of differences in seasonal patterns of tax work, operations of the Gasoline Tax Division could be combined with other activities in the Tax Commission with some economies in personnel, space, and equipment. The functions of the Beer Permit Board should also be made a responsibility of the Tax Commission.

I respectfully urge the Fifty-eighth General Assembly to authorize employment of an independent, private, certified Public Accountant, to conduct a thorough audit of the Motor Vehicle Fuel Tax Division, and to appropriate \$15,000 for the purpose of conducting such an audit and meeting the expenses connected therewith.

In the recent audit conducted by the Auditor of State, it was concluded that: (and I quote from the report)

"It appears that unless some remedies are taken, the possibilities of great losses of unpaid taxes is self-evident. . . . Due to the magnitude of the transactions in the Motor Vehicle Fuel Tax Division, and because of lack of time, it was impossible to make a detailed audit of the Department."

I submit it is imperative that a full and complete audit be made immediately, in order that the Fifty-eighth General Assembly may have available full knowledge upon which to base legislative action. The appropriation requested can undoubtedly be recovered many times over by a more complete collection of the taxes due the State of Iowa.

2. The multitude of inspections made by over half a dozen different agencies and departments of State government should be placed

under a single, unified agency of government. This proposal will save substantial amounts of travel expense, prevent duplication, and improve service to Iowa citizens and business establishments; moreover, it will greatly reduce the numerous visits of inspectors to specific establishments, and the resulting disruption in the regular activities of such establishments; and

3. The functions now performed by the Industrial Commissioner, the Bureau of Labor, and Mine Inspectors should be consolidated in a single Department of Labor, with a director appointed by the Governor, with approval by the Senate.

Reorganizations are urgently needed in other areas of State government, including Public Welfare, resource management, regulatory functions, and business and economic development. The preparation of suitable plans for new, or revised departmental organization is an extremely complex undertaking, requiring more time and professional assistance that can be made available during a legislative session.

Therefore, in order to provide a framework within which some of the more complex reorganizations can be undertaken, I urge the Fifty-eighth General Assembly to approve a Governmental Reorganization Act. Briefly, the Act would authorize the development of reorganization plans which would become effective only if not disapproved by future session of the General Assembly to which such plans would be submitted.

HIGHER EDUCATION

According to informed estimates, we may reasonably expect a substantial increase in the enrollment in all institutions of higher education by 1970. At present, enrollment in the public supported institutions is roughly equal to the levels of ten years ago.

Iowa, with its long established tradition of excellence in education, will meet the essential needs in the future.

Two years ago, I recommended a three-point program to meet these needs in an orderly manner. The basic features of this program are again presented for your consideration. Specifically, it is recommended that the General Assembly:

1. Enact the necessary legislation to establish a sound, long range financing program to meet the needs for capital improvements at the State supported institutions. In the Fifty-eighth General Assembly a revenue bond plan was recommended and, in fact, was approved by the Senate. This is one way of meeting the long range needs. However, the needs can also be met by a general obligation bond issue which, of course, would require approval by the voters before it could be placed in operation. The revenue bond method could probably be placed in operation somewhat more quickly, however, it would require the payment of a higher rate of interest on outstanding obligations than would be necessary if the general credit of the State is pledged in a bond issue.

Inssofar as my own views are concerned, I do not feel that it is so important which of those two methods we use, as it is that one or the other be authorized, so that plans for future construction may be formulated and carried out economically and efficiently.

2. Appropriate, from the General Fund, amounts needed to permit immediate construction of urgently needed facilities. Regardless of which method of long range financing is authorized, it will require considerable time before either the revenue bond or a general obligation bond program can provide funds for construction. Some construction should be undertaken during the coming biennium.

To a very substantial extent, the most urgently needed capital improvements represent a backlog of needs that has accumulated over the past quarter of a century. It is entirely appropriate, therefore, that the accumulated surplus in the State General Fund be used to meet the backlog of construction needs. There is nothing unsound in such a method of financing. It would not endanger the adequacy of the "working balance" in the General Fund, nor would it impair our ability to meet current needs from current revenues.

3. Provide not only for the physical needs of State supported institutions, but for adequate staff as well. The Budget Message will contain my specific recommendations to cover appropriations for this purpose.

I respectfully request that the Fifty-eighth General Assembly set up a merit scholarship program designed to achieve two basic objectives:

1. Provide modest financial assistance covering tuition costs, to highly qualified high school graduates who, because of financial reasons, might not be able to attend an institution of higher education. The scholarships would be available for students selected on the basis of merit and capacity to benefit from further training.
2. Through the emphasis that would be placed on educational achievement by the merit scholarship plan, the general level of quality of work in our secondary educational institutions would be improved.

On the average, a tuition cost of approximately six hundred dollars per student per year would probably be sufficient. As a beginning, I recommend that one hundred such scholarships be provided each year, with a provision that the scholarships would be continued so long as the student maintains a high order of scholarship. The merit scholarships could be used by the student to attend any Iowa institution of higher education, public or private.

At present, the Code provides that only one alumnus of each of the three State institutions of higher education may be a member of the Board of Regents. This limit is unnecessarily restrictive, excluding from appointment many individuals who could serve with distinction on the Board. I recommend that the Fifty-eighth General Assembly raise this limit to "not more than two" from each of the three institutions.

It is almost certain that because of rising enrollments, additional expenditures will be required in our publicly supported institutions of higher education during the years ahead. However, if we are to meet the educational needs of all who qualify and all who wish to attend such institutions, the time has come when we must adopt new methods and new approaches to the challenge facing us.

Basically, the organization and pattern of operation of institutions of higher education in America were set centuries ago in the educational institutions of England and Western Europe. These methods and approaches may have been entirely appropriate when higher education was a privilege extended to a very small fraction of the population—but if higher education is to be provided to a very large segment of our population, we must adapt our methods to the task we are trying to accomplish.

For this reason, I urge the General Assembly to carefully examine the suggestions which have been made in Iowa and elsewhere, for substantial changes in the organization and operation of institutions of higher education. These suggestions include greater use of television and other visual aids as a means of bringing outstanding teachers to larger numbers of students; the scientific programing of courses, classes and other educational activities to provide better utilization of physical plant; twelve months operation of physical plant (with or without staggered terms for individual

students and teachers); and a reexamination of the curriculum to eliminate superfluous offerings and duplications among institutions.

PUBLIC SCHOOLS

Excellent progress has been made in reorganization of public schools during the current biennium. However, as important as reorganization is, it alone does not automatically solve all of our problems, or guarantee that educational excellence will be maintained in our State.

There are several public school matters to which I should like to call your attention.

In recent years an increased amount of State revenue has been directed to local school districts for the stated purpose of "property tax relief." Yet the forms in which State aid have been made available to public school districts have, in general, failed to provide any method whereby the additional aid would bring about reduced property taxes.

The basic aid formulas which have been developed have also been deficient in that they have provided little incentive for improved educational programs and increased efficiency in the operation of the schools.

I respectfully urge the Fifty-eighth General Assembly to take effective action to modify present aid formulas to the end that the State funds now being made available, and such funds as will be made available in the future, will:

- (a) Encourage qualitative improvement in educational programs;
- (b) Increase efficiency in the utilization of physical plant and personnel; and
- (c) Provide property tax relief.

As you will recall, several school reorganization measures were enacted by the Fifty-seventh General Assembly. There is some benefit to be gained from leaving these laws unchanged until additional experience has been gained in the practical effects of the legislation already on the books. For one thing, the precise meaning of these statutes is seldom clear until the courts have rendered decisions thereon, and until reorganizations can be planned in terms of these decisions.

However, I would suggest that the General Assembly may need to modify present laws to the end that small minorities shall not have the power to prevent reasonable reorganization clearly favored by the vast majority of voters. At the same time, we must exercise caution to properly protect the interests of all groups in school reorganization.

The Fifty-seventh General Assembly enacted a teachers' pension program which has provided much needed financial assistance to those teachers who retired prior to July 4, 1953. The appropriation made for the implementation of this legislation was inadequate; fortunately, the Budget and Financial Control Committee saw fit to supplement the appropriation so that the minimum pension of \$75 per month could be provided. It is my understanding that the supplemental funds will be exhausted this month, and I strongly urge the Fifty-eighth General Assembly to provide a supplemental appropriation to carry this program forward to the end of the current biennium, and to make adequate regular appropriations for the coming biennium.

Along the same lines, I recommend that a minimum pension of \$75 per month be made available to *all* teachers, regardless of the date at which they retired.

The Iowa Public Employees Retirement System is a good program, actuarially sound, and designed to provide, ultimately, a reasonable level of benefits. However, for several more years retiring teachers will have had insufficient time since the establishment of the program to accumulate

credits necessary to provide benefits consistent with the maintenance of a decent standard of support in retirement.

I am therefore recommending that legislation be enacted to establish a minimum of \$75 per month for all retired teachers. This will put the teachers who have retired since July 1953 on the same basis as those who retired prior to 1953, insofar as the I.P.E.R.S. program is concerned. I shall recommend in my Budget Message an appropriation adequate to meet the expenses required to bring present monthly benefits up to the \$75 level.

Under no circumstances should increased benefits be paid from present reserves of the I.P.E.R.S. program. To increase benefits by this means would undermine the actuarial soundness of the entire program and be grossly unfair to individuals covered by the Public Employees Retirement System.

It should be noted that this strengthened retirement program will be of great value to local school districts by stabilizing employment in the teaching profession, particularly among the more experienced teachers. However, this proposal will in no way increase local school costs or property tax levies.

As you know, we have had many studies of our public schools, including studies of their financial problems. All of these studies have produced valuable statistical information and many very useful suggestions for improvement. There remain, however, several areas in which we lack adequate information upon which to base sound public policies. We know too little, for example, of the factors associated with efficiency; and clear-cut public policies are difficult to formulate in the absence of better knowledge of our goals and objectives than we now possess. To cite but one example of the type of question to which we do not have adequate answers: are we placing the proper emphasis on the various types of vocational education?

To meet this deficiency in our present stock of knowledge, I respectfully recommend that the Fifty-eighth General Assembly establish "a public school study committee" of business, professional, educational and governmental leaders, and vest it with broad authority to reexamine our entire public school system, with a view toward recommending measures designed to strengthen our educational program and improve the efficiency with which we utilize our resources.

While I do not wish to belabor the point, I think the people of Iowa are entitled to an explanation of why we are spending more per child to provide public education than most states, and, at the same time, we are paying our teachers at rates substantially below national average levels. Our people are also entitled to an independent evaluation of the adequacy of Iowa's public school system.

SOCIAL WELFARE

The categorical assistance programs—Old Age Assistance, Aid to Dependent Children and Aid to the Blind—have been developed to meet the needs of specific groups of our less fortunate fellow citizens. If such programs are to continue to meet these needs, periodic reviews and modifications are required.

The Iowa Department of Social Welfare will present a number of recommendations for legislative action to facilitate administration, to remove inequities in the operation of the programs, and to bring the Iowa statutes into conformity with the standards of the Federal Social Security Administration. I urge the members of the General Assembly to give careful attention to these proposals.

Rising costs of consumers' goods, medical and nursing home care, as well as increased numbers of dependents in some of the assistance programs

will require additional appropriations, if we are to maintain the level of economic protection provided for the recipients of assistance. Recommended appropriations for the State's share of the costs of these programs will be presented in the Budget Message.

At this time I respectfully call your attention to certain basic deficiencies in Iowa's welfare programs, and urge that the General Assembly take appropriate action.

Iowa has, so far, failed to enact legislation permitting our citizens to participate in the Social Security program for assistance to the disabled. This program has been adopted by all but four states. Federal funds derived, in part, from taxes paid by Iowans are available for this program on a matching basis similar to the three assistance programs already in operation in our State.

At present, individuals disabled by heart disease, arthritis, polio, multiple sclerosis, muscular dystrophy and other crippling diseases and accidents, must turn to county poor funds for any public assistance. The proposed program would relieve county funds of sole financial responsibility for the needy disabled, by making available State and Federal funds to the extent of approximately three-fourths of the assistance grants. Moreover, it would provide a state-wide, uniform standard of assistance, designed to meet the essential needs of disabled men and women not eligible for assistance through existing programs.

I recommend that the Fifty-eighth General Assembly enact legislation to make available to the residents of Iowa Federal funds for aid to the disabled. The Budget Message will contain a specific recommendation for the appropriation necessary to meet the State's share of the program.

I respectfully urge the Fifty-eighth General Assembly to take action to abolish "warning to depart" notices as a means of preventing legal settlement.

This obsolete provision of Iowa law is the source of unmitigated human misery. It has its origin in medieval society and serves no useful purpose in the existing developed stage of welfare legislation. Moreover, to the extent that the continued existence of such a law prevents economically underprivileged families from seeking improved opportunities elsewhere, it tends to thwart rehabilitation of adult individuals, and perpetuate poverty and dependence by reducing mobility. In the interest of human welfare, and the development of a modern framework within which our poor laws can be administered, this practice should be abolished.

MENTAL HEALTH PROGRAMS

I am certain that the members of the Fifty-eighth General Assembly will want to continue—and improve upon—the progressive mental health programs initiated by your predecessors. During the past two years, much progress has been made in the development of a positive program of treatment and rehabilitation; the needs of our mental health institutions in the coming biennium will be dealt with at some length in the Budget Message.

However, at this time, it should be recognized that the success of the State program of treatment, rehabilitation and return to society will require a program of "after care" in the local communities to which former patients are returned. Therefore, it is suggested that the General Assembly give careful attention to appropriate measures to encourage local communities to participate in this program for the conservation of human resources.

It is also recommended that the Fifty-eighth General Assembly give formal statutory approval to the creation of a Department of Mental Health in the Board of Control. This approval will strengthen the administration of

the Mental Health program in all the institutions under the Board of Control.

PENAL AND PAROLE SYSTEMS

In order to provide for improvements in the operation of penal institutions, and to facilitate the rehabilitation of prisoners, it is recommended that a Director of Penal Institutions be hired, and that he be provided with an adequate staff to supervise and coordinate the operation of penal and correctional institutions under the Board of Control.

It is also recommended that additional parole officers be employed by the Board of Parole. The present staff of parole officers is carrying an excessively heavy load. As a result, inadequate supervision of parolees produces a large number of "repeaters" among parolees who might make good in society, with proper supervision. Also, the shortage of parole officers sometimes makes it difficult to release inmates from prison at the most opportune time to promote their rehabilitation.

I concur in the recommendation of the Penal Affairs Committee that the General Assembly should establish a Commission to make a careful study of crime and institutions of correction. Such a Commission should be charged with the responsibility of preparing recommendations relative to the need for a recodification of criminal laws and procedures in Iowa.

I respectfully urge the members of the Fifty-eighth General Assembly to give careful attention to the Report of the Penal Affairs Committee. This brief document contains some excellent suggestions for improvement of penal and parole practices in Iowa.

WHITE HOUSE CONFERENCE ON AGING

Public Law 85-908, provides that the President shall call a White House Conference on Aging, to be held in January, 1961. The Act authorizes funds to assist the States in their preparations for participation in the Conference, and in sending delegates to the National meeting; states may apply for grants of not less than \$5,000, nor more than \$15,000.

It is my understanding that authority to request, receive and expend such funds is lacking in Iowa.

Therefore, it is recommended that the Fifty-eighth General Assembly pass the necessary enabling legislation, in order that Iowa may participate by:

- (a) holding one or more State Conferences prior to, and in preparation for, the National Conference; and
- (b) sending delegates to the National Conference to be held in January 1961.

No matching funds are required in order to participate in the Federal program of financial assistance.

HIGHWAY AND HIGHWAY SAFETY

Iowa has made substantial progress in the current biennium in highway construction and improvement. Outlays on highways of all types and on roads and streets now account for one of the largest forms of governmental expenditure in the State of Iowa. It is extremely important, therefore, that the Fifty-eighth General Assembly give careful attention to measures designed to improve the effectiveness with which these expenditures are made.

Specifically, I recommend that the Fifty-eighth General Assembly:

1. Formalize the activities associated with long range planning. The Highway Commission recently announced the adoption of a long range plan. But, as you know, the membership of the Highway

Commission changes and I believe it would be highly desirable to set up, as a legislative matter, a regular procedure through which long range planning would be made a permanent feature of our highway program, with a statutory responsibility to successive sessions of the General Assembly.

2. Revise the allocation formula under which revenues in the Road Use Tax Fund are ear-marked for specific types of highways, roads and streets. Present formulas were established many years ago. Under the present formula vast improvements have been made, particularly in secondary and farm-to-market roads. It is inconceivable that the pattern of need is now the same as when the allocation formula was established. Continued adherence to an allocation formula that no longer reflects relative needs, will almost certainly result in excessive funds being spent for some purposes, while inadequate revenues are made available for other types of highways and streets.
3. Give increased emphasis to need factors in the redesign of the allocation formula. It is, of course, much simpler from an administrative standpoint to allocate funds on the basis of area, miles of roads, population, or some other numerical measure. But we shall fail to spend the Road Use Tax Dollar where it will produce the most benefit, if we rely exclusively in such measures.

Iowans have made gratifying progress in the reduction of highway fatalities during the past year. I strongly urge the Fifty-eighth General Assembly to provide legislation that will permit State and local safety authorities to make further progress in the years ahead.

It is recommended that the Fifty-eighth General Assembly:

1. Enact a daytime speed limit. Our own experience with the nighttime speed limit, and the experience of other states in enacting daytime speed limits, indicate that fatal accidents can be reduced by such measures.
2. Enact a 50 mile per hour speed limit on the State's secondary roads. With the enactment of a nighttime speed limit and stricter enforcement on the State's primary highways, an increased percentage of our fatal accidents have occurred on secondary roads. While our secondary road system is unquestionably the best to be found in any state in the Nation, it was not designed for high speed travel.
3. Give formal statutory approval to an administrative point system now being used as a technique for isolation and restriction of habitually careless drivers.

Prompt action by the Fifty-eighth General Assembly to give statutory approval to an administrative point system will be of tremendous psychological advantage, and also provide the Department of Public Safety with a more effective measure for the protection of the public against the acts of carelessness and/or irresponsible drivers on the State's highways.

PERSONNEL POLICY FOR STATE EMPLOYEES

The administration of State government has become "big business" in terms of payrolls and the number of persons employed. The duties which key employees are called upon to perform require technical skills of a high order. It no longer seems consistent with the best interests of the citizens of Iowa, to fill such positions on a political basis.

Two years ago I recommended to the Fifty-seventh General Assembly, the establishment of a bona fide Civil Service System for State employees. My experiences during the past two years have strengthened my conviction

that the quality of services and the efficiency of government would be vastly improved by enactment of a Civil Service Law. Coupled with the reorganization and reallocation of functions recommended elsewhere, a sound Civil Service program can work revolutionary changes in the morale of State employees and the quality of services provided to the citizens of Iowa.

In order to facilitate the development of an efficient, dedicated professional State Civil Service, to reduce turnover among personnel, and to provide more economical and improved services to the people of Iowa, I strongly urge the Fifty-eighth General Assembly to establish a non-political Civil Service for State government.

IOWA PUBLIC EMPLOYEES RETIREMENT SYSTEM

Under present laws, employees and governmental units (the State, counties, municipalities, and school districts) each contribute three and one-half percent of wages and salaries, up to a maximum of \$4,000 per year. The total contributions during the period of covered employment determine the monthly pension received by the public employee on retirement.

In order to provide retirement benefits more nearly commensurate with future needs of public employees, it is recommended that the maximum salary on which contributions are based be raised to \$4,800 per year. Beginning this month, the maximum wages and salaries subject to the Federal Old Age and Survivors Insurance Tax was raised to \$4,800; by setting the I.P.E.R.S. ceiling at the same level, some simplification in accounting will also be achieved.

It is also recommended that the increased contributions of employing units of the government, including counties, municipalities, and school districts, be paid from an appropriation from the General Fund of the State of Iowa, in order to eliminate any need for increased local levies on property to meet the higher contribution rates required of governmental units.

LABOR

The growing importance of nonagricultural workers in the Iowa economy is a well established trend. In 1957, about one-half of all personal income in Iowa was received in the form of wages and salaries from nonfarm sources, as compared with only 43 percent in 1929; today, about 70 percent of the Iowa labor force is employed in nonagricultural occupations. Therefore, the terms of employment, working conditions, and income security have become matters of vital concern to an ever-increasing number of our citizens.

Iowa, along with all other states, participates in the Federal unemployment insurance program. However, in many important respects, Iowa has failed to keep pace with progress in other states in the improvement of employment security. Consequently, workers are less than adequately protected, and the operation of the Employment Security Commission is impaired by obsolete standards and unrealistic limitations.

Rising price and wage levels have not been reflected in commensurate adjustments in the dollar limits appearing in several sections of the Code; minimum and maximum weekly benefits have become unrealistically low because the price-wage levels have risen while the statutory rates have lagged.

In order to facilitate the operation of the Iowa Employment Security Commission, and to provide more adequate protection to workers, it is recommended that:

1. The Employment Security Commission be authorized to acquire lands and buildings for employment security administrative purposes with

funds allocated to the State of Iowa by the Federal Government, subject to approval by proper State authorities;

2. Minimum and maximum weekly benefit limits be substantially increased;
3. The duration of benefits, now set at 24 weeks, be extended. The experience of the past two years—a period of only moderate unemployment in Iowa—has demonstrated clearly the need for a longer benefit period; and
4. The harsh penalties now invoked for “voluntary quitting” be modified.

It is also recommended that the Fifty-eighth General Assembly modernize the benefits provided under workmen’s compensation by raising benefits to levels that will provide adequate protection for the victims of industrial accidents. There is also need for an extended healing period during which workers are protected.

Two years ago, I asked the Fifty-seventh General Assembly to abolish the statutory prohibition of “union shop” contracts between employers and employees. I urge this body to restore the right of freedom of contract to workers and employers by removing this unfair and discriminatory feature of Iowa law.

Unionism is a perfectly legitimate form of organization among individual workers. Ethically, labor organizations stand on the same ground as trade associations, farm organizations, cooperatives, and professional associations. The right of labor to organize and bargain collectively is recognized by law, and by the more enlightened leaders of business and industry.

But, clever and misleading phraseology—the “right-to-work” slogan—has been used to undermine and defeat the effectiveness of collective bargaining by those who pay only lip service to labor’s right to organize. The so-called “right-to-work” law has not guaranteed a job to any Iowa worker; it has prohibited freedom of contract between workers and their employers, and it offers an inducement to free loaders to enjoy union established wage scales, working conditions and fringe benefits without contributing to the efforts to obtain them.

For whatever virtue consistency in government policies may have, it ought to be recognized that Iowa is now in the position of prohibiting effective union action to promote the interests of workers; at the same time, the sovereign power of the State is invoked to collect taxes used to promote the interests of the members of a variety of associations. I leave to your powers of rationalization the process by which such patently discriminatory treatment is to be explained.

As suggested elsewhere in these remarks, and as recommended in the Report of the Governmental Reorganization Commission, the various departments having responsibilities for matters affecting safety, working conditions, and workmen’s compensation should be placed in a single agency. At the same time, legislation to more adequately provide for regulation of safety and sanitary conditions should be enacted.

BEVERAGE CONTROL

At the earliest practicable date, I recommend that the General Assembly authorize a referendum designed to provide an expression of the preferences of our citizens with respect to the control and distribution of alcoholic beverages.

The results of such a referendum will, of course, have no legal, or statutory effect. But, in a matter on which there are strongly held, and sincere differences of viewpoint, the General Assembly would be in a better position to legislate if such an expression of public preference were available.

It is recommended that the referendum be held at an early date, in order that the results may be available to the members of the Fifty-eighth General Assembly prior to the closing weeks of the session.

MISCELLANEOUS

References have already been made to some of the excellent reports of various studies available to the members of the Fifty-eighth General Assembly. Two others deserve your most careful consideration:

1. The report and recommendations for judicial reform, and
2. The report and proposed recodification of the Iowa Corporation Act.

Many hours of valuable time have gone into the preparation of these reports and suggestions for legislative revision. Judicial reform, and reorganization—like reorganization of the executive and legislative branches—are long overdue.

If Iowa is to provide attractive opportunities for further industrial growth, some revision of laws under which corporations are formed, chartered and operate is desirable. I respectfully urge the members of this body to give careful attention to these reports and recommendations.

CIVIL WAR CENTENNIAL COMMISSION

Finally, I call your attention to the fact that the Nation will shortly observe the Centennial of the Civil War. A National Commission has been created by Act of Congress, and Iowa has been urged to establish a State Civil War Centennial Commission to work in cooperation with the National body.

I need not point out to you the vital role of our forefathers in the preservation of the Union; the names of Iowans are forever inscribed on the rolls of valor.

But, as a practical matter, I urge the General Assembly to make provision for a Civil War Centennial Commission, in order that our State may participate in the nation-wide observances with honor and with dignity.

CONCLUSION

Allow me to conclude by asking your forgiveness for the length of this address, and by expressing my appreciation for your patience.

I believe the programs recommended are worthy of your most careful consideration. Perhaps never before in our history have there been such large areas of agreement by spokesmen for both political parties in advance of a session of the General Assembly. In these areas I am confident much will be accomplished for the benefit of all our people.

In other areas, I am equally confident that such differences as exist can be reconciled in the common interest we have in the State of Iowa, and in its citizens.

Thank you.

Vocal selections by Professor Andrew B. White, Drake University, accompanied by Professor Lenore Stull, Drake University.

The benediction was offered by Rt. Rev. Monsignor W. E. Cullinan, St. Mary's Church, Ottumwa, Iowa.

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

Schroeder of Scott moved that the reading of the minutes of the joint convention be dispensed with.

The motion prevailed.

McNeal of Wright moved that the joint convention be now dissolved.

Motion prevailed.

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

PRESENTATION OF LIEUTENANT GOVERNOR McMANUS

Senator Eppers moved that a committee of three be appointed to escort the Honorable Edward J. McManus, Lieutenant Governor, to the President's station, which motion prevailed and the Chair appointed as such committee Senators Eppers, Schroeder and O'Malley.

The committee waited upon Lieutenant Governor McManus.

President pro tempore Lynes presented Lieutenant Governor McManus who said:

MEMBERS OF THE SENATE:

It is with mixed feelings of happiness and disappointment that I make my remarks this afternoon. I am naturally pleased that the official canvass has now confirmed the unofficial results of the November 4th election with respect to the office of Lieutenant Governor. I am most gratified and deeply grateful to the good people of our state for entrusting me with the responsibilities of this office. I shall make every effort in my power not to disappoint their judgment. I am especially happy and honored to be granted the privilege of serving as your presiding officer during the Fifty-eighth General Assembly and be associated with all of you Senators in this august legislative body whom I have come to know and respect regardless of your political affiliation. I treasure my experience in this Senate with you gentlemen and those who are not with us today among the jewels of my life.

I have only one suggestion on the matter of procedure for your consideration. During my two sessions as a Senator I am frank to confess that I have been unable to understand why tax measures (ways and means bills) have been passed before the appropriations bills. In other words, we have determined how much we are going to spend before we decide where to spend it. It would seem to me a more logical and sound finance procedure to first determine the true and essential needs of our state government (appropriate) and then determine the tax source (ways and means). This is offered merely as a suggestion. If you agree, I hope we can have our appropriations bills passed before the spring recess and use the balance of the session to determine the most vital matter of taxation.

I would be less than forthright with you if I did not observe that I was quite disappointed with the Senate's action of Monday in changing the rules so as to strip the Lieutenant Governor of the traditional power of appointing the standing committees. As a result of this action, I have been appropriately described as "the only bird in captivity who had his wings clipped before he learned how to fly." Though perhaps I should have, frankly I really didn't expect it. In the campaign both my opponent and I traveled

throughout the state telling the people of the important nature of this seldom understood and rather technical office. We especially emphasized the traditionally important power of the Lieutenant Governor to appoint the standing committees, which according to long custom and usage had played such an important part in determining the course of legislation. I am of the considered opinion that the vast, vast majority of people who voted for my opponent and me expected the winner to have this customary responsibility. In the past it has been my observation that only about one per cent of the matters considered by the Senate were decided strictly on party lines—the great bulk turning on common sense and good judgment which knows no political party. It just didn't seem reasonable, at least to me, to expect a hallowed tradition to be upset by such a fraction. Furthermore, as a result of the election, the majority party in the Senate had such control that in spite of the committees it could withdraw any bills from committee it thought desirable and kill on the floor any undesirable matters which the committees might vote out.

Regardless of all this, in good faith it was deemed advisable early last December for an informal committee of the majority party to meet with me for the welfare of all concerned to explore the possibility of resolving and compromising any potential organizational problems which might arise in the new Senate as a result of the peculiar political situation. Since this meeting was discussed on the Senate floor during last Monday's debate, I think it only fair to make the position I took clear to you.

Our meeting proceeded with the mutual understanding that the majority party had the power to resolve the entire matter, and that the meeting was purely exploratory and not binding on anyone. Thus the committee first proposed that if I would agree to a two-thirds majority party and one-third minority party ratio on all 39 of the standing committees, I could retain the committee appointing power. This I could not accept because I felt it would make me merely a figurehead and destroy my responsibility to the people who elected me. My counter-proposal was that if I could appoint a simple majority of the minority party on 5 of what I considered the fifteen most important committees, the specific 5 of my list of 15 to be determined by the majority party, then I would appoint the remaining 34 committees and assign chairmanships on any basis or ratio the majority party desired. This counter-proposal was not acceptable to the committee and our meeting was at an end. Our meeting was pleasant and we had an agreeable disagreement. Just which side was right or wrong or too demanding only the people can judge, time and history determine. The Senate in its wisdom has now resolved this matter. I want you to understand I am not angry—just disappointed. I am confident it will work out as do all things in the Lord's wisdom as a blessing in disguise for all concerned.

In conclusion, I want to thank Lieutenant Governor Nicholas for the many kindnesses given me by his staff and himself during the pre-session days. Thanks to each and every one of you for your kind attention and may God bless you and your deliberations.

Senator O'Malley asked and received unanimous consent that the remarks of the Lieutenant Governor be printed in the Senate Journal.

APPOINTMENT OF SECRETARY TO LIEUTENANT GOVERNOR

Lieutenant Governor McManus announced the appointment of Mrs. Maxine Hanes of Polk County as his secretary. Mrs. Hanes appeared before the bar of the Senate and was duly sworn.

PRESENTATION OF DISTINGUISHED GUESTS

Senator Nolan rose on a point of personal privilege and presented to the members of the Senate and guests Mrs. Edward J. McManus, the wife of our Lieutenant Governor, and Mrs. Edward W. McManus, his mother, who were present in the Senate chamber.

PROOF OF PUBLICATION

Published copy of Senate File 32 and verified proof of publication of said bill in the Charles City Press on January 12, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

On motion of Senator Schroeder, and pursuant to House Concurrent Resolution 3, the Senate adjourned until 11:00 a.m., Monday, January 19, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 19, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Calvin Willemsen, pastor of the Presbyterian Church, Maynard, Iowa.

PETITIONS AND MEMORIALS

By Senator Edelen, from five hundred two residents of Cerro Gordo and Hancock Counties, opposing any change in the law limiting the shooting of shotguns from the highways.

By Senator Hill, from nine residents of Jasper County favoring an open season on doves.

By Senator Rigler, from twelve residents of Floyd County, favoring the payment of pensions to retired school teachers.

By Senator Walker, from nineteen residents of Wright County, favoring strict law enforcement of the law pertaining to driving while intoxicated; a daytime speed limit; drivers' training programs in high schools; the consolidation of various departments and a training course for operators of nursing homes.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Price for the day on request of Senator Turner.

INTRODUCTION OF BILLS

Senate File 32, by Senator Rigler, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Charles City Community School District, in the counties of Floyd and Chickasaw, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

Senate File 33, by Senators Coleman, Hoffman, Moore, O'Malley, Butler, Walker and Mincks, a bill for an act to amend section two hundred seventy-nine point forty (279.40), Code 1958, relating to sick leave for public school employees.

Read first and second times and passed on file.

Senate File 34, by Senators O'Connor and Elijah, a bill for an act relating to the support of the poor.

Read first and second times and passed on file.

Senate File 35, by Senators Hoffman, Gilmour, McCurdy, O'Connor, Edelen and Eppers, a bill for an act to establish a competitive system of state merit scholarships for use by outstanding Iowa students in the public and private universities and colleges of the state, and make an appropriation therefor.

Read first and second times and passed on file.

Senate File 36, by Senators Nolan, O'Malley, Henry, Long and Miller, a bill for an act to amend chapter three hundred eighty-six B (386B), Code 1958, relating to municipal transit systems.

Read first and second times and passed on file.

Senate File 37, by Senators Nolan, O'Malley, Henry, Long and Miller, a bill for an act to amend chapter forty-three (43), Acts of the Fifty-seventh General Assembly, relating to urban transit systems.

Read first and second times and passed on file.

Senate File 38, by Senators Nolan, O'Malley, Henry, Long and Miller, a bill for an act to amend section four hundred four point ten (404.10), Code 1958, relating to municipal enterprises fund.

Read first and second times and passed on file.

Senate File 39, by Senators Ringgenberg and Hansen, a bill for an act relating to public safety peace officers' retirement, accident and disability system.

Read first and second times and passed on file.

Senate File 40, by Senator Evans, a bill for an act to amend section three hundred forty-seven point two (347.2), Code 1958, relating to county hospitals.

Read first and second times and passed on file.

Senate File 41, by Senators O'Malley, Hoffman, McCurdy, Coleman, O'Connor, Wolf and Gilmour, a bill for an act authorizing the Governor to prepare plans for the reorganization of the executive branch of the government of the State of Iowa which shall become law unless disapproved by both houses of the General Assembly within thirty (30) days of being submitted thereto by the Governor, and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 42, by Senators Shaff, Coleman, Elijah, Henry, Harbor, Hoffman and McCurdy, a bill for an act to amend section two hundred seventy-nine point forty (279.40), Code 1958, relating to sick leave for public school employees.

Read first and second times and passed on file.

Senator Schroeder moved that the standing committees of the Senate and nominations thereto filed with the Secretary of the Senate, and submitted to the members of the Senate, constitute the standing committees and members thereof of the Senate for the Fifty-eighth General Assembly, and moved their adoption.

Roll call was demanded.

On the question "Shall the committees as presented be adopted?" the vote was:

Ayes, 32:

Boothby	Fisher	Lynes	Schroeder
Buck	Getting	Miller	Scott
Butler	Gilmour	Nolan	Shaff
Byers	Grimstead	Prentis	Shoeman
Dewel	Harbor	Prince	Stuart
Dykhouse	Henry	Putney	Turner
Elijah	Hoxie	Rigler	Vance
Evans	Long	Ringgenberg	Weber

Nays, 16:

Coleman	Gillespie	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf

Absent or not voting, 2:

Price Walker (present)

The motion prevailed and the committees submitted were made the standing committees of the Senate.

**STANDING COMMITTEES OF THE
FIFTY-EIGHTH GENERAL ASSEMBLY**

AGRICULTURE			
Ringgenberg—	Edelen	Lynes	Prince
Chairman	Elijah	McCurdy	Scott
Putney*	Getting	Moore	Shoeman
Coleman	Hoxie	Potter	Walker
APPROPRIATIONS			
Prentis—	Grimstead	Mincks	Schroeder
Chairman	Harbor	Moore	Scott
Stuart*	Hoffman	Nolan	Shaff
Boothby	Hoxie	O'Malley	Shoeman
Buck	Long	Potter	Walker
Frommelt	Lynes	Putney	Weber
Gillespie	McCurdy	Ringgenberg	Wolf

*Indicates ranking member.

BANKS, BUILDING AND LOAN

Elijah—	Byers	Hansen	Rigler
Chairman	Edelen	Hoffman	Vance
Scott*	Getting	Moore	Walker
Butler	Gillespie	Nolan	Weber

BOARD OF CONTROL

Boothby—	Dewel	Scott	Weber
Chairman	Potter	Turner	Wolf
McCurdy*	Putney		

CHAPLAINS

Elijah—
Chairman

CITIES AND TOWNS

Miller—	Frommelt	O'Malley	Schroeder
Chairman	Henry	Rigler	Shaff
Byers*	Hoschek		

CLAIMS

Vance—	Getting*	Grimstead	Potter
Chairman	Gilmour	Miller	

COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES

Scott—	Hoschek*	Fisher	Putney
Chairman	Evans	Mincks	

CONSERVATION

Putney—	Dykhousc	Harbor	Prince
Chairman	Edelen	Long	Ringgenberg
Henry*	Eppers	Moore	Shoeman
Butler	Hansen	O'Connor	Stuart

ENROLLED BILLS

Getting—	Ringgenberg*	Hansen	
Chairman			

GOVERNMENTAL AFFAIRS

Long—	Hoffman	Nolan	Prentis
Chairman	Lynes	O'Malley	Vance
Grimstead*	Moore		

HIGHWAY SAFETY

Hoxie—	Edelen	Long	O'Connor
Chairman	Eppers	Lynes	Price
Harbor*	Fisher	Mincks	Prince
Boothby			

HIGHWAYS

Dykhousc—	Grimstead	Lynes	Rigler
Chairman	Hansen	McCurdy	Turner
Nolan*	Henry	Mincks	Vance
Coleman	Hill	Prentis	Walker

INSURANCE

Nolan—	Evans	Hoschek	Price
Chairman	Frommelt	Long	Schroeder
Wolf*	Hansen	Lynes	Shaff
Byers			

IOWA DEVELOPMENT

Fisher—	Eppers*	Price	Turner
Chairman	O'Connor	Rigler	

*Indicates ranking member.

		JUDICIARY 1		
Stuart—	Coleman	Long	Schroeder	
Chairman	Gillespie	Miller	Scott	
Elijah*	Gilmour	Nolan	Shaff	
Boothby	Grimstead	O'Malley	Wolf	
		JUDICIARY 2		
Byers—	Buck	Frommelt	O'Connor	
Chairman	Dewel	Lynes	Vance	
Rigler*	Eppers			
		LABOR		
Prince—	Dykhouse	Mincks	Shoeman	
Chairman	Hoschek	Prentis	Walker	
Frommelt*	Miller			
		LEGISLATIVE REDISTRICTING		
Schroeder—	Edelen	Lynes	Shaff	
Chairman	Gilmour	Miller	Stuart	
Dewel*	Henry	Ringgenberg	Wolf	
Coleman				
		MANUFACTURING, COMMERCE AND TRADE		
Butler—	Hill*	Evans	Turner	
Chairman	Elijah	Hoschek		
		MILITARY AFFAIRS		
Evans—	Butler*	Harbor	Hoschek	
Chairman	Buck	Hill		
		PRINTING		
Grimstead—	Dykhouse*	Fisher	Potter	
Chairman	Dewel	Mincks		
		PUBLIC HEALTH		
Shoeman—	Butler	Eppers	Moore	
Chairman	Dykhouse	Hoschek	O'Malley	
Boothby*	Elijah	Hoxie	Vance	
Buck				
		PUBLIC LANDS AND BUILDINGS		
Weber—	Buck*	Eppers	Putney	
Chairman	Boothby	Gilmour		
		PUBLIC UTILITIES		
Walker—	Byers	Evans	Harbor	
Chairman	Coleman	Hansen	Hill	
Prentis*	Dykhouse			
		RULES		
Lynes—	Coleman	McCurdy	Nolan	
Chairman	Dewel	Miller	Shaff	
Schroeder*	Gilmour			
		SCHOOLS AND EDUCATIONAL INSTITUTIONS		
Rigler—	Getting	Hoxie	Price	
Chairman	Gillespie	McCurdy	Ringgenberg	
Weber*	Gilmour	Miller	Shaff	
Fisher	Hoffman	Potter	Stuart	
		SOCIAL SECURITY		
Buck—	Frommelt	Price	Stuart	
Chairman	Getting	Prince	Turner	
O'Connor*	Mincks			

*Indicates ranking member.

	TAX REVISION		
Dewel— Chairman Miller*	Butler Henry Hill	Hoffman Potter	Ringgenberg Stuart
	TRANSPORTATION		
Price— Chairman Walker* Byers Dykhouse	Eppers Evans Fisher Gillespie Harbor	Henry Hill Hoffman O'Connor Prince	Rigler Shoeman Turner Wolf
	WAYS AND MEANS		
Shaff— Chairman Long* Boothby	Buck Edelen Gillespie Henry	Hill Hoffman Lynes O'Malley	Prentis Price Schroeder Weber
	WATER RIGHTS		
Harbor— Chairman Hoxie*	Butler Dewel Edelen	Elijah Gilmour	Grimstead Hansen

**SENATORS AND THEIR RESPECTIVE COMMITTEES
FIFTY-EIGHTH GENERAL ASSEMBLY**

	SENATOR BOOTHBY	
Board of control— Chairman Public health*	Appropriations Highway safety Judiciary 1	Public lands and buildings Ways and means
	SENATOR BUCK	
Social security— Chairman Public lands and buildings*	Appropriations Judiciary 2 Military affairs	Public health Ways and means
	SENATOR BUTLER	
Manufacturing, com- merce and trade— Chairman Military affairs*	Banks, building and loan Conservation	Public health Tax revision Water rights
	SENATOR BYERS	
Judiciary 2—Chairman Cities and towns*	Banks, building and loan	Insurance Public utilities Transportation
	SENATOR COLEMAN	
Agriculture Highways Judiciary 1	Legislative redistricting	Public utilities Rules
	SENATOR DEWEL	
Tax revision— Chairman Legislative redistricting*	Board of control Judiciary 2 Printing	Rules Water rights
	SENATOR DYKHOUSE	
Highways—Chairman Printing* Conservation	Labor Public health	Public utilities Transportation

*Indicates ranking member.

	SENATOR EDELEN	
Agriculture	Highway safety	Ways and means
Banks, building and loan	Legislative redistricting	Water rights
Conservation		
	SENATOR ELIJAH	
Banks, building and loan—Chairman	Chaplains	Public health
Judiciary 1	Manufacturing, com- merce and trade	Water rights
Agriculture		
	SENATOR EPPERS	
Iowa development*	Highway safety	Public lands and buildings
Conservation	Judiciary 2	Transportation
	Public health	
	SENATOR EVANS	
Military affairs— Chairman	Insurance	Public utilities
Compensation of public officers and employees	Manufacturing, commerce and trade	Transportation
	SENATOR FISHER	
Iowa development— Chairman	Highway safety	Schools and educational institutions
Compensation of public officers and employees	Printing	Transportation
	SENATOR FROMMELT	
Labor*	Cities and towns	Judiciary 2
Appropriations	Insurance	Social security
	SENATOR GETTING	
Enrolled bills— Chairman	Agriculture	Schools and educational institutions
Claims*	Banks, building and loan	Social security
	SENATOR GILLESPIE	
Appropriations	Schools and educational institutions	Ways and means
Banks, building and loan		Transportation
Judiciary 1		
	SENATOR GILMOUR	
Claims	Public lands and buildings	Schools and educational institutions
Judiciary 1	Rules	Water rights
Legislative redistricting		
	SENATOR GRIMSTEAD	
Printing—Chairman	Claims	Judiciary 1
Governmental affairs*	Highways	Water rights
Appropriations		
	SENATOR HANSEN	
Banks, building and loan	Enrolled bills	Public utilities
Conservation	Highways	Water rights
	Insurance	

*Indicates ranking member.

	SENATOR HARBOR	
Water rights— Chairman Highway safety*	Appropriations Conservation Military affairs	Public utilities Transportation
	SENATOR HENRY	
Conservation* Cities and towns Highways	Legislative redistricting Tax revision	Ways and means Transportation
	SENATOR HILL	
Manufacturing, commerce and trade* Highways	Military affairs Public utilities Tax revision	Ways and means Transportation
	SENATOR HOFFMAN	
Appropriations Banks, building and loan	Governmental affairs Schools and educa- tional institutions	Tax revision Transportation Ways and means
	SENATOR HOSCHEK	
Compensation of public officers and employees*	Cities and towns Insurance Labor	Manufacturing, commerce and trade Military affairs Public health
	SENATOR HOXIE	
Highway safety— Chairman Water rights*	Agriculture Appropriations Public health	Schools and educa- tional institutions
	SENATOR LONG	
Governmental affairs— Chairman Ways and means*	Appropriations Conservation Highway safety	Insurance Judiciary 1
	SENATOR LYNES	
Rules— Chairman Agriculture Appropriations	Governmental affairs Highway safety Highways Insurance	Judiciary 2 Legislative redistricting Ways and means
	SENATOR McCURDY	
Board of control* Agriculture Appropriations	Highways Rules	Schools and educa- tional institutions
	SENATOR MILLER	
Cities and towns— Chairman Tax revision* Claims	Judiciary 1 Labor Legislative redistricting	Rules Schools and educa- tional institutions
	SENATOR MINCKS	
Appropriations Compensation of public officers and employees	Highway safety Highways Labor	Social security Printing
	SENATOR MOORE	
Agriculture Appropriations	Banks, building and loan Conservation	Governmental affairs Public health

*Indicates ranking member.

Insurance— Chairman Highways*	SENATOR NOLAN Appropriations Banks, building and loan	Governmental affairs Judiciary 1 Rules
Social security* Conservation	SENATOR O'CONNOR Highway safety Iowa development	Judiciary 2 Transportation
Appropriations Cities and towns	SENATOR O'MALLEY Governmental affairs Judiciary 1	Public health Ways and means
Agriculture Appropriations Board of control	SENATOR POTTER Claims Schools and educa- tional institutions	Tax revision Printing
Appropriations— Chairman Public utilities*	SENATOR PRENTIS Governmental affairs Highways	Labor Ways and means
Transportation— Chairman Highway safety Insurance	SENATOR PRICE Iowa development Schools and educa- tional institutions	Social security Ways and means
Labor—Chairman Agriculture	SENATOR PRINCE Conservation Highway safety	Social security Transportation
Conservation— Chairman Agriculture* Appropriations	SENATOR PUTNEY Board of control Compensation of public officers and employees	Public lands and buildings
Schools and educa- tional institutions —Chairman	SENATOR RIGLER Judiciary 2* Banks, building and loan Cities and towns	Highways Iowa development Transportation
Agriculture— Chairman Enrolled bills* Appropriations	SENATOR RINGGENBERG Conservation Legislative redistricting	Schools and educational institutions Tax revision
Legislative redistricting— Chairman	SENATOR SCHROEDER Rules* Appropriations Cities and towns	Insurance Judiciary 1 Ways and means
Compensation of public officers and employees— Chairman	SENATOR SCOTT Banks, building and loan* Agriculture	Appropriations Board of control Judiciary 1

*Indicates ranking member.

	SENATOR SHAFF	
Ways and means— Chairman	Insurance	Rules
Appropriations	Judiciary 1	Schools and educational institutions
Cities and towns	Legislative redistricting	
	SENATOR SHOEMAN	
Public health— Chairman	Appropriations	Labor
Agriculture	Conservation	Transportation
	SENATOR STUART	
Judiciary 1—Chairman	Legislative	Social security
Appropriations*	redistricting	Tax revision
Conservation	Schools and educational institutions	
	SENATOR TURNER	
Board of control	Iowa development	Social security
Highways	Manufacturing, commerce and trade	Transportation
	SENATOR VANCE	
Claims—Chairman	Governmental affairs	Judiciary 2
Banks, building and loan	Highways	Public health
	SENATOR WALKER	
Public utilities— Chairman	Agriculture	Highways
Transportation*	Appropriations	Labor
	Banks, building and loan	
	SENATOR WEBER	
Public lands and buildings—Chairman	Schools and educational institutions	Banks, building and loan
	Appropriations	Board of control
		Ways and means
	SENATOR WOLF	
Insurance*	Board of control	Legislative
Appropriations	Judiciary 1	redistricting
		Transportation

*Indicates ranking member.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Prentis submitted the following report and moved its adoption:

REPORT OF COMMITTEE ON COMMITTEE ROOMS

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

Agriculture—Wednesday, 1:30 p.m., Room 22

Appropriations—Tuesday, 1:30 p.m. and Thursday 1:00 p.m., Room 22

Banks, Building and Loan—Monday, 1:00 p.m., Room 22
 Board of Control—Monday, 2:00 p.m., Room 23
 Cities and Towns—Tuesday, 2:30 p.m., Room 22
 Claims—Thursday, 1:00 p.m., Room 24
 Compensation of Public Officers and Employees—Tuesday, 2:30 p.m.,
 Room 24
 Conservation—Wednesday, 2:30 p.m., Room 22
 Enrolled Bills—On call of chairman
 Governmental Affairs—Wednesday, 1:00 p.m., Room 22
 Highways—Monday, 2:30 p.m., Room 22
 Highway Safety—Monday, 2:00 p.m., Room 22
 Insurance—Tuesday, 1:00 p.m., Room 22
 Iowa Development—Wednesday, 3:00 p.m., Room 24
 Judiciary 1—Wednesday, 1:30 p.m., Room 24
 Judiciary 2—Monday, 1:00 p.m., Room 24
 Labor—Monday, 3:00 p.m., Room 22
 Legislative Redistricting—On call of chairman
 Manufacturing, Commerce and Trade—Monday, 2:00 p.m., Room 24
 Military Affairs—Wednesday, 1:00 p.m., Room 24
 Printing—Tuesday, 1:00 p.m., Room 24
 Public Health—Tuesday, 3:00 p.m., Room 24
 Public Lands and Buildings—Thursday, 2:30 p.m., Room 23
 Public Utilities—Thursday, 2:30 p.m., Room 22
 Rules—On call of chairman
 Schools and Educational Institutions—Monday, 1:30 p.m., Room 22
 Social Security—Wednesday, 2:00 p.m., Room 23
 Tax Revision—Thursday, 2:30 p.m., Room 24
 Transportation—Thursday, 2:00 p.m., Room 24
 Water Rights—Tuesday, 1:00 p.m., Room 23
 Ways and Means—Wednesday, 2:30 p.m., Room 24

X. T. PRENTIS, *Chairman.*

J. T. DYKHOUSE.

JACK MILLER.

JOHN J. O'CONNOR.

The motion prevailed and the report was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

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

House Concurrent Resolution 4, fixing the compensation of the officers and employees of the Fifty-eighth General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 4

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 chaplains, officers and employees of

the Fifty-eighth General Assembly shall be as follows, to be paid in accordance with the Rules of the House and Senate:

OFFICERS AND EMPLOYEES OF THE HOUSE

Chief Clerk	\$30.00
Assistant Chief Clerk	20.00
Reading Clerk	15.00
Law Clerk	20.00
Assistant Law Clerk	15.00
Engrossing Clerk	15.00
Chief Journal Clerk	15.00
Journal Clerks	12.00
Clip Sheet Clerk	9.50
Secretary to Speaker	15.00
Chief Enrolling Clerk	15.00
Assistant Enrolling Clerks	11.00
Supervisor of Clerks	15.00
Secretary to Chief Clerk	15.00
Clerk to Chief Clerk	12.00
Secretary to Law Clerk	12.00
Finance Clerk	15.00
Index Clerk	11.00
Companion Bill Clerk	11.00
General Clerks	9.00
House Secretaries	9.00
Sergeant-at-Arms	9.50
Assistant Sergeant-at-Arms	8.50
Bill Clerk	9.00
Assistant Bill Clerk	8.00
File Clerks	8.00
Supply Clerks	8.00
Postmaster	8.00
Chief Electrician	12.50
Assistant Electrician	9.50
Control Board Operator	9.00
Doorkeepers	8.00
Cloakroom Attendants	7.00
Matron	7.00
Porters	7.00
Pages	6.00

OFFICERS AND EMPLOYEES OF THE SENATE

Secretary of the Senate	30.00
Assistant Secretary and Journal Clerk	22.00
Reading Clerk and Secretary's Assistant	18.00
Law Clerk	18.00
Secretary to the Secretary	18.00
Secretaries to the Lieutenant Governor	15.00
Secretary's Clerk	12.00
Assistant Journal Clerk	12.50
Engrossing Clerk	15.00
Enrolling Clerk	12.00
Assistant Enrolling Clerk	9.50
Payroll Clerk	13.00
Supply Clerk	11.00
Assistant Enrolled Bills Clerks	9.50
Senate Secretaries	9.00
Control Board Operator	9.00
Bill Clerk	9.00
File Clerk	8.00

Assistant File Clerk	7.00
Sergeant-at-Arms	9.50
Assistant Sergeant-at-Arms	8.50
Chief Doorkeeper	8.50
Assistant Doorkeepers	8.00
Postmistress	8.00
Porter	7.00
Cloakroom Attendant	7.00
Matron	7.00
Telephone Page	6.00
Pages	6.00

LEGISLATIVE RESEARCH BUREAU

Bill Drafters	18.00
Typists	10.00
Clerk	9.00

JOINT LEGISLATIVE HELP

Postmistress	8.00
Post Office Assistant	7.00
Mail Carrier	8.00
Matron (Historical Building)	7.00
Clerk (Historical Building)	9.00

CUSTODIAN

Janitors	8.00
Matron	7.00
Head Policeman	8.50
Policemen	8.00
Watchmen	8.00
Elevator Operators	8.00
Telephone Operator	8.00

CODE OFFICE

Photostat Operator	9.00
General Clerk	9.00

Be It Further Resolved: That the compensation of chaplains officiating at the opening of the sessions of the House and Senate of the Fifty-eighth General Assembly shall be fixed at six dollars (\$6.00) for each branch of the General Assembly and, in addition thereto, mileage at the rate of seven cents (7c) per mile to and from the state capitol.

PROOF OF PUBLICATION

Published copy of House File 18 and verified proof of publication of said bill in The Fontanelle Observer on January 9, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEES

President McManus announced the following assignment of bills to committee:

- S. F. 1 Schools and educational institutions
- S. F. 2 Judiciary 1
- S. F. 3 Judiciary 1
- S. F. 4 Governmental affairs
- S. F. 5 Judiciary 1
- S. F. 6 Governmental affairs
- S. F. 7 Appropriations
- S. F. 8 Social security
- S. F. 9 Judiciary 1
- S. F. 10 Judiciary 1
- S. F. 11 Public health
- S. F. 12 Social security
- S. F. 13 Appropriations
- S. F. 14 Public health
- S. F. 15 Ways and means
- S. F. 16 Agriculture
- S. F. 17 Judiciary 1
- S. F. 18 Public health
- S. F. 19 Compensation of public officers and employees
- S. F. 20 Conservation
- S. F. 21 Transportation
- S. F. 22 Judiciary 1
- S. F. 23 Transportation
- S. F. 24 Judiciary 1
- S. F. 25 Social security
- S. F. 26 Insurance
- S. F. 27 Manufacturing, commerce and trade
- S. F. 28 Public health
- S. F. 29 Governmental affairs
- S. F. 30 Ways and means
- S. F. 31 Appropriations
- S. F. 32 Judiciary 2
- S. F. 33 Schools and educational institutions
- S. F. 34 Social security
- S. F. 35 Schools and educational institutions
- S. F. 36 Cities and towns
- S. F. 37 Cities and towns
- S. F. 38 Cities and towns
- S. F. 39 Social security
- S. F. 40 Tax revision
- S. F. 41 Governmental affairs
- S. F. 42 Schools and educational institutions.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 20, 1959.

The Senate met in regular session, President McManus presiding.

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

INTRODUCTION OF BILLS

Senate File 43, by Senator Dewel, a bill for an act to amend chapter one hundred ten A (110A), Code 1958, relating to hunting season upon a game breeding and shooting preserve area.

Read first and second times and passed on file.

Senate File 44, by Senators Elijah, O'Connor, Miller, Prince and Hoffman, a bill for an act to make available to residents of the State of Iowa, federal funds to be used for aid to the disabled; to appropriate county and state funds for said purpose; to provide for the uniform administration throughout the State of Iowa of said fund for the benefit of the disabled under the supervision of the state board of social welfare of the State of Iowa.

Read first and second times and passed on file.

Senate File 45, by Senators Boothby, Shaff, Dykhouse, Stuart, Getting, O'Malley, O'Connor and Gillespie, a bill for an act to create an appointive commerce commission.

Read first and second times and passed on file.

Senate File 46, by Senators Gillespie and Prince, a bill for an act to legalize and validate the proceedings of the board of directors of the Adair-Casey Community School District, in the counties of Adair and Guthrie, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

Senate File 47, by Senators Vance, Nolan, Stuart, O'Malley, Dykhouse, Boothby, Long, Henry, Butler, Wolf and Miller, a bill for an act to repeal the head tax levied on adults to provide funds for the old-age assistance fund, and to abolish the liens charged against property for delinquent head taxes.

Read first and second times and passed on file.

Senate File 48, by Senators Harbor, O'Malley, Long, Edelen and Rigler, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for construction, materials, and equipment necessary for a firemanship and civil defense training center and fire protection building to be located on the campus of the college of agriculture and mechanic arts at Ames, Iowa.

Read first and second times and passed on file.

Senate File 49, by Senators Harbor and Hoxie, a bill for an act relating to the equipping of motor vehicles with safety devices or belts.

Read first and second times and passed on file.

Senate File 50, by Senators Miller, Ringgenberg, Boothby, McCurdy and Mineks, a bill for an act placing the production of domesticated fur-bearing animals under the authority of the department of agriculture.

Read first and second times and passed on file.

Senate File 51, by Senators Miller, Dewel, Ringgenberg, O'Malley, Gillespie and Nolan, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954.

Read first and second times and passed on file.

Senate File 52, by Senators Grimstead, Butler, Walker, Lynes, Ringgenberg, Weber, Boothby and Edelen, a bill for an act relating to drainage that runs to a public highway.

Read first and second times and passed on file.

Senate File 53, by Senator Walker, a bill for an act relating to school districts containing less than four (4) sections in area.

Read first and second times and passed on file.

Senate File 54, by Senator Price, a bill for an act to permit persons to impound up to twenty-five (25) acre feet of water without a permit from the water resources council.

Read first and second times and passed on file.

Senate File 55, by Senators Hoxie, O'Malley, Shoeman and Potter, a bill for an act relating to repairs and construction projects by the county boards of supervisors.

Read first and second times and passed on file.

Senate File 56, by Senators Putney, Rigler, Elijah and Gillespie, a bill for an act making mandatory suspension of driver's license for refusal to submit to a blood test or chemical test when arresting officer has reasonable grounds to believe that prior to arrest person was driving under the influence of intoxicating liquor.

Read first and second times and passed on file.

Senate File 57, by Senators Price, Gillespie, Ringgenberg, Boothby and Turner, a bill for an act to amend chapters four hundred twenty-eight (428) and four hundred thirty-seven (437), Code 1958, relating to the method of assessment and taxation of the property of electric light and power companies.

Read first and second times and passed on file.

Senate File 58, by Senators Shaff, Coleman, Butler, Elijah, Henry, Harbor, Hoffman, McCurdy, Mincks, Moore, O'Malley and Walker, a bill for an act to amend section two hundred seventy-nine point forty (279.40), Code 1958, relating to sick leave for public school employees.

Read first and second times and passed on file.

Senate File 59, by Senators Harbor, Shoeman and Turner, a bill for an act to require the successful completion of a driver education course before a motor vehicle operator's or chauffeur's license is issued to any person under eighteen years of age, and a formula for reimbursement to public schools.

Read first and second times and passed on file.

HOUSE CONCURRENT RESOLUTION 4

Senator Putney called up for consideration House Concurrent Resolution 4, found on pages 84, 85 and 86 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Gillespie moved that the President appoint a committee of three to ascertain the names of the deceased members of the Senate during the past two years, and that the President be authorized to appoint subcommittees to prepare memorial resolutions.

The motion prevailed and President McManus appointed as such committee Senators Gillespie, Gilmour and Weber.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

PRESENTATION OF VISITOR

Senator Butler rose on a point of personal privilege and presented to the Senate the Honorable Byron G. Allen, Commissioner of Agriculture of the State of Minnesota, a former member of the House from Pocahontas County, and a former Secretary of the Senate who was present in the Senate chamber.

Mr. Allen addressed the Senate briefly.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Anthony M. Critelli of Polk County as Senate Law Clerk, effective January 19, 1959.

SENATE CONCURRENT RESOLUTION 6

By Schroeder

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-eighth General Assembly be held on Thursday, January 29, 1959, at 11:00 a.m.

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

BILLS ASSIGNED TO COMMITTEE

President McManus announced the following assignment of bills to committee:

- S. F. 43 Conservation
- S. F. 44 Social security
- S. F. 45 Governmental affairs
- S. F. 46 Judiciary 2
- S. F. 47 Judiciary 1
- S. F. 48 Appropriations
- S. F. 49 Transportation
- S. F. 50 Agriculture
- S. F. 51 Tax revision
- S. F. 52 Highways
- S. F. 53 Schools and educational institutions

- S. F. 54 Water rights
- S. F. 55 Highways
- S. F. 56 Judiciary 1
- S. F. 57 Tax revision
- S. F. 58 Schools and educational institutions
- S. F. 59 Schools and educational institutions

REPORT OF COMMITTEE

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 51**, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 31 as follows:
- 2 Amend section 1, line 3, by striking the period following
- 3 the word "lake" and adding the following "in Marion County."
CARROLL PRICE.
- 1 Amend Senate File 40 by inserting in section 1, line 6, after the
- 2 word "of" the following: "less than".

NORVAL B. EVANS.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 21, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Otha R. Clary, pastor of the Central Christian Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Hansen, from fourteen members of the Sac County Sportsman's Club favoring an open season on doves. Also, from twenty-seven employees of the City of Carroll, Carroll County, urging revision of the Iowa Public Employees' Retirement system.

By Senator Hoschek, from eighty-nine residents of Burlington, Des Moines County, urging a fifteen mile per hour speed limit in alleys.

COMMUNICATION

The following communication was read by the Secretary:

The Honorable Edward J. McManus,
Lieutenant Governor of Iowa,
State House—Local.

My dear Governor McManus:

The Congress of the United States and the legislatures of several states regularly have chest X-rays, as do their employees and the state officials.

While the main purpose of such examinations is the discovery of early cases of tuberculosis, they often record tumors of the lung, enlarged hearts indicating disease of that organ, and other abnormalities that lend themselves to cure if discovered early.

With this in mind, the Department of Health would be happy to avail their portable X-ray and expert professional personnel near one of the entrances to the State House, on any day or days you might designate. The examination takes but five minutes, reports are sent to the physician designated by the examinee and of course there is no charge.

Your cooperation in submitting the matter to the Senate would be a favor to us by permitting us to demonstrate some of our services and might, in even one case, be a life saving measure.

February 2 or February 9 are suggested as acceptable dates.

Awaiting your reply, I remain.

Sincerely,

EDMUND G. ZIMMERER, M.D., M.P.H.,
Commissioner of Public Health.

Senator Schroeder on behalf of the members of the Senate directed the Secretary of the Senate to thank Dr. Zimmerer for this opportu-

nity, and also to inform him that February 2 will be an acceptable date for this service.

INTRODUCTION OF BILLS

Senate File 60, by Senator Scott, a bill for an act relating to the bounty on rattlesnakes.

Read first and second times and passed on file.

Senate File 61, by Senators Frommelt, Mincks, Hoschek, Gilmour, McCurdy and O'Malley, a bill for an act to remove the distinction between the requirements for authorization of check-off of union dues and the requirements for authorization of deductions for other purposes.

Read first and second times and passed on file.

Senate File 62, by Senator Moore, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Dunlap.

Read first and second times and passed on file.

Senate File 63, by Senators Gillespie, Scott, Putney and Byers, a bill for an act to authorize the state board of regents to employ and determine compensation of its central office staff and to determine salaries of the finance committee.

Read first and second times and passed on file.

Senate File 64, by Senators Frommelt, O'Malley, Mincks, Hoschek, Gilmour and Wolf, a bill for an act to amend sections seven hundred thirty-six A point one (736A.1), seven hundred thirty-six A point two (736A.2) and seven hundred thirty-six A point three (736A.3), Code 1958, providing for the union shop.

Read first and second times and passed on file.

Senate File 65, by Senators Putney and Gillespie, a bill for an act relating to county treasurers' bond.

Read first and second times and passed on file.

Senate File 66, by Senators Hansen and Getting, a bill for an act to permit the refund of motor fuel tax paid on motor fuel used in corn shellers.

Read first and second times and passed on file.

Senate File 67, by Senators Frommelt, Hill, O'Malley and Wolf, a bill for an act to amend section ninety-six point three (96.3), subsections four (4) and five (5) and to amend section ninety-six point

five (96.5), Code 1958, so as to increase the maximum and the minimum weekly benefit amounts, and the maximum total amount of benefits in a benefit year, for unemployed individuals and to modify the disqualifications for voluntary quitting and failure to accept work.

Read first and second times and passed on file.

Senate File 68, by Senator Byers, a bill for an act to legalize and validate proceedings taken to effect changes in the boundaries of the Cedar Rapids community school district, in the County of Linn, State of Iowa.

Read first and second times and passed on file.

Senate Joint Resolution 1, by Senator Walker, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to contracting state debts.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 6

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

SENATE CONCURRENT RESOLUTION 6

By Schroeder

Be It Resolved by the Senate, the House Concurring: That a joint convention of the two houses of the Fifty-eighth General Assembly be held on Thursday, January 29, 1959, at 11:00 a.m.

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

The motion prevailed and the resolution was adopted.

APPROPRIATIONS SUBCOMMITTEES FIFTY-EIGHTH GENERAL ASSEMBLY

Senator Prentis asked and received unanimous consent that the following subcommittees of the appropriations committee of the Senate be printed in the Journal:

Board of Regents	Board of Control	School Aid
Stuart, Chairman	Scott, Chairman	Weber, Chairman
Gillespie	Buck	Gillespie
Hoffman	Frommelt	Harbor
Long	Grimstead	Mincks
Lynes	Hoxie	Schroeder
Nolan	McCurdy	
Ringgenberg	Potter	
	Walker	

Social Welfare	McCurdy	State Departments
Shoeman, Chairman	Mincks	Boothby, Chairman
Buck	Shoeman	Harbor
Grimstead	Frommelt	Hoffman
Hoxie	Highways	Moore
Shaff	Putney, Chairman	Nolan
Conservation	Harbor	O'Malley
Harbor, Chairman	Hoffman	Schroeder
Putney	Lynes	Walker
		Wolf

THIRD READING OF BILLS

Senator Miller asked and received unanimous consent to take up for consideration Senate File 51, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954, with report of committee recommending passage, which report was adopted.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

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 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.

Senator Miller asked and received unanimous consent that Senate File 51 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 Senate is asked:

House File 18, a bill for an act to legalize Bridgewater-Fontanelle Community School District, Adair County, and declaring said district a corporate body.

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

Report of Joint Committee on Joint Legislative Employees appointed to nominate employees for the extra help of the Fifty-eighth General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON JOINT
LEGISLATIVE EMPLOYEES

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

LEGISLATIVE RESEARCH BUREAU

Bill Drafters:

Irving Crawford, Poweshiek County
Lee Gaudineer, Polk County
Leo Gross, Polk County
Oscar Jones, Polk County

Typists:

Dorothy Doden, Polk County
Delores Dunagan, Polk County
Mary Newcomb, Polk County

Clerk:

Susan Jacobson, Story County

JOINT HELP

Postmistress:

Dora Dykhouse, Lyon County

Post Office Assistant:

Cecelia Carl, Polk County

Mail Carrier:

William Edwin Swygard, Polk County

Matron—Assigned to Historical Building:

Martha Budrevich, Polk County

Clerk—Assigned to Historical Building:

Winifred Leech, Polk County

CUSTODIAN

Janitors:

Pirl B. Stuart, Polk County
Commodore Perry McGriff, Polk County
Ray Wilson, Polk County

Simon E. Wilson, Polk County
 Anthony Funaro, Jr., Polk County
 Darrell Dean Beech, Polk County

Matron:

Sphronia B. Boyers, Polk County

Head Policeman:

Charles A. Daniels, Polk County

Policemen:

Loren E. Forbes, Polk County
 William M. McDonald, Polk County
 George R. Wicks, Polk County
 Earl Mike Welch, Polk County
 Wallace A. Wright, Polk County

Watchmen:

William Everett Legg, Polk County
 Leon S. Ablett, Polk County

Elevator Operators:

Mary Helen Carter, Polk County
 Maude Morris, Polk County

Telephone Operator:

Gertrude Cantwell, Polk County

CODE OFFICE**Photostat Operator:**

Barbara Dunn, Polk County

General Clerk:

Olive Bennum, Polk County

RILEY DIETZ,
On the part of the House.
LAWRENCE PUTNEY,
On the part of the Senate.

HOUSE MESSAGE CONSIDERED

House File 18, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Bridgewater-Fontanelle Community School District, in the County of Adair and State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

Senator Putney asked and received unanimous consent to take up the report of the joint committee on legislative employees and moved its adoption.

The motion prevailed and the report was adopted.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Jessie Walker of Polk County as an additional joint legislative employee in the main post office, effective January 21.

Senator Gillespie asked and received unanimous consent that the following report be printed in the Senate Journal:

**REPORT OF THE BUDGET AND FINANCIAL CONTROL COMMITTEE
TO THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE MEMBERS OF THE FIFTY-EIGHTH GENERAL ASSEMBLY
OF THE STATE OF IOWA:**

The Budget and Financial Control Committee of the Fifty-seventh General Assembly herewith submits the following report and recommendations:

The committee made annual visits to the institutions under the Board of Regents, the Board of Control, and also visited many of the projects under the State Conservation Commission. The General Assembly gave this committee the duty of releasing funds appropriated by the legislature for capital expenditures when, in this committee's judgment, it was for the best interests of the State of Iowa, and to carry out the intents and purposes of the legislature. In our best judgment, such a policy has been followed in making every allocation or release of funds.

We recommend for the consideration of the Fifty-eighth General Assembly the following subjects:

AGRICULTURE

1. Fees for Scale Inspection should be increased on a graduated scale to cover cost of inspection.

COMMERCE COMMISSION

1. "Bonded Warehousing Storage Facilities Licensing Fees" should be increased to cover cost of inspection.
2. We recommend that the Commerce Commissioner be appointed by the Governor, subject to Senate confirmation.

CONSERVATION COMMISSION

1. Water safety measures, including boat licensing based on the horsepower of the boat.
2. Greater use of prison labor for the State Parks, and an appropriation made therefor.
3. The establishment of a Forestry Department under the Conservation Commission.
4. We recommend for consideration the sale of car stickers, on an annual basis, at a reasonable cost for admission to our State Parks and recreation areas.

CONTROL, BOARD OF

1. That the statute requiring the use of Iowa coal by the State Institutions be modified.
2. That chapter two hundred eighteen (218), Code 1958, be amended to permit Board of Control or Director of Mental Health to transfer any inmate, or inmates, from one institution to another for the purpose of care or treatment.
3. Amend section two hundred eighteen point one (218.1), Code 1958, to permit the Board of Control to transfer any of its employees from one institution to another at state expense.
4. Amend section eight point five (8.5), Code 1958, to permanently exempt the institutions under the Board of Control from the jurisdiction of the personnel department.
5. That chapter two hundred seventeen (217), Code 1958, be amended to empower the director of any division, or head of any institution under the Board of Control to accept research grants, donations, gifts or bequests, etc.

6. We recommend the enactment of the proposed Board of Control bill relating to voluntary mentally ill patients and to the creation of a mentally ill patient fund.
7. We recommend that the full-time program of psychiatric treatment for prisoners be continued at Anamosa Reformatory, and that sufficient funds be appropriated for the same.

EMPLOYMENT SECURITY COMMISSION

1. We recommend that the provisions of chapter two hundred ninety-four point fifteen (294.15), Code 1958, be implemented by an "open-end" appropriation with respect to the teachers retirement allowance.

EXECUTIVE COUNCIL

1. That the legislature authorize the Executive Council to purchase property located between the State Office Building and the Commerce Building, and that legislature appropriate money for the purchase of same.

PUBLIC SAFETY, DEPARTMENT OF

1. We recommend that a graduated millage tax be placed on fire insurance premiums to go into the General Fund of the state to help defray costs of inspections.
2. We recommend that the legislature adopt the provisions of the "Western States Proration Agreement" providing for reciprocity of truck registration fees on a dollar basis, as compared to present reciprocity pacts based on the number of vehicles.

REGENTS, BOARD OF

1. To authorize the Board of Regents to determine the salaries of the Central Office Staff.
2. To authorize the Board of Regents to borrow funds on a "self-liquidating basis" for other than housing facilities.

TAX COMMISSION

1. That the legislature consider a severance or advalorem tax on rock quarries and gravel pits.

TREASURER OF STATE

1. We recommend that chapter three hundred twenty-four (324), Code 1958, the motor vehicle fuel tax law, be amended to strengthen the administration of fuel tax collections.

The work of the committee has been expediated by the excellent cooperation from the various boards and state departments.

The Fifty-seventh General Assembly appropriated \$2,000,000.00 to the Budget and Financial Control Committee for release in accordance with the provisions of Chapter 43, Acts of the Fifty-seventh General Assembly. On December 31, 1958, the sum of \$358,729.36 remained in this fund.

Respectfully submitted,

FRANK C. BYERS.
 SAMUEL H. BURTON.
 RAYMOND R. GILLESPIE.
 LAWRENCE PUTNEY.
 GEORGE L. SCOTT.
On the Part of the Senate.

W. C. HENDRIX.
 CASEY LOSS.
 VERN LISLE.
 W. J. JOHANNES.
 GEORGE L. PAUL.
On the Part of the House.

Senator Stuart asked and received unanimous consent that the following report be printed in the Senate Journal:

REPORT OF THE SUPREME COURT OF THE STATE OF IOWA
ON JUDICIAL REORGANIZATION

TO THE HONORABLE LIEUTENANT GOVERNOR, SPEAKER OF THE HOUSE OF REPRESENTATIVES AND MEMBERS OF THE FIFTY-EIGHTH GENERAL ASSEMBLY OF IOWA:

Chapter 270 of the Laws of the Fifty-sixth General Assembly (Chapter 685, Code, 1958) created the office of Judicial Department Statistician. The final section of this Act provided as follows:

"Sec. 8. The Supreme Court shall, on or before January 15, 1959, report to the General Assembly their findings and recommendations based on the provisions of this act. Such recommendations shall include a comprehensive plan for reorganization of the district courts of Iowa." The pertinent provisions of the act referred to are stated in the following language:

"Formulate recommendations for the improvement of the judicial system with reference to the structure of the system of courts, their organization, their methods of operation, the functions which should be performed by various courts, the selection, compensation, number and tenure of judges and court officials, and as to such other matters as the Chief Justice and the Supreme Court may direct."

Pursuant to the above direction, this Court has conducted a comprehensive study of the Iowa courts and the statistics and information gathered by the judicial department statistician. The Iowa State Bar Association has rendered valuable assistance. Judges and lawyers throughout the State have given this matter intensive study for many years. Ideas and suggestions of many citizens and groups have been received and considered.

The problems of judicial administration are interrelated; the solution of one problem requires consideration of the effect of its solution upon the others. A study of the operation of district courts compels an examination of the inferior courts in their relation to the district court. Such a study also involves a consideration of court personnel, which in turn demands review of the processes for selecting judges, their tenure, retirement, compensation, and retirement benefits. Our study has therefore included all of these matters.

The Court makes the following findings and recommendations for action by the General Assembly:

FIRST FINDING: Iowa is fortunate in having only one court of state-wide general original jurisdiction for civil, criminal, probate, juvenile and other miscellaneous matters—the District Court. Such a single district court of comprehensive general jurisdiction and a single appellate court constitutes the most efficient and economical judicial system which has yet been devised. The present constitutional provision for a supreme court for appeals and a district court of inclusive general jurisdiction is basically sound.

RECOMMENDATION: That no change be made in this basic structure.

SECOND FINDING: Increased efficiency in the prompt disposition of the business of the courts can be realized in the following manner:

1. Vesting the Supreme Court with well-defined supervisory and administrative control over the court system, to be exercised through the Chief Justice.
2. Selection of a Chief Justice on the basis of administrative ability

rather than by rotation, and provision for a substantially longer term than the six-month period now prescribed by statute.

3. Authorizing the Chief Justice to call periodic conferences of judges consider better and more efficient methods of operating the courts.

RECOMMENDATION:

1. Adopt a Joint Resolution proposing to amend Section 4, Article V, of the Iowa Constitution, to provide that the Supreme Court "shall exercise a supervisory and administrative control" over the district and all inferior courts. Such recommended Joint Resolution is attached as Exhibit 1.
2. Enact the following:
 - a. A bill requiring the Supreme Court to prescribe rules for the orderly and efficient administration of the courts, report them to the General Assembly for acceptance or rejection and then enforce them. Such recommended bill is attached as Exhibit 2.
 - b. A bill requiring the Governor, on the advice of the Supreme Court, to appoint one of its members as Chief Justice of the State, such appointment to be for the remainder of the appointee's term, but not to exceed eight years. Such recommended bill is attached as Exhibit 3.
 - c. A bill directing the Chief Justice of the State to call periodic conferences of judges to consider ways and means to improve the operation of the courts. Such recommended bill is attached as Exhibit 4.

THIRD FINDING: Iowa now has over 1,400 courts of limited jurisdiction. These are the courts with which citizens most frequently come in contact and they are also the courts in which the poorest quality of justice is administered. The presiding officers are not required to have special training, and are without supervision. Such presiding officers usually depend for their compensation on the fees which they collect. The fee system of paying judicial officers is in universal disrepute. A constitutional amendment terminating such courts at a fixed time after the effective date of the amendment would focus the attention of the General Assembly and the public upon this important problem. Studies should continue with the view to proposing legislation designed to insure speedy, efficient and uniform justice in minor cases. This Court and the Iowa Bar will continue to study and work toward these objectives.

RECOMMENDATION: Adopt the Joint Resolution (Exhibit 1) which in Section 18 provides "that after the expiration of four years from the effective date of this Amendment all courts inferior to the District Court shall terminate unless otherwise provided by law."

FOURTH FINDING: The reports which have been prepared by the judicial department statistician on the work of the Iowa courts for the years 1956 and 1957 show that there is a wide variation in the workload of the District Court from district to district and from county to county within districts.

In attempting to equalize judicial workloads, many factors other than the number of cases and matters currently handled must be considered. These include trends in volume of litigation, population changes and distribution, the transition from an agricultural to an agricultural-industrial economy, local needs and travel requirements.

Available judicial statistics are not sufficient to establish long range trends. Future needs cannot yet be determined.

RECOMMENDATION: That no attempt be made at this time to change the composition of the existing judicial districts of the District Court.

FIFTH FINDING: Any revision of the Iowa judicial structure should be accomplished with a minimum of constitutional change and a maximum use of legislative authority. A constitutional amendment is required to accomplish necessary changes in our judicial system of the following particulars:

1. Selection and Tenure of Supreme and District Court Judges. A competent and stable judiciary is vital to our political existence. Any judicial system is only as good as its judges. The best judicial system is the one which attracts and retains the most capable judges. The increasing complexity of our civilization demands the highest judicial capacity. It is even now becoming most difficult to induce capable men to accept judicial office for the following reasons:
 - a. Men competent to be judges are reluctant to surrender the security of their established practices for judgeships which may be terminated by a political election involving issues totally unrelated to judicial ability and service.
 - b. Judicial salaries have not kept pace with the cost of living and are unrealistic.
 - c. Present judicial retirement benefits are inadequate.

The judges of the Federal courts are appointed by the President and the judges of many state courts are appointed by the Governors. From a study of the plans of court reorganization and the experience of other states, we find the best method of selection of judges to be their appointment by the Governor from nominees submitted to him by nonpartisan nominating commissions. The most workable plan of accomplishing the above objective is expressed in the terms of the proposed amendment to the Constitution (Exhibit 1) referred to in the recommendation which follows.

2. Mandatory Retirement of Judges. To achieve maximum efficiency of the Supreme and District Courts, the General Assembly should fix an age at which retirement of judges would be mandatory. Judges beyond retirement age who are physically and mentally able to give additional service in the disposition of crowded dockets and extraordinary cases should be subject to call for assignment by the Chief Justice. It follows that adequate retirement benefits must be provided. The provisions of the present judicial retirement system should be examined and equitably adjusted.

RECOMMENDATION: Adopt the Joint Resolution (Exhibit 1) proposing to amend the Constitution by repealing Sections 3, 5, 9 and 11 and adding new Sections 15, 16, 17 and 18 to Article V of the Constitution.

For convenience, we attach hereto, as Exhibit 5, Article V of the Constitution of Iowa as it will appear if the amendment herein recommended is adopted. The underlined portions indicate the new matter and the deletions are marked.

CONCLUSION

The members of this Court are unanimous in the recommendations herein contained and urge the adoption of each of them as an essential part of one single comprehensive program for the improvement of the administration of justice in the State of Iowa.

CERTIFICATE

I, T. G. Garfield, do hereby certify that the foregoing Findings and Recommendations were adopted and approved by the Supreme Court of Iowa for reporting to the Fifty-eighth General Assembly of Iowa, pursuant to Sec. 8, Chap. 270, Laws of the Fifty-sixth General Assembly, by delivering the same to the Secretary of the Senate and to the Chief Clerk of the House of Representatives.

Dated December 24, 1958.

THE SUPREME COURT OF IOWA,
/s/ T. G. GARFIELD,
Chief Justice.

ATTEST:

/s/ HELEN M. LYMAN,
Clerk of the Supreme Court of Iowa.
(Seal)

ACKNOWLEDGMENT

I, Richard Berglund, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 29th day of December, 1958, of the foregoing report of the Supreme Court pertaining to the matter of Court reorganization.

RICHARD W. BERGLUND,
Secretary of the Senate,
Fifty-eighth General Assembly of Iowa.

Exhibit 1

____J. R.
By:

____ JOINT RESOLUTION

A Joint Resolution proposing to amend Article V of the Constitution of the State of Iowa relating to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the supreme court and district court and to the termination of all courts inferior to the district court unless otherwise provided by law.

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

Section 1. An amendment to the Constitution of the State of Iowa as it appears in the Code of Iowa 1958 is proposed as follows:

Article Five (V) is amended in the following manner:

1. Section four (4) is amended by striking from lines eight (8) and nine (9) of such section the words, "exercise a supervisory" and inserting in lieu thereof the words, "shall exercise a supervisory and administrative".

2. Sections three (3), five (5), nine (9) and eleven (11) are repealed.

3. Article Five (V) is further amended by adding the following sections:

Section 15. Vacancies in the Supreme Court and District Court shall be filled by appointment by the Governor from lists of nominees submitted by the appropriate judicial nominating commission. Three nominees shall be submitted for each Supreme Court vacancy, and two nominees shall be submitted for each District Court vacancy. If the Governor fails for thirty days to make the appointment, it shall

be made from such nominees by the Chief Justice of the Supreme Court.

Section 16. A. Supreme Court Commission. The State Judicial Nominating Commission shall make nominations to fill vacancies in the Supreme Court. There shall be not less than three nor more than eight appointive members, as provided by law, and an equal number of elective members on such Commission, all of whom shall be electors of the State. The appointive members shall be appointed by the Governor subject to confirmation by the Senate. The elective members shall be elected by the resident members of the Bar of the State. The judge of the Supreme Court who is senior in length of service on said Court, other than the Chief Justice, shall also be a member of such Commission and shall be its chairman.

B. District Court Commissions. There shall be a District Judicial Nominating Commission in each judicial district of the state. Such commissions shall make nominations to fill vacancies in the District Court within their respective districts. There shall be not less than three nor more than six appointive members, as provided by law, and an equal number of elective members on each such commission, all of whom shall be electors of the district. The appointive members shall be appointed by the Governor. The elective members shall be elected by the resident members of the bar of the district. The district judge of such district who is senior in length of service shall also be a member of such commission and shall be its chairman.

C. General Qualifications. Due consideration shall be given to area representation in the appointment and election of Judicial Nominating Commission members. Appointive and elective members of Judicial Nominating Commissions shall serve for six year terms, shall be ineligible for a second six year term on the same commission, shall hold no office of profit of the United States or of the State during their terms, shall be chosen without reference to political affiliation, and shall have such other qualifications as may be prescribed by law. As near as may be, the terms of one-third of such members shall expire every two years.

Section 17. Members of all courts shall have such tenure in office as may be fixed by the legislature, but terms of Supreme Court Judges shall be not less than eight years and terms of District Court Judges shall be not less than six years. Judges shall serve for one year after appointment and until the first day of January following the next judicial election after the expiration of such year. They shall at such judicial election stand for retention in office on a separate ballot which shall submit the question of whether such judge shall be retained in office for the tenure prescribed for such office and when such tenure is a term of years, on their request, they shall, at the judicial election next before the end of each term, stand again for retention on such ballot. Present Supreme Court and District Court Judges, at the expiration of their respective terms, may be retained in office in like manner for the tenure prescribed for such office. The legislature shall prescribe the time for holding judicial elections.

Section 18. Judges of the Supreme Court and District Court shall receive salaries from the state, shall be members of the bar of the state and shall have such other qualifications as may be prescribed by law. Judges of the Supreme Court and District Court shall be ineligible to any other office of the state while serving on said court and for two years thereafter, except that District Judges shall be

eligible to the office of Supreme Court Judge. Other judicial officers shall be selected in such manner and shall have such tenure, compensation and other qualification as may be fixed by law, provided that after the expiration of four years from the effective date of this Amendment all courts inferior to the District Court shall terminate unless otherwise provided by law. The legislature shall prescribe mandatory retirement for Judges of the Supreme Court and District Court at a specified age and shall provide for adequate retirement compensation. Retired judges may be subject to special assignment to temporary judicial duties by the Supreme Court, as provided by law.

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election and the Secretary of State is directed to cause the same to be published as provided by law for three months previous to the time of making such choice.

Exhibit 2

_____ File
By:

A BILL FOR

An Act relating to rules by the supreme court for the operation of inferior courts.

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

Section 1. The supreme court shall adopt and enforce rules for the orderly and efficient administration of the courts inferior to the supreme court, which rules shall be executed by the chief justice. Such rules shall be adopted in the manner provided in Section six hundred eighty-four point nineteen (684.19), Code 1958.

Exhibit 3

_____ File
By:

A BILL FOR

An Act relating to the appointment, term and authority of the chief justice of the State.

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

Section 1. Section six hundred eighty-four point four (684.4), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"The Governor shall, after seeking the advice of the supreme court, select one of the judges thereof to be chief justice, to serve as such throughout the remainder of his term, but not to exceed eight years. He shall be eligible for reappointment. The chief justice shall appoint one of the other members of the court to act in his place and stead in case of his absence or inability to act, or during a vacancy in the office of chief justice, and, when so acting, such member shall have all the rights, duties and powers given by law to the chief justice."

Exhibit 4

_____ File
By:

A BILL FOR

An Act relating to judicial conferences.

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

Section 1. The chief justice may from time to time order conferences of members of the courts on matters relating to the administration of justice. Expenses shall be allowed to court members attending such conferences, subject to the limitations expressed in Section six hundred five point two (605.2), Code 1958.

Exhibit 5

CONSTITUTION OF THE STATE OF IOWA
ARTICLE V.
JUDICIAL DEPARTMENT

COURTS. Section 1. The Judicial power shall be vested in a Supreme Court, District Courts and such other Courts, inferior to the Supreme Court, as the General Assembly may, from time to time, establish.

SUPREME COURT. Section 2. The Supreme Court shall consist of three Judges, two of whom shall constitute a quorum to hold Court. (Sec. 10 permits increase).

***ELECTION OF JUDGES—TERM.** Section 3. (This section requires election of Supreme Court judges for six year terms, and is repealed by the proposed amendment).

JURISDICTION OF SUPREME COURT. Section 4. The Supreme Court shall have appellate jurisdiction only in cases of chancery, and shall constitute a Court for the correction of errors at law, under such restrictions as the General Assembly, may, by law, prescribe; and shall have power to issue all writs and process necessary to secure justice to parties, and shall exercise a supervisory and administrative control over all inferior Judicial tribunals throughout the state.

***DISTRICT COURT AND JUDGES.** Section 5. (This section requires election of District judges for four year terms, and is repealed by the proposed amendment).

JURISDICTION OF DISTRICT COURT. Section 6. The District Court shall be a court of law and equity, which shall be distinct and separate jurisdictions, and have jurisdiction in civil and criminal matters arising in their respective districts, in such manner as shall be prescribed by law.

CONSERVATORS OF THE PEACE. Section 7. The Judges of the Supreme and District Courts shall be conservators of the peace throughout the state.

STYLE OF PROCESS. Section 8. The style of all process shall be, "The State of Iowa", and all prosecution shall be conducted in the name and by the authority of the same.

*Deletion.

***SALARIES.** Section 9. (This section is repealed because it prohibits increasing or decreasing judges' salaries during their terms. This subject is covered in new Section 18).

JUDICIAL DISTRICTS. Section 10. The state shall be divided into eleven Judicial Districts; and after the year Eighteen hundred and sixty, the General Assembly may re-organize the Judicial Districts and increase or diminish the number of Districts, or the number of Judges of the said Court, and may increase the number of Judges of the Supreme Court; but such increase or diminution shall not be more than one District, or one Judge of either Court, at any one session; and no re-organization of the districts, or diminution of the number of Judges shall have the effect of removing a Judge from office. Such re-organization of the districts, or any change in the boundaries thereof, or increase or diminution of the number of Judges, shall take place every four years thereafter, if necessary, and at no other time. (Modified by Amendment of 1884).

"Amendment 2. At any regular session of the General Assembly the state may be divided into the necessary Judicial Districts for District Court purposes, or the said Districts may be reorganized and the number of the Districts and the Judges of said Courts increased or diminished; but no re-organization of the Districts or diminution of the Judges shall have the effect of removing a Judge from office."

***JUDGES—WHEN CHOSEN.** Section 11. (This section requires that Supreme and District Court judges be chosen at the general election and is repealed in the proposed amendment).

ATTORNEY GENERAL. Section 12. The General Assembly shall provide, by law, for the election of an Attorney General by the people, whose term of office shall be two years, and until his successor shall have been elected and qualified.

COUNTY ATTORNEY. Section 13. The qualified electors of each county shall, at the general election in the year 1886, and every two years thereafter elect a County Attorney, who shall be a resident of the county for which he is elected, and shall hold his office for two years, and until his successor shall have been elected and qualified. (Replaced original provision regarding District Attorney. See Amendment 4 of 1884.)

SYSTEM OF COURT PRACTICE. Section 14. It shall be the duty of the General Assembly to provide for the carrying into effect of this article, and to provide for a general system of practice in all the Courts of this state.

SELECTION OF JUDGES. Section 15. Vacancies in the Supreme Court and District Court shall be filled by appointment by the Governor from lists of nominees submitted by the appropriate judicial nominating commission. Three nominees shall be submitted for each Supreme Court vacancy, and two nominees shall be submitted for each District Court vacancy. If the Governor fails for thirty days to make the appointment, it shall be made from such nominees by the Chief Justice of the Supreme Court.

JUDICIAL NOMINATING COMMISSIONS. Section 16.

A. Supreme Court Commission. The State Judicial Nominating Commission shall make nominations to fill vacancies in the Supreme Court. There shall be not less than three nor more than eight appointive members,

*Deletion.

as provided by law, and an equal number of elective members on such Commission, all of whom shall be electors of the state. The appointive members shall be appointed by the Governor subject to confirmation by the Senate. The elective members shall be elected by the resident members of the Bar of the state. The judge of the Supreme Court who is senior in length of service on said Court, other than the Chief Justice, shall also be a member of such Commission and shall be its chairman.

B. District Court Commissions. There shall be a District Judicial Nominating Commission in each judicial district of the state. Such commissions shall make nominations to fill vacancies in the District Court within their respective districts. There shall be not less than three nor more than six appointive members, as provided by law, and an equal number of elective members on each such commission, all of whom shall be electors of the district. The appointive members shall be appointed by the Governor. The elective members shall be elected by the resident members of the bar of the district. The district judge of such district who is senior in length of service shall also be a member of such commission and shall be its chairman.

C. General Qualifications. Due consideration shall be given to area representation in the appointment and election of Judicial Nominating Commission members. Appointive and elective members of Judicial Nominating Commissions shall serve for six year terms, shall be ineligible for a second six year term on the same commission, shall hold no office of profit of the United States or of the state during their terms, shall be chosen without reference to political affiliation, and shall have such other qualifications as may be prescribed by law. As near as may be, the terms of one-third of such members shall expire every two years.

TENURE OF JUDGES. Section 17. Members of all courts shall have such tenure in office as may be fixed by the legislature, but terms of Supreme Court Judges shall be not less than eight years and terms of District Court Judges shall be not less than six years. Judges shall serve for one year after appointment and until the first day of January following the next judicial election after the expiration of such year. They shall at such judicial election stand for retention in office on a separate ballot which shall submit the question of whether such judge shall be retained in office for the tenure prescribed for such office and when such tenure is a term of years, on their request, they shall, at the judicial election next before the end of each term, stand again for retention on such ballot. Present Supreme Court and District Court Judges, at the expiration of their respective terms, may be retained in office in like manner for the tenure prescribed for such office. The legislature shall prescribe the time for holding judicial elections.

GENERAL PROVISIONS. Section 18. Judges of the Supreme Court and District Court shall receive salaries from the state, shall be members of the bar of the state and shall have such other qualifications as may be prescribed by law. Judges of the Supreme Court and District Court shall be ineligible to any other office of the state while serving on said court and for two years thereafter, except that District Judges shall be eligible to the office of Supreme Court Judge. Other judicial officers shall be selected in such manner and shall have such tenure, compensation and other qualification as may be fixed by law, provided that after the expiration of four years from the effective date of this Amendment all courts inferior to the District Court shall terminate unless otherwise provided by law. The legislature shall prescribe mandatory retirement for Judges of the Supreme Court and District Court at a specified age and shall provide for adequate

retirement compensation. Retired judges may be subject to special assignment to temporary judicial duties by the Supreme Court, as provided by law.

PROOF OF PUBLICATION

Published copy of Senate File 68 and verified proof of publication of said bill in The Cedar Rapids Gazette on January 10, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEE

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

S. F.	60	Tax revision
S. F.	61	Labor
S. F.	62	Judiciary 2
S. F.	63	Compensation of public officers and employees
S. F.	64	Labor
S. F.	65	Governmental affairs
S. F.	66	Ways and means
S. F.	67	Social security
S. F.	68	Judiciary 2
S.J.R.	1	Judiciary 1
H. F.	18	Judiciary 2

REPORT OF COMMITTEE

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred Senate File 32, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Charles City Community School District, in the Counties of Floyd and Chickasaw, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, 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.

AMENDMENT FILED

- 1 Amend Senate File 29, section 3, line 3, by striking the
- 2 period following the word "inclusive" and inserting the
- 3 following "and (subsection 15)."

JOHN A. WALKER.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 22, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Norman R. Olphin, pastor of the Corinthian Baptist Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Ringgenberg, from twenty-four residents of Boone County, members of the Madrid Lions Club, favoring the proposed increase in the appropriation for the Iowa Commission for the Blind.

INTRODUCTION OF BILLS

Senate File 69, by Senators Ringgenberg, Stuart, Rigler, Gillespie and Shaff, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers.

Read first and second times and passed on file.

Senate File 70, by Senators Putney and Gillespie, a bill for an act relating to notice to depart of persons coming into the state or going from one county to another, who are county charges or are likely to become such.

Read first and second times and passed on file.

Senate File 71, by Senators Mincks, Gilmour and McCurdy, a bill for an act to amend section ninety-six point three (96.3) relating to employment security benefits, raising the benefit amount and extending the duration of coverage.

Read first and second times and passed on file.

Senate File 72, by Senators Miller, Coleman, Evans, O'Malley, Dykhouse, Hoxie and Henry, a bill for an act to amend section ninety-seven A point six (97A.6), Code 1958, relating to retirement benefits, accidental death benefits, and military leaves as provided in chapter ninety-seven A (97A), Code 1958.

Read first and second times and passed on file.

Senate File 73, by Senators Evans, Butler, Gilmour, Harbor, Dewel, Hansen, Byers, Hoxie, Frommelt, Schroeder, Potter, Prince, Walker and Wolf, a bill for an act to amend sections three hundred sixty-five

point one (365.1) and three hundred sixty-five point three (365.3), Code 1958, relating to the appointment of civil service commissioners in cities.

Read first and second times and passed on file.

Senate File 74, by committee on judiciary 2, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

Read first and second times and placed on the calendar.

Senate File 75, by Senators Walker, Henry, Butler and Grimstead, a bill for an act relating to the state highway commission.

Read first and second times and passed on file.

Senate File 76, by Senator Putney, a bill for an act relating to the control of virulent hog cholera blood or virus.

Read first and second times and passed on file.

Senate File 77, by Senators Putney, Scott, Gillespie and Byers, a bill for an act to repeal the statute requiring any commission, board, county officer or other governing body of the state or county to purchase or use Iowa coal.

Read first and second times and passed on file.

Senate File 78, by Senator Moore, a bill for an act legalizing and validating proceedings for the organization, reorganization, enlargement, or change in school district boundaries.

Read first and second times and passed on file.

Senate File 79, by Senators Ringgenberg, Lynes, O'Malley, Fisher and Long, a bill for an act authorizing financial assistance for the construction of school facilities in certain school districts meeting the requirements set forth in the act, and making appropriations therefor.

Read first and second times and passed on file.

Senate File 80, by Senators Getting, Ringgenberg and Elijah, a bill for an act relating to powers of the Iowa Natural Resources Council.

Read first and second times and passed on file.

Senate File 81, by Senators Getting, Ringgenberg and Elijah, a bill for an act relating to appeals from acts or orders of the Iowa Natural Resources Council.

Read first and second times and passed on file.

Senate File 82, by Senators Miller, Long, Harbor, Hansen, Edelen, Buck, Hill and Butler, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1958, relating to the time for filing of claims for veteran's property tax exemption.

Read first and second times and passed on file.

Senate File 83, by Senators Harbor, Hoxie, Getting, Schroeder, Shoeman and Gillespie, a bill for an act to establish a marketing division in the department of agriculture.

Read first and second times and passed on file.

COMMUNICATIONS

Senator Schroeder asked and received unanimous consent that the following communications be printed in the Senate Journal:

STATE OF CONNECTICUT OFFICE OF SECRETARY OF STATE

I, Mildred P. Allen, Secretary of State of Connecticut and keeper of the Great Seal thereof, and of the original record of the Acts and Resolutions of the General Assembly of said State, DO HEREBY CERTIFY that I have compared the annexed copy of Senate Joint Resolution No. 9, a Resolution Concerning Application to Congress to Call a Convention for Proposing an Amendment to the Constitution of the United States, with the original record of the same now remaining in this office, and have found the said copy to be correct and complete transcript thereof.

AND I FURTHER CERTIFY, that the said original record is a public record of the State of Connecticut, now remaining in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Connecticut, at Hartford, this 1st day of May, 1958.

/s/ MILDRED P. ALLEN,
Secretary of State.

March Session, 1958

SENATE JOINT RESOLUTION NO. 9

Resolution Concerning Application to Congress to Call a Convention for Proposing an Amendment to the Constitution of the United States.

Resolved By This Assembly:

That pursuant to the provisions of Article V of the Constitution of the United States, the Legislature of the State of Connecticut applies to the Congress to call a convention for the purposes of proposing an amendment to the Constitution of the United States preventing the taxation of the income of the residents of one state by another state.

Be It Further Resolved, That the secretary of the state cause copies of

this resolution to be sent to the President of the United States Senate, the Speaker of the United States House of Representatives, and to the respective clerks of the several state legislatures.

Certified as Correct by:

/s/ ROBERT A. WALL,
Legislative Commissioner.

/s/ JOHN L. GERARDO,
Clerk of the Senate.

/s/ JOHN WASSUNG,
Clerk of the House.

STATE OF MISSISSIPPI
OFFICE OF SECRETARY OF STATE

Jackson

I, Heber Ladner, Secretary of State of the State of Mississippi, do hereby certify that the within and attached is a true and correct copy of Senate Concurrent Resolution No. 148 of the 1958 session of the Mississippi Legislature, the original of which is now a matter of record in this office.

Given under my hand and Seal of Office this the 26th day of May, 1958.

/s/ HEBER LADNER,
Secretary of State.

SENATE CONCURRENT RESOLUTION 148

A concurrent resolution memorializing Congress to remove discriminatory regulations as they apply to transportation by railroads in order that this vital industry may maintain its place of usefulness to the Nation in times of peace and war.

Whereas, employment by the railroads of this nation has dropped to half of that experienced during the 1926-1930 average to such an extent that it is estimated that as many as thirty-three (33) railroads might be plunged into bankruptcy in 1958 unless effective action is taken to remove restrictive governmental legislation and regulations which fail to recognize that railroads no longer enjoy a monopoly; and

Whereas, the railroads are uniquely adapted to the quick and relatively inexpensive shipment of heavy goods and materials and large numbers of personnel in times of emergency:

Now, Therefore, Be It Resolved by the State Senate, the House of Representatives Concurring Therein, That we do hereby memorialize the Congress of the United States to enact legislation to remove discriminations against the railroad industry; to make it no longer necessary that they operate with heavy deficits threatening bankruptcy; and to save so important an industry whose jobs, whose earnings and whose usefulness to the Nation manifestly are of equal necessity both in times of peace and war.

Be It Further Resolved, That the Secretary of the State be directed to transmit a copy of this resolution to the President of the United States, the Vice-President of the United States, the Speaker of the House of Representatives of the Congress of the United States, and each member of the Mississippi delegation in the United States House of Representatives and the United States Senate and to the respective houses of the legislatures of the several states of the United States.

Adopted by the Senate

April 21, 1958.

President of the Senate.

Adopted by the House of Representatives

April 25, 1958.

Speaker of the House of Representatives.

STATE OF MISSISSIPPI
OFFICE OF SECRETARY OF STATE

Jackson

I, Heber Ladner, Secretary of State of the State of Mississippi, do hereby certify that the within and attached is a true and correct copy of House Concurrent Resolution No. 144 of the 1958 session of the Mississippi Legislature, the original of which is now a matter of record in this office.

Given under my hand and Seal of Office this the
26th day of May, 1958.

/s/ HEBER LADNER,
Secretary of State.

HOUSE CONCURRENT RESOLUTION 144

A concurrent resolution memorializing the Congress of the United States to enact legislation providing for the repeal of the Federal excise tax upon the transportation of passengers and freight.

Whereas, the Federal excise tax upon the transportation of passengers and freight was adopted in 1942 as a wartime tax to discourage the movement of civilian passengers and freight during World War II; and,

Whereas, today, twelve years after the cessation of hostilities, there continues a ten per cent levy on the transportation of passengers and a three per cent levy on the transportation of property, which taxes while collected by the common carriers of transportation by rail, by highway, by water and in the air, are imposed upon and collected from the users of such transportation; and,

Whereas, millions of dollars in revenues are paid to the State of Mississippi by those common carriers; and

Whereas, the tax upon the transportation of freight by reason of the transportation of raw materials to the point of manufacture and from the point of manufacture to processing and ultimate distribution to the consumer, frequently has a cumulative effect resulting in a heavy and burdensome tax upon the finished product and the consumer thereof; and,

Whereas, such excise taxes on transportation by reason of the distance from the State of Mississippi and the markets for Mississippi products, agriculture, horticultural and manufactured, impose a heavy and undue burden upon Mississippi shippers and also tend to burden tourist travel to and from the State of Mississippi; and,

Whereas, the continuance of Federal excise taxes upon common carrier transportation of persons and property is no longer necessary; *Now, Therefore*,

Be It Resolved by the House of Representatives of the State of Mississippi, the Senate Concurring Therein, That we respectfully urge and request the Congress of the United States to enact legislation which will provide for the repeal of the Federal excise taxes upon the transportation of persons and property.

Be It Further Resolved, That the Secretary of State be directed to transmit a copy of this resolution to the President of the United States, the Vice-President of the United States, the Speaker of the House of Representatives of the Congress of the United States, and each member of the Mississippi delegation in the United States House of Representatives and

the United States Senate and to the respective houses of the legislatures of the several states of the United States.

Adopted by the House of Representatives
April 16, 1958.

/s/ WALTER SILLERS,
Speaker of the House of Representatives.

Adopted by the Senate
April 17, 1958.

/s/ CARROLL GARTIN,
President of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 6, extending an invitation to Governor Loveless to read his budget message before a joint convention to be held January 29, 1959.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 10, a bill for an act to legalize proceedings and establish boundaries of Charles City Community School District, in the Counties of Floyd and Chickasaw, and declaring said district a corporate body.

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 recording of instruments.

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 permitting the executive council to deed certain lands for park purposes.

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 teachers' retirement payments, and making an appropriation therefor.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 10, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Charles City Community School District, in the Counties of Floyd and Chickasaw, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 19, a bill for an act relating to the recording of instruments.

Read first and second times, and passed on file.

House File 36, a bill for an act to permit the executive council to deed certain lands to cities, towns or counties for park purposes.

Read first and second times and passed on file.

House File 67, a bill for an act relating to teachers' retirement allowance payments, and making an appropriation therefor.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 7

By Vance

Whereas, it is deemed advisable to fix a final date for the filing of claims against the State of Iowa to be considered by the Fifty-eighth General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 20th day of February, 1959, be fixed as the final date for the filing of all claims to be considered by the Fifty-eighth General Assembly of Iowa. Any claim which has not been filed with the State Appeal Board office before said date will not be considered by the Fifty-eighth General Assembly.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

PROOF OF PUBLICATION

Published copy of Senate File 46 and verified proof of publication of said bill in The Adair News at Adair on January 15, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 69 Ways and means
- S. F. 70 Social security
- S. F. 71 Social security
- S. F. 72 Social security
- S. F. 73 Cities and towns
- S. F. 75 Governmental affairs
- S. F. 76 Agriculture
- S. F. 77 Manufacturing, commerce and trade
- S. F. 78 Judiciary 2

S. F.	79	Schools and educational institutions
S. F.	80	Water rights
S. F.	81	Water rights
S. F.	82	Tax revision
S. F.	83	Agriculture
H. F.	19	Judiciary 2
H. F.	36	Conservation
H. F.	67	Appropriations

AMENDMENT FILED

1 Amend House File 19 by adding the following new section:
2 Sec. 2. Section three hundred thirty-five point
3 fourteen (335.14), sub-section two (2), Code 1958,
4 is hereby amended by striking the period (.) at the
5 end thereof and inserting a semi-colon (;) in lieu
6 thereof and adding thereto the following: "provided
7 in those counties where photostatic, photographic or
8 other similar processes are in use, the fees shall
9 not exceed one dollar (\$1.00) for the first page
10 of any instrument and seventy-five cents (\$.75) for
11 each additional page."

DAVID O. SHAFF.

On motion of Senator Schroeder, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 23, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Walter Sieck, pastor of the Easton Place Methodist Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Buck for the day on request of Senator Elijah; Senator Getting for the day on request of Senator Boothby; Senator Hoxie for the day on request of Senator Harbor.

INTRODUCTION OF BILLS

Senate File 84, by Senator Weber, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Columbus Community School District, in the Counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

Senate File 85, by Senators Hoffman and Stuart, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes.

Read first and second times and passed on file.

Senate File 86, by Senators Buck, Walker, Butler, Miller and Hoffman, a bill for an act relating to the height of vehicles.

Read first and second times and passed on file.

Senate File 87, by Senator Harbor, a bill for an act relating to filing fees for water permits.

Read first and second time and passed on file.

Senate File 88, by Senator Grimstead, a bill for an act to appropriate funds for the dredging of Silver Lake in Worth County, Iowa.

Read first and second times and passed on file.

Senate File 89, by Senator Grimstead, a bill for an act to appropriate funds for the dredging of Rice Lake in Winnebago and Worth Counties, Iowa.

Read first and second times and passed on file.

Senate File 90, by Senator Nolan, a bill for an act relating to the judicial retirement system.

Read first and second times and passed on file.

Senate File 91, by Senators Elijah and Buck, a bill for an act to permit the county board of supervisors to establish, under certain circumstances, public disposal grounds and operate and maintain them from fees collected or a general tax levy, or both.

Read first and second times and passed on file.

Senate File 92, by Senator O'Malley, a bill for an act to amend section four hundred five point nineteen (405.19), Code 1958, to provide for employment and payment of appraisers in cities having more than one hundred twenty-five thousand (125,000) population.

Read first and second times and passed on file.

Senate File 93, by Senators Hoxie, Potter and Shoeman, a bill for an act relating to trucks pulling a four wheel trailer.

Read first and second times and passed on file.

Senate File 94, by Senators Grimstead, Shoeman, Evans, Ringgenberg, Gillespie, Dykhouse, Prince, Fisher and Turner, a bill for an act relating to the expiration of motor vehicle operator's licenses.

Read first and second times and passed on file.

Senate Joint Resolution 2, by Senator Buck, a joint resolution proposing an amendment to the Constitution of the State of Iowa to authorize the licensing and regulation of bingo games conducted by charitable and religious organizations.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 7

By Vance

Whereas, it is deemed advisable to fix a final date for the filing of claims against the State of Iowa to be considered by the Fifty-eighth General Assembly;

Therefore, Be It Resolved by the Senate, the House Concurring: That the 20th day of February, 1959, be fixed as the final date for the filing of all claims to be considered by the Fifty-eighth General Assembly of Iowa. Any claim which has not been filed with the State Appeal Board office before said date will not be considered by the Fifty-eighth General Assembly.

The motion prevailed and the resolution was adopted.

THIRD READING OF BILLS

On motion of Senator Rigler, Senate File 32, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Charles City Community School District, in the Counties of Floyd and Chickasaw, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler asked and received unanimous consent that House File 10 be substituted for Senate File 32.

On motion of Senator Rigler, House File 10, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Charles City Community School District, in the Counties of Floyd and Chickasaw, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

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

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

Ayes, 44:

Boothby	Frommelt	Miller	Rigler
Butler	Gillespie	Mincks	Ringgenberg
Byers	Gilmour	Moore	Schroeder
Coleman	Grimstead	Nolan	Scott
Dewel	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Long	Price	Walker
Evans	Lynes	Prince	Weber
Fisher	McCurdy	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Buck	Hoffman	Hoxie	Shaff
Getting	Hoschek		

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

Senator Rigler asked and received unanimous consent that House File 10 be immediately messaged to the House, which request was complied with.

Senator Rigler asked and received unanimous consent that Senate File 32 be withdrawn from further consideration of the Senate.

Senator Lynes asked and received unanimous consent to take up

for consideration Senate File 74, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

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:

The ayes were, 43:

Boothby	Gillespie	Mincks	Ringgenberg
Butler	Gilmour	Moore	Schroeder
Coleman	Grimstead	Nolan	Scott
Dewel	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Long	Price	Walker
Evans	Lynes	Prince	Weber
Fisher	McCurdy	Putney	Wolf
Frommelt	Miller	Rigler	

Nays, none.

Absent or not voting, 7:

Buck	Getting	Hoschek	Shaff
Byers	Hoffman	Hoxie	

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

Senator Lynes asked and received unanimous consent that Senate File 74 be immediately messaged to the House, which request was complied with.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 84 Judiciary 2
 S. F. 85 Judiciary 2
 S. F. 86 Transportation
 S. F. 87 Water rights
 S. F. 88 Appropriations
 S. F. 89 Appropriations
 S. F. 90 Judiciary 1
 S. F. 91 Public health
 S. F. 92 Social security
 S. F. 93 Transportation
 S. F. 94 Transportation
 S.J.R. 2 Judiciary 1

On motion of Senator Schroeder, the Senate adjourned until 10:30 a.m., Monday, January 26, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 26, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Paul Goodland, pastor of St. Albans Episcopal Church, Spirit Lake, Iowa.

PETITIONS AND MEMORIALS

By Senator Butler, from sixteen residents of Humboldt County, members of the Renwick Woman's Club, favoring proposed legislation relating to aid to the disabled; also, expansion of the drivers' training program.

By Senator Hansen, from seventy-two residents, employees of Carroll County, favoring repeal of the Iowa public employees' retirement system.

By Senator Ringgenberg, from twelve residents of Boone County, opposing liquor by the drink.

INTRODUCTION OF BILLS

Senate File 95, by Senators Nolan, Rigler, Putney, Stuart and Shaff, a bill for an act relating to the merger and consolidation of counties and of county offices.

Read first and second times and passed on file.

Senate File 96, by Senator Nolan, a bill for an act relating to the rate of pay of public employees.

Read first and second times and passed on file.

Senate File 97, by Senators Nolan, Putney and Schroeder, a bill for an act to amend section one hundred ninety-one point two (191.2), subsection three (3), Code 1958, relating to the dimensions of a one pound package of oleo, oleomargarine or margarine.

Read first and second times and passed on file.

Senate File 98, by Senators Moore, Putney, McCurdy, Coleman and Scott, a bill for an act to change the time of holding the political party primary elections and conventions.

Read first and second times and passed on file.

Senate File 99, by Senators Hoxie, Prince, Evans and Shoeman, a bill for an act to change the final date for filing petitions for improvement of secondary highways by private funds.

Read first and second times and passed on file.

Senate File 100, by Senator Schroeder, a bill for an act to legalize and validate the proceedings of the board of directors of the Bettendorf Community School District, in the County of Scott, State of Iowa, authorizing and providing for the issuance, sale, and delivery of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

Senate File 101, by Senators Rigler and Walker, a bill for an act relating to the equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees.

Read first and second times and passed on file.

Senate File 102, by Senators Miller, Shoeman, Hansen, Evans, Lynes, Potter, Fisher, Moore and Prince, a bill for an act to amend chapter ninety-eight (98), Code 1958, relating to cigarettes and tobacco to enable the consumer to deduct the cigarette tax for income tax purposes.

Read first and second times and passed on file.

Senate File 103, by Senators Miller, Wolf and Byers, a bill for an act to authorize a tax levy in cities and towns having a population between seventy-five thousand (75,000) and one hundred twenty-five thousand (125,000) for the purpose of providing a fund for cultural and scientific facilities.

Read first and second times and passed on file.

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

AFTERNOON SESSION

The Senate reconvened, President McManus 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 98, a bill for an act relating to special and local fishing restrictions on certain artificial lakes.

Also: 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 to make it illegal for nonresidents to take turtles or crayfish in Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 98, a bill for an act to amend chapter one hundred nine (109), Code 1958, relating to special and local fishing restrictions on certain artificial lakes.

Read first and second times and passed on file.

House File 99, a bill for an act to amend chapter one hundred nine (109), Code 1958, to make it illegal for nonresidents to take turtles or crayfish in Iowa.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 10.

Report adopted.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate House File 10.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 95 Governmental affairs
- S. F. 96 Compensation of public officers and employees
- S. F. 97 Agriculture
- S. F. 98 Governmental affairs
- S. F. 99 Highways
- S. F. 100 Judiciary 2
- S. F. 101 Transportation
- S. F. 102 Tax revision
- S. F. 103 Cities and towns
- H. F. 98 Conservation
- H. F. 99 Conservation

REPORTS OF COMMITTEES

Senator Byers submitted the following report :

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 46**, a bill for an act to legalize and validate the proceedings of the board of directors of the Adair-Casey Community School District in the Counties of Adair and Guthrie, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, 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 Rigler submitted the following report :

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 1**, a bill for an act relating to termination of contracts of teachers and amending section two hundred seventy-nine point thirteen (279.13), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 25, section 1, line 5, by striking
- 2 the words and figure "\$100 per month" and inserting in lieu
- 3 thereof the words and figure "one thousand two hundred dollars
- 4 (\$1,200.00) per year".

GEORGE E. O'MALLEY.

- 1 Amend Senate File 67 as follows:
- 2 1. By inserting the following as section 3, and
- 3 renumbering the following sections.
- 4 Sec. 3. Section ninety-six point four (96.4), sub-section
- 5 four (4), Code 1958, is hereby amended by adding a new paragraph
- 6 to read as follows:
- 7 "d. He was forced to leave work for the sole reason that
- 8 he was sick or disabled, notified his employer of that fact as
- 9 soon as it was reasonably practicable to do so, and returned to
- 10 that employer and offered himself for work as soon as he was again
- 11 able to work, provided however that in case of doubt that an
- 12 individual was sick or disabled, or as to the duration of any
- 13 such sickness or disability, the commission may, or if the
- 14 employee requests it, the commission requires a doctor's
- 15 certificate to establish the fact or facts that is or are in
- 16 doubt."

ANDREW G. FROMMELT.

- 1 Amend Senate File 83, section 6, line 31 by deleting the word
- 2 "in" and inserting the word "and".

WM. H. HARBOR.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 27, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Cromwell C. Cleveland, pastor of the First Christian Church, Newton, Iowa.

PETITIONS AND MEMORIALS

By Senator Eppers, from sixteen residents of Lee County, members of the Fort Madison Fire Department Local 607, favoring a fireman-ship and civil defense training center.

INTRODUCTION OF BILLS

Senate File 104, by Senators Hoffman and Stuart, a bill for an act relating to court expense fund.

Read first and second times and passed on file.

Senate File 105, by Senators Hoffman and Stuart, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue.

Read first and second times and passed on file.

Senate File 106, by Senator Hoffman, a bill for an act relating to assistance for disabled American veterans of Iowa and their families and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 107, by Senators Butler, Walker, Coleman, Grimstead and Boothby, a bill for an act to provide for the dredging and improvement of Storm Lake in Buena Vista County, Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

Senate File 108, by Senators Buck, Harbor, McCurdy and Wolf, a bill for an act relating to tips and tipping.

Read first and second times and passed on file.

Senate File 109, by Senator Butler, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Pocahontas Community School District, in the County of

Pocahontas, State of Iowa, in calling a special school bond election and the issuance of school bonds pursuant to said election.

Read first and second times and passed on file.

Senate File 110, by committee on banks, building and loan, a bill for an act to amend sections five hundred twenty-nine point three (529.3), five hundred twenty-nine point four (529.4) and five hundred twenty-nine point twelve (529.12), Code 1958, relating to installment loans by banks so as to enable banks to more fully develop home improvement and property development loan programs; and to regulate the advertising thereof.

Read first and second times and placed on the calendar.

Senate File 111, by Senators Walker, Long, Prince, Dykhouse, Grimstead and Turner, a bill for an act relating to responsibility for expenses of mentally ill and retarded patients in certain institutions governed by the board of control.

Read first and second times and passed on file.

Senate File 112, by Senator Frommelt, a bill for an act to amend section three hundred forty point two (340.2), Code 1958, to increase the maximum salaries of certain deputy county officers.

Read first and second times and passed on file.

Senate File 113, by Senator McCurdy, a bill for an act to amend section two hundred seventy-five point twenty-seven (275.27), Code 1958, relating to reorganization of school districts.

Read first and second times and passed on file.

Senate File 114, by committee on highways, a bill for an act relating to dispossession of owner in eminent domain proceedings.

Read first and second times and placed on the calendar.

Senate File 115, by Senators Frommelt, O'Malley, Miller, McCurdy, Mincks, Wolf and Schroeder, a bill for an act relating to the appointment and compensation of probation officers and secretaries in the juvenile courts.

Read first and second times and passed on file.

Senate File 116, by committee on highways, a bill for an act relating to rounding of corners on establishment of highways.

Read first and second times and placed on the calendar.

Senate File 117, by committee on banks, building and loan, a bill for an act to amend section five hundred twenty-eight point fifty-one

(528.51), Code 1958, relating to bank offices, to permit any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks.

Read first and second times and placed on the calendar.

Senate File 118, by Senators Rigler, Lynes, Grimstead, Weber, Ringgenberg, Butler and McCurdy, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, relating to county hospitals.

Read first and second times and passed on file.

Senate File 119, by Senators Rigler, Lynes, Grimstead, Weber, Ringgenberg, Butler and McCurdy, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to city hospitals.

Read first and second times and passed on file.

Senate File 120, by Senator Lynes, a bill for an act to legalize and validate the proceedings for the organization of Plainfield Community School District, in the Counties of Bremer and Butler, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

Read first and second times and passed on file.

Senate Joint Resolution 3, by Senators Miller, O'Malley, Shaff, Hoxie, Butler, Walker, O'Connor, Wolf, Turner, Elijah, Vance, McCurdy, Gilmour and Hill, a joint resolution proposing to amend the constitution of the State of Iowa to reduce the time required to amend the constitution.

Read first and second times and passed on file.

Senate File 121, by committee on highways, a bill for an act relating to county secondary road budgets.

Read first and second times and placed on the calendar.

Senate File 122, by Senators Gilmour, Lynes, Gillespie, Butler, Hoxie, O'Connor, O'Malley and Long, a bill for an act relating to employees under civil service in cities and towns.

Read first and second times and passed on file.

Senate File 123, by Senators O'Malley, Miller, McCurdy, Prince, Hoffman, Nolan, Boothby, Gilmour, Elijah, Coleman, Butler, O'Connor, Getting, Grimstead, Frommelt, Evans and Gillespie, a bill for an act to establish a merit system of personnel administration for

the civil service of the State of Iowa and to repeal acts and parts of acts in conflict therewith.

Read first and second times and passed on file.

Senate File 124, by committee on highway safety, a bill for an act to establish daytime speed limits.

Read first and second times and placed on the calendar.

Senate File 125, by committee on highway safety, a bill for an act to define speed limits for all traffic on fully controlled access facilities.

Read first and second times and placed on the calendar.

Senate File 126, by Senator O'Malley, a bill for an act relating to salaries of municipal court clerks.

Read first and second times and passed on file.

Senate File 127, by Senator O'Malley, a bill for an act to increase the salary of county attorneys in counties having a population of over one hundred fifty thousand (150,000).

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

Senate Concurrent Resolution 7, fixing the final date for filing 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 51, a bill for an act relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954.

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

House Concurrent Resolution 6, extending an invitation to Mr. Preston J. Moore, National Commander of the American Legion, to address a joint convention on February 23, 1959.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 6

Whereas, the distinguished National Commander of The American Legion, Mr. Preston J. Moore, of Stillwater, Oklahoma, will be in Des Moines, Iowa, on the 23rd of February, 1959; therefore,

Be It Resolved by the House, the Senate Concurring, that an invitation be extended to Mr. Moore to address a joint convention of both houses at 11:00 a.m., on Monday, February 23, 1959.

THIRD READING OF BILLS

Senator Gillespie asked and received unanimous consent to take up for consideration Senate File 46, a bill for an act to legalize and validate the proceedings of the board of directors of the Adair-Casey Community School District, in the Counties of Adair and Guthrie, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

On motion of Senator Gillespie, the report of committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Butler	Gillespie	McCurdy	Ringgenberg
Byers	Gilmour	Miller	Schroeder
Coleman	Grimstead	Mincks	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Buck	Moore
------	-------

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

Senator Gillespie moved that the 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 Gillespie asked and received unanimous consent that Senate File 46 be immediately messaged to the House, which request was complied with.

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

AFTERNOON SESSION

The Senate reconvened, President McManus 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 13, a bill for an act to increase the value of property and choses in action and to determine the punishment imposed in the crime of larceny, receiving stolen goods and false drawing or uttering of checks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 33, a bill for an act to require every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made.

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 destruction of certain papers, and providing for disposition of unclaimed fees, costs and funds by the clerk of municipal court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 124, a bill for an act relating to bank offices, to permit any bank to establish on its parking lot a drive-up or walk-up teller's window.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 138, a bill for an act relating to the possession, buying or selling of the skins or plumage of birds and to enact a substitute in lieu thereof.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 13, a bill for an act to increase the value of property and choses in action from twenty (20) dollars to one hundred (100) dollars to determine the punishment imposed in the crime of larceny, receiving stolen goods and false drawing or uttering of checks.

Read first and second times and passed on file.

House File 33, a bill for an act to require that every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made.

Read first and second times and passed on file.

House File 38, a bill for an act relating to destruction of certain files and papers, and providing for the disposition of unclaimed fees, costs, and funds by the clerk of municipal court.

Read first and second times and passed on file.

House File 124, a bill for an act to amend section five hundred twenty-eight point fifty-one (528.51), Code 1958, relating to bank

offices, to permit any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks.

Read first and second times and passed on file.

House File 138, a bill for an act to repeal section one hundred nine point fifty (109.50), Code 1958, relating to the possession, buying or selling of the skins or plumage of birds and to enact a substitute in lieu thereof.

Read first and second times and passed on file.

Senator Gillespie submitted the following report and moved its adoption:

REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Clarence L. Clark, Wayne County
 George M. Clearman, Johnson County
 Lant H. Doran, Boone County
 Lloyd Ellis, Appanoose County
 Otto E. Gunderson, Winnebago County
 James F. Johnston, Lucas County
 Floyd Jones, Clarke County
 W. E. McLeland, Marshall County
 Halleck J. Mantz, Audubon County
 Ross R. Mowry, Jasper County
 Thomas W. Mullaney, Allamakee County
 Tom E. Murray, Woodbury County
 Carolyn Pendray, Jackson County
 Fred J. Ritchie, Cherokee County
 Thomas J. B. Robinson, Franklin County
 Loren B. Sayre, Madison County
 J. M. Tudor, Jones County
 W. Oliver Turner, Taylor County
 Harry E. Watson, O'Brien County

RAYMOND R. GILLESPIE.
 E. EDWIN GILMOUR.
 GEORGE W. WEBER.

The motion prevailed and the report was adopted.

President McManus announced the appointment of the following committees:

SENATORS	MEMORIAL RESOLUTION COMMITTEES
Clarence L. Clark	W. C. Stuart Gene L. Hoffman J. Louis Fisher

SENATORS	MEMORIAL RESOLUTION COMMITTEES
George M. Clearman	D. C. Nolan George E. O'Malley David O. Shaff
Lant H. Doran	Carl Ringgenberg George E. O'Malley John A. Walker
Lloyd Ellis	Gene L. Hoffman J. B. Mincks Norval Evans
Otto E. Gunderson	Jacob Grimstead Walter E. Edelen Duane E. Dewel
James F. Johnston	J. Louis Fisher Gene L. Hoffman W. C. Stuart
Floyd Jones	X. T. Prentis J. Louis Fisher Raymond R. Gillespie
W. E. McLeland	Howard C. Buck Eugene M. Hill Lawrence M. Putney
Halleck J. Mantz	G. W. Prince Peter F. Hansen John D. Shoeman
Ross R. Mowry	Eugene M. Hill Carroll Price X. T. Prentis
Thomas W. Mullaney	George L. Scott J. J. O'Connor R. R. Rigler Lynn Potter
Tom E. Murray	Jack Miller LeRoy Getting J. T. Dykhous
Carolyn Pendray	A. G. Frommelt Earl Elijah Irving D. Long
Fred J. Ritchie	Laurence M. Boothby George L. Scott X. T. Prentis
Thomas J. B. Robinson	J. Kendall Lynes Walter E. Edelen Guy G. Butler
Loren B. Sayre	Raymond R. Gillespie J. Louis Fisher Francis A. Turner

SENATORS

J. M. Tudor

W. Oliver Turner

Harry E. Watson

MEMORIAL RESOLUTION COMMITTEES

Wm. H. Harbor
Frank C. Byers
Earl Elijah

Francis A. Turner
Frank M. Hoxie
Wm. H. Harbor

LeRoy Getting
J. Kendall Lynes
X. T. Prentis

APPOINTMENT OF PAGES TO LIEUTENANT GOVERNOR
AND SECRETARY OF THE SENATE

Lieutenant Governor McManus announced the appointment of Michael Lewis Huston of Polk County as his page, and the appointment of Larry L. Icenbice of Poweshiek County as the page to the Secretary of the Senate.

APPOINTMENT OF PAGES

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

Harold Turner Casstevens of Hardin County
James D. Best, Jr., of Polk County
Phillip James Powers of Polk County
Jerry Lee Ver Duft of Polk County
James M. Olson of Polk County
Michael Patrick Joynt of Polk County

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Phyllis Harris of Polk County as his committee clerk, effective, January 23, 1959.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Delores Essen of Polk County as his committee clerk, effective January 26, 1959.

EXPLANATION OF VOTE

I voted against the adoption of the temporary rules of the Senate for the following reasons:

My primary reason is that in adopting these rules, the Senate has allowed the continuance of the hypocritical practice of secrecy in committee work. The secret ballot allows a legislator to hide behind the secret ballot thereby allowing him to speak out on an issue, and then vote the opposite way without exposure.

Rule 35 on committee voting is in fact a sham. While the proponents are proclaiming to the people of Iowa that committee meetings are open to

the press, they are in fact allowing the committees to adopt rules providing for the secret ballot in direct contradiction to their stated policy.

ANDREW FROMMELT.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 104	Tax revision
S. F. 105	Tax revision
S. F. 106	Military affairs
S. F. 107	Conservation
S. F. 108	Judiciary 2
S. F. 109	Judiciary 2
S. F. 111	Board of control
S. F. 112	Compensation of public officers and employees
S. F. 113	Schools and educational institutions
S. F. 115	Compensation of public officers and employees
S. F. 118	Public health
S. F. 119	Public health
S. F. 120	Judiciary 2
S. F. 122	Cities and towns
S. F. 123	Judiciary 1
S. F. 126	Compensation of public officers and employees
S. F. 127	Compensation of public officers and employees
S.J.R. 3	Judiciary 2
H. F. 13	Judiciary 2
H. F. 33	Judiciary 1
H. F. 38	Judiciary 2
H. F. 138	Judiciary 2

REPORTS OF COMMITTEES

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 54**, a bill for an act to permit persons to impound up to twenty-five (25) acre feet of water without a permit from the water resources council, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLIAM H. HARBOR, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 67**, a bill for an act relating to teachers' retirement allowance payments and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 67 by striking all of section 1 and inserting in lieu thereof the following:

"Section 1. Section two (2) of chapter one hundred thirty-five (135), Acts of the Fifty-seventh (57th) General Assembly, is hereby amended by

striking from line three (3) the words and figures 'two hundred fifty thousand dollars (\$250,000.00)', and inserting in lieu thereof the words and figures 'four hundred thirty-one thousand dollars (\$431,000.00)'."

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 1 as follows:

2 By striking all after the enacting clause and substituting
3 in lieu thereof the following:

4 Section 1. Section two hundred seventy-nine point
5 thirteen (279.13), Code 1958, is hereby amended as follows:

6 1. By striking the word, "in" in line seventy-one (71)

7 and by inserting in lieu thereof the following:

8 "provided, however, that at at least ten (10) days prior
9 to mailing of any notice of termination the board or its
10 agent shall inform the teacher in writing that (1) the board
11 is considering termination of said contract and that (2) the
12 teacher shall have the right to a private conference with
13 the board if the teacher files a request therefor with the
14 president or secretary of the board within five (5) days;
15 and if within five (5) days after receipt by the teacher of
16 such written information the teacher files with the president
17 or secretary of the board a written request for a conference,
18 the board shall, before any notice of termination is mailed,
19 give the teacher written notice of the time and place of
20 such conference and shall hold a private conference between
21 the board and teacher if the teacher appears at such time
22 and place. In"

23 2. By adding the following:

24 "The term 'teacher' as used in this section shall include
25 all certified school employees, including superintendents."

JACK MILLER.
JOE COLEMAN.
C. EDWIN GILMOUR.
FRANK HOXIE.
CARL RINGENBERG.
JIM HENRY.
ROBERT R. RIGLER.

1 Amend Senate File 35 as follows:

2 1. Amend section 2, line 6, by inserting after the word
3 "maintain" the following: "at least".

4 2. Amend section 6, line 34, by inserting after the
5 word "maintained" the following: "at least".

GENE L. HOFFMAN.

1 Amend Senate File 83 as follows:

2 1. Amend section 1, line 12 by inserting
3 after the word "research" the following: "and all unnecessary
4 duplications should be avoided".

5 2. Further amend Senate File 83 by adding after section
6 7 the following new section:

7 "Sec. 8. The marketing division, the agriculture marketing

8 board or an employee or representative of either said division
9 or board shall not engage in legislative programs nor attempt in
10 any manner by the adoption of rules, regulations, resolutions
11 or otherwise, to influence legislation affecting any matters
12 pertaining to the activities of this marketing division.”.
13 3. Amend by renumbering “Sec. 8.” to read “Sec. 9”.

WILLIAM H. HARBOR.

1 Amend House File 19 by adding the following new section:
2 Sec. 2. Section three hundred thirty-five point
3 fourteen (335.14), sub-section two (2), Code 1958,
4 is hereby amended by striking the period (.) at the
5 end thereof and inserting a semi-colon (;) in lieu
6 thereof and adding thereto the following: “provided
7 in those counties where photostatic, photographic or
8 other similar processes are in use, the fees shall
9 not exceed one dollar fifty cents (\$1.50) for the
10 first page of any instrument and fifty cents (\$.50)
11 for each additional page.”.

DAVID O. SHAFF.

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

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 28, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Harry Brower, pastor of the First Reformed Church, Sioux Center, Iowa.

PETITIONS AND MEMORIALS

By Senator Shoeman, from sixty-two residents of Cass County, urging a survey for the proposed Lake Anita site.

By Senator Stuart, from nineteen residents of Wayne County, in opposition to liquor by the drink.

INTRODUCTION OF BILLS

Senate File 128, by Senators Long, Shoeman, Vance, O'Malley and Eppers, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest.

Read first and second times and passed on file.

Senate File 129, by Senators O'Malley, Hoxie and Coleman, a bill for an act to amend section three hundred twenty-one point four hundred thirty (321.430), Code 1958, relating to brake requirements.

Read first and second times and passed on file.

Senate File 130, by Senators Hoxie and Harbor, a bill for an act to provide that salaries paid to county weed commissioners and their deputies be paid out of the county weed eradication and equipment fund instead of the county general fund.

Read first and second times and passed on file.

Senate File 131, by Senators Potter, O'Malley, Mincks and Coleman, a bill for an act to amend sections ninety-seven B point eleven (97B.11) and ninety-seven B point forty-one (97B.41), Code 1958, relating to taxation under the Iowa public employees retirement system, to increase the taxable limit on earnings and to provide for

payment of a portion of the employer tax from the general fund of the state.

Read first and second times and passed on file.

Senate File 132, by committee on appropriations, a bill for an act to repeal and abolish the special reserve fund of the state.

Read first and second times and placed on the calendar.

Senate File 133, by committee on appropriations, a bill for an act relating to teachers' retirement allowance payments, and making an appropriation therefor.

Read first and second times and placed on the calendar.

Senate File 134, by Senators Hoxie, Coleman, Rigler and O'Malley, a bill for an act to increase the speed limit for motor vehicles drawing certain trailers.

Read first and second times and passed on file.

Senate File 135, by Senator Nolan, a bill for an act to amend chapter eighty-eight (88), Code 1958, relating to sanitary provisions pertaining to railroad employees.

Read first and second times and passed on file.

Senate File 136, by Senator Nolan, a bill for an act relating to motor vehicle operators' and chauffeurs' licenses.

Read first and second times and passed on file.

Senate Joint Resolution 4, by Senators McCurdy and Henry, a joint resolution proposing an amendment to section five (5), article seven (VII), of the Constitution of the State of Iowa relating to the contracting of debt by or on behalf of the state.

Read first and second times and passed on file.

Senate File 137, by Senator Frommelt, a bill for an act to require a sixty (60) day waiting period before a decree of separate maintenance may be granted.

Read first and second times and passed on file.

Senate File 138, by Senators Frommelt and Nolan, a bill for an act relating to communication with others by persons arrested, restrained, or about to be moved beyond the boundaries of the state.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Miller, Senate File 1, a bill for an act to amend section two hundred seventy-nine point thirteen (279.13), Code 1958, to provide for a conference between the board of directors of a school district and a teacher before such teacher is notified of termination of contract, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment filed by Senators Miller, Coleman, Gilmour, Hoxie, Ringgenberg, Henry and Rigler.

Amend Senate File 1 as follows:

By striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Section two hundred seventy-nine point thirteen (279.13), Code 1958, is hereby amended as follows:

1. By striking the word, "in" in line seventy-one (71) and by inserting in lieu thereof the following:

"provided, however, that at least ten (10) days prior to mailing of any notice of termination the board or its agent shall inform the teacher in writing that (1) the board is considering termination of said contract and that (2) the teacher shall have the right to a private conference with the board if the teacher files a request therefor with the president or secretary of the board within five (5) days; and if within five (5) days after receipt by the teacher of such written information the teacher files with the president or secretary of the board a written request for a conference, the board shall, before any notice of termination is mailed, give the teacher written notice of the time and place of such conference and shall hold a private conference between the board and teacher if the teacher appears at such time and place. In".

2. By adding the following:

"The term 'teacher' as used in this section shall include all certified school employees, including superintendents."

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting before the word "if" in line twenty-one (21) the following: "and his representative".

The amendment to the amendment was adopted.

On motion of Senator Miller, the amendment as amended was adopted.

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

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

Ayes, 50:

Boothby	Coleman	Elijah	Frommelt
Buck	Dewel	Eppers	Getting
Butler	Dykhouse	Evans	Gillespie
Eyers	Edelen	Fisher	Gilmour

Grimstead	Lynes	Prentis	Shaff
Hansen	McCurdy	Price	Shoeman
Harbor	Miller	Prince	Stuart
Henry	Mincks	Putney	Turner
Hill	Moore	Rigler	Vance
Hoffman	Nolan	Ringgenberg	Walker
Hoschek	O'Connor	Schroeder	Weber
Hoxie	O'Malley	Scott	Wolf
Long	Potter		

Nays, none.

Absent or not voting, none.

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

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

EXECUTIVE SESSION

The Senate in executive session confirmed the following appointments:

Russell I. Brown of Des Moines, Polk County, Iowa, as Commissioner of Public Safety for the unexpired term ending June 30, 1959; and for the regular term ending June 30, 1963.

C. J. Burriss of Maquoketa, Jackson County, Iowa, as a member of the Iowa Liquor Control Commission for the unexpired term ending June 30, 1963.

The Senate arose from executive session and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 51.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 51.

BILL SENT TO THE GOVERNOR

Senator Getting, 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 January, 1959, sent to the Governor for his approval: Senate File 51.

LEROY GETTING, *Chairman.*

Passed on file.

PROOF OF PUBLICATION

Published copy of Senate File 84 and verified proof of publication of said bill in The Columbus Gazette, Columbus Junction, on January 15, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

SENATE CONCURRENT RESOLUTION 8

By Dewel

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

Whereas, many members will absent themselves from the legislative halls during that time to attend services in their respective churches;

Therefore, Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, March 27, 1959, during the hours of twelve to three o'clock, out of reverence to the passion and death of our Lord.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 128 Banks, building and loan
- S. F. 129 Transportation
- S. F. 130 Tax revision
- S. F. 131 Social security
- S. F. 134 Highway safety
- S. F. 135 Transportation
- S. F. 136 Judiciary 2
- S. F. 137 Judiciary 1
- S. F. 138 Judiciary 1
- S.J.R. 4 Judiciary 2

REPORT OF COMMITTEE

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred House File 99, a bill for an act to amend chapter one hundred nine (109), Code 1958, to make it illegal for nonresidents to take turtles or crayfish in Iowa, begs leave to report it has had the same under consideration and recommends the same *de pass.*

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 121 as follows:
- 2 Amend section 3, line 4, by striking the comma.

J. T. DYKHOUSE.

- 1 Amend Senate File 125, section 1, by striking all of
- 2 lines 7 and 8 and inserting in lieu thereof the following:
- 3 "Code shall be seventy (70) miles per hour from sunrise to
- 4 sunset and sixty (60) miles per hour from sunset to sunrise".

D. C. NOLAN.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m.,
Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 29, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Everett Pencook, pastor of the First Methodist Church, Onawa, Iowa.

PETITIONS AND MEMORIALS

By Senator Evans, from forty residents of Jefferson County in opposition to consolidation of counties and county offices.

By Senator Gilmour, from twelve residents of Poweshiek County, members of the Board of Managers of the United Church Women of Grinnell, favoring proposed legislation relating to the support of the poor.

By Senator Shoeman, from ninety-six residents of Adair and Cass Counties urging a survey for the proposed Lake Anita site.

INTRODUCTION OF BILLS

Senate File 139, by Senators Miller, Gilmour, Schroeder, Hoffman, Lynes and O'Malley, a bill for an act creating a state commission on human relations and prescribing the powers and duties thereof.

Read first and second times and passed on file.

Senate File 140, by Senator Butler, a bill for an act relating to well contractors and the registration thereof.

Read first and second times and passed on file.

Senate File 141, by Senator Butler, a bill for an act imposing an additional tax of one cent on the sale of each package of twenty cigarettes, for conservation purposes.

Read first and second times and passed on file.

Senate File 142, by Senators Shaff, Schroeder, Byers, O'Malley and O'Connor, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees.

Read first and second times and passed on file.

Senate File 143, by Senators Gilmour, O'Malley, Hansen, Frommelt, Moore, Edelen, Hoschek, Coleman, Potter, Eppers and O'Connor, a

bill for an act to provide for minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa, and to make appropriation therefor.

Read first and second times and passed on file.

Senate File 144, by Senators Frommelt and Nolan, a bill for an act relating to boards of arbitration in disputes between employees and employers.

Read first and second times and passed on file.

Senate File 145, by committee on highway safety, a bill for an act providing for yield of right of way in lieu of a complete stop by motor vehicles at certain intersections.

Read first and second times and placed on the calendar.

Senate File 146, by Senators Miller, Butler and Walker, a bill for an act relating to the regulating, licensing and controlling of dispensing opticians.

Read first and second times and passed on file.

Senate File 147, by Senators Putney and Nolan, a bill for an act to amend section four hundred seventy-seven point fifty-one (477.51), Code 1958, relating to semimonthly payment of wages.

Read first and second times and passed on file.

Senate File 148, by Senators Putney, Gillespie, Byers and Scott, a bill for an act to authorize the state board of regents to erect, equip, maintain and operate self-liquidating buildings and facilities, to use and acquire land therefor, to fix student fees and charges for their payment and to borrow money and pledge the student fees and charges, the property and the rents and profits therefrom for such purposes.

Read first and second times and passed on file.

Senate File 149, by Senator Walker, a bill for an act relating to lobbyists operating during sessions of the General Assembly.

Read first and second times and passed on file.

Senate File 150, by committee on governmental affairs, a bill for an act to provide for the supervision and performance of the legal work of the various departments, offices, boards, and commissions of the State of Iowa.

Read first and second times and placed on the calendar.

Senate File 151, by Senator Schroeder, a bill for an act amending section four hundred twenty point one hundred fifty-six (420.156),

Code 1958, relating to the acquisition by certain cities of river-front land.

Read first and second times and passed on file.

Senate File 152, by committee on judiciary 1, a bill for an act relating to judicial conferences.

Read first and second times and placed on the calendar.

Senate File 153, by committee on judiciary 1, a bill for an act relating to rules by the supreme court for the operation of inferior courts.

Read first and second times and placed on the calendar.

Senate File 154, by committee on judiciary 1, a bill for an act relating to the appointment, term and authority of the chief justice of the state.

Read first and second times and placed on the calendar.

Senate File 155, by Senators Hoxie, Potter, Hill, Edelen, Long, Harbor, Henry, O'Malley, Putney and Gillespie, a bill for an act to establish daytime and nighttime speed limits on secondary roads.

Read first and second times and passed on file.

Senate File 156, by Senators Long, Walker, Fisher, Price, Evans and Shaff, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to income, corporation and sales tax and to provide that in computing the amount of sales tax that may be due, the retailer shall be entitled to a credit or discount for prompt payment and as remuneration for his costs of collecting and remitting the tax.

Read first and second times and passed on file.

Senate File 157, by Senators Miller and Prentis, a bill for an act to repeal chapter four hundred twenty-nine (429), Code 1958, relating to the taxation of moneys and credits.

Read first and second times and passed on file.

Senate File 158, by Senators Miller, Hansen, Butler, Coleman, Shoeman, O'Connor, Byers, Hoffman, Nolan, Potter, Harbor and McCurdy, a bill for an act to amend section four hundred twenty-two point forty-three (422.43), Code 1958, relative to sales tax.

Read first and second times and passed on file.

Senate File 159, by Senators Hoxie and Butler, a bill for an act relating to blanket accident and sickness insurance.

Read first and second times and passed on file.

Senate File 160, by Senators Nolan, Coleman, Shoeman and Butler, a bill for an act to amend section three hundred thirty-seven point eleven, subsection eleven (337.11(11)), Code 1958, relating to the boarding of prisoners by sheriffs.

Read first and second times and passed on file.

Senate File 161, by Senators Mincks and Hoschek, a bill for an act relating to optometry and the board of optometry examiners, and to provide for the development, establishment, and enforcement of basic standards of professional conduct, sanitation and quality of examination, therapy and material used.

Read first and second times and passed on file.

Senate File 162, by Senator Shaff, a bill for an act to amend section seventy-five point six (75.6), Code 1958, relating to employment of a fiscal agent.

Read first and second times and passed on file.

Senate File 163, by Senator Shaff, a bill for an act to amend section seventy-five point four (75.4), Code 1958, relating to rejection of bids and private sales.

Read first and second times and passed on file.

Senate File 164, by Senator Shaff, a bill for an act to amend section three hundred ninety-seven point ten (397.10), Code 1958, relating to the sale of bonds for public utility plants.

Read first and second times and passed on file.

Senate File 165, by Senator Shaff, a bill for an act to amend section three hundred ninety-four point six (394.6), Code 1958, relating to self-liquidating contracts and bonds of cities and towns.

Read first and second times and passed on file.

Senate File 166, by Senators O'Malley, Hoxie, Harbor, Prince, Henry, Shoeman, Gillespie and Prentis, a bill for an act to create a civil defense administration for the State of Iowa to serve in the event of major man-made disasters or natural disasters; to provide for a director thereof; to define the powers and duties of the director, the civil defense administration and the Governor; and to authorize the receipt and expenditure of funds incident to the administration thereof.

Read first and second times and passed on file.

Senate File 167, by Senators O'Malley and Walker, a bill for an act to repeal section five hundred twelve point two (512.2), Code

1958, and to enact in lieu thereof a new section relating to the benefits that may be provided by a fraternal beneficiary association; and also to repeal section five hundred twelve point nine (512.9), Code 1958, and to enact in lieu thereof a new section defining the qualification for membership in a fraternal beneficiary association.

Read first and second times and passed on file.

Senate File 168, by committee on conservation, a bill for an act to amend section one hundred six point seventeen (106.17), Code 1958, to expand the jurisdiction of the conservation commission over all types of events conducted upon state waters.

Read first and second times and placed on the calendar.

Senate File 169, by Senator Lynes, a bill for an act to amend section five hundred forty-six point one (546.1), Code 1958, and provide rules and regulations for licensing of non-resident auctioneers and provide penalties for violation.

Read first and second times and passed on file.

Senate File 170, by Senator Shaff, a bill for an act to amend sections two hundred thirty point twenty-five (230.25), and two hundred thirty point twenty-six (230.26), Code 1958, relating to lien of assistance.

Read first and second times and passed on file.

Senate File 171, by Senators Hoxie, Fisher and Gilmour, a bill for an act to amend section two hundred eighty-two point three (282.3), Code 1958, relating to the age of children starting to school.

Read first and second times and passed on file.

Senate File 172, by Senators Rigler, Miller, O'Malley, Vance, Stuart, Shaff, Long, Wolf, Schroeder, Buck, Nolan and Byers, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto.

Read first and second times and passed on file.

Senate File 173, by Senators Stuart, Prentis and O'Malley, a bill for an act to amend chapter two (2) of the Code relating to the legislative research committee and research bureau and to provide for more legislative participation in legislative research.

Read first and second times and passed on file.

SENATE FILE 65 WITHDRAWN

Senator Putney asked and received unanimous consent to withdraw Senate File 65 from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has directed me to request the return of House File 138, now in the possession of the Senate, for further consideration by the House.

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 to prohibit the use of certain colored flashing lights upon or in view of streets or highways.

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 to amend sections three hundred twenty-one point two hundred ninety (321.290) and three hundred twenty-one point two hundred ninety-three (321.293), Code 1958, relating to special motor vehicle speed restrictions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 29, a bill for an act relating to primary noxious weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 47, a bill for an act to amend chapter five hundred eighty-one (581), Code 1958, relating to veterinarian's lien.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 48, a bill for an act to amend section one hundred sixty-four point nine (164.9), Code 1958, relating to marking stock.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 156, a bill for an act to amend section three hundred twelve point two (312.2), Code 1958, relating to the allocation from road use tax funds to the highway grade crossing safety fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 157, a bill for an act relating to the creation of a highway grade crossing safety fund.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 6, a bill for an act to prohibit the use of certain colored flashing lights upon or in view of streets or highways.

Read first and second times and passed on file.

House File 16, a bill for an act to amend sections three hundred twenty-one point two hundred ninety (321.290) and three hundred twenty-one point two hundred ninety-three (321.293), Code 1958, relating to special motor vehicle speed restrictions.

Read first and second times and passed on file.

House File 29, a bill for an act relating to primary noxious weeds.

Read first and second times and passed on file.

House File 47, a bill for an act to amend chapter five hundred eighty-one (581), Code 1958, relating to veterinarian's lien.

Read first and second time and passed on file.

House File 48, a bill for an act to amend section one hundred sixty-four point nine (164.9), Code 1958, relating to marking stock.

Read first and second times and passed on file.

House File 156, a bill for an act to amend section three hundred twelve point two (312.2), Code 1958, relating to the allocation from road use tax funds to the highway grade crossing safety fund.

Read first and second times and passed on file.

House File 157, a bill for an act relating to the creation of a highway grade crossing safety fund and to amend chapter four hundred seventy-eight (478), Code 1958, relating to cattle guards, fences, crossings, and interlocking switches and the authority of the state commerce commission to allocate funds for the protection of the public in the use of highway railroad grade crossings.

Read first and second times and passed on file.

HOUSE FILE 138 RETURNED TO THE HOUSE

Senator Byers asked and received unanimous consent that House File 138 be withdrawn from the committee on judiciary 2, and that the Secretary be directed to return the bill to the House for further consideration.

THIRD READING OF BILLS

On motion of Senator Price, Senate File 54, a bill for an act to permit persons to impound up to twenty-five (25) acre feet of water without a permit from the water resources council, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney moved that Senate File 54 be returned to the committee on water rights.

Senator O'Connor moved as a substitute motion that action on Senate File 54 be deferred, and that the bill retain its place on the calendar under "Unfinished Business," which motion prevailed.

On motion of Senator Prentis, House File 67, a bill for an act relating to teachers' retirement allowance payments, and making an

appropriation therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis asked and received unanimous consent to withdraw the committee amendment filed and found on pages 136 and 137 of the Senate Journal.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 67, section 1, lines 8 and 9 by striking: "but not to exceed one million dollars (\$1,000,000.00) each year" and inserting in lieu thereof the following: "provided, however, that the total claims paid for each year of any biennium shall not exceed four hundred fifty thousand (450,000) dollars".

The motion prevailed and the amendment was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 67, section 2, line 4, by striking the word "the" and inserting in lieu thereof "The Clarinda".

The amendment was adopted.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

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

Senator Prentis asked and received unanimous consent that House File 67 be immediately messaged to the House, which request was complied with.

SENATE FILE 133 WITHDRAWN

Senator Prentis asked and received unanimous consent that Senate File 133 be withdrawn from further consideration of the Senate.

On motion of Senator Elijah, Senate File 110, a bill for an act to amend sections five hundred twenty-nine point three (529.3), five hundred twenty-nine point four (529.4) and five hundred twenty-nine point twelve (529.12), Code 1958, relating to installment loans by banks so as to enable banks to more fully develop home improvement and property development loan programs; and to regulate the advertising thereof, was taken up and considered.

Senator Schroeder asked and received unanimous consent that action on Senate File 110 be deferred and that the bill retain its place on the calendar.

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 law and concurrent resolution duly adopted, the joint convention was called to order, President McManus presiding.

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

Schroeder of Scott moved that a committee of four consisting of two members from the Senate and two members from the House be appointed to notify Governor Loveless that the joint convention was ready to receive him.

Motion prevailed and the President appointed as such committee Senator Mincks of Wapello and Senator Ringgenberg of Story, on the part of the Senate, and Representatives Andrews of Polk and Wilson of Linn, on the part of the House.

The committee waited upon Governor Loveless and escorted him to the Speaker's station. President McManus then presented Governor Loveless, who delivered the following budget address:

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

Chapter Eight of the Code of Iowa imposes upon the Governor the responsibility of presenting to the General Assembly a financial program for each year of the ensuing biennium. This message, comprising part one of the Budget, sets forth in some detail the present financial condition of the State Treasury, and the proposed fiscal program for the biennium beginning July 1, 1959.

Supplementary materials in your hands provide a more detailed statement of current and estimated balances in the General Fund of the State, and of recommended appropriations and sources of revenue, in accordance with the requirements set forth in section eight point twenty-two of the Code.

As I am sure each of you recognizes, a great deal of effort goes into the preparation of a Budget for the State. The task began, in many instances, almost a year ago; during the summer and early fall of last year each department and agency of State government submitted estimates of expenditure requirements to the State Comptroller; estimates of State revenues have been compiled by the Comptroller; hearings have been held at which the various department heads have explained and discussed their financial requests; and, finally, the recommendations here presented have been prepared after full and careful consideration of requests and the availability of funds.

To all of those who have participated in this process, I want to extend a sincere word of appreciation for your many hours of labor and patient attention to details. As the appropriation bills are considered, I am sure that the members of the General Assembly will find your assistance and counsel as valuable as I have.

SOME BASIC CONSIDERATIONS

Before I present the details of the Budget, I want to discuss, briefly, some of the basic considerations underlying the recommended expenditures and tax measures.

First, it is recognized that the citizens of Iowa are already making very heavy payments for the support of State and local government. In 1958, our total State and local tax bill was approximately five hundred million dollars, equivalent to one out of every eleven dollars—or over nine percent of personal income received by residents of this State. Looked at in another way, the combined State and local tax bill averaged over one hundred eighty dollars for every man, woman and child in the State. In the forty-eight states as a whole, State and local taxes absorbed only eight and three-quarters percent of personal income.

In Iowa, the ratio of State and local tax load to income of our people has declined slightly during the past two years because of moderation in tax rates, and rapid growth in income. In the preparation of the Budget for the next biennium, an effort has been made to limit increases in expenditures to the additional revenues that will become available through normal economic growth and moderate tax rate adjustments. No major upward revisions in tax rates are necessary, or recommended.

Second, the proposed Budget has been prepared in such a way as to avoid a State levy on property. Recognizing the need of local taxing bodies for adequate sources of revenue, all proposed increases in State expenditures will be met from nonproperty tax sources.

In the fiscal year ended June 30, 1958, almost 55 percent of the expenditures from the General Fund represented State aid to local communities;

in the same year, fifty-eight percent of the Road Use Tax Fund was made available to counties, and cities and towns for their use on local roads and streets. But—with the exception of very small levies to retire the World War II and Korean Bonus Bonds—property taxes are not used to meet the costs of State government.

Third, it has been recognized that many expenditures that could be justified in "the best of all possible worlds" would have to be postponed in a world already heavily beset by taxation.

Expenditure requests by all departments for all purposes totaled almost two hundred thirty-three million dollars per year—or ninety million dollars more than the annual appropriation rate during the current biennium. To grant these requests in full would require revenue almost equivalent to a doubling of current sales and personal income tax collections.

It is my considered judgment that the citizens of Iowa are not ready to accept a four percent sales tax AND personal income tax rates at double the present level of rates; it is also at least questionable whether State agencies, departments, and local recipients of State aid—dependent, as they are, upon continued economic growth of our State's economy—would stand to gain, in the long run, from appropriations and taxation consistent with their requests. Such high rates of taxation would tend to undermine the economy upon which all of these agencies and departments ultimately depend for their existence. Accordingly, recommended expenditures have been reduced to levels substantially below amounts requested.

In general, an effort has been made to meet needs on the basis of a logical priority—with the most critical needs being met first. Also, an effort has been made to provide more adequately for what might be called "long-run tax-saving investments."

In many cases, such as the development of a positive program for the early treatment of the mentally ill, or the provision of more parole officers, future savings are expected to be greater than the additional outlays recommended.

Fifth, the Budget recommendations presented herewith have been based upon a note of caution in respect to large-scale salary increases in the various State departments. Until such time as the more urgently needed reorganization is achieved in State government, and a workable Civil Service program is established, State payrolls and the number of employees can be controlled only through budgetary restraint.

Finally, I strongly urge the members of the General Assembly to resist efforts by special interest groups to add further exemptions to the State's tax structure. Experience has amply demonstrated that one tax exemption leads to another; that the purpose supposed to be achieved by the exemption is seldom realized; and the equity of the tax system as a whole is impaired.

During the current session, you will be under pressures to extend exemptions that would favor one group, or another, under the Personal Income Tax, the Corporate Income Tax, the Sales and Use Taxes, and Property Taxes—to mention some of the more popular targets. Surrender to these groups in this session will bring forth a new crop of applicants for the Fifty-ninth General Assembly. The net result is erosion of the tax base, and further distortion in the distribution of the tax load.

RECOMMENDED EXPENDITURES

Total expenditures from the General Fund of three hundred thirty-nine million six hundred eighty-seven thousand dollars are recommended for the biennium beginning July 1, 1959, an average of one hundred sixty-nine

million eight hundred forty-four thousand dollars per year.

This total includes investments in capital improvements, State aids to local governments, and expenditures for the operation of State institutions, departments, and agencies. It is also inclusive of estimated expenditures under standing limited and unlimited appropriations (such as Agricultural Land Tax credits, Homestead Tax credits and tax refunds), as well as those outlays requiring specific appropriations by the Fifty-eighth General Assembly.

The major components of average annual expenditures during the current biennium are compared with proposed annual average expenditures during the biennium beginning July 1, 1959, in the table below:

Type of Expenditure	Average annual expenditure, Current Biennium	Proposed average annual expenditure July 1, 1959-June 30, 1961
Capital Improvements	\$ 283,750	\$ 9,981,590
Current State Purposes.....	64,618,616	75,184,020
State Aids to Local Communities	78,344,000	84,677,910
Total	<u>\$143,246,366</u>	<u>\$169,843,520</u>

The proposed total level of expenditure is about twenty-six million six hundred thousand dollars, or approximately eighteen point six percent above the rate of appropriations during the current biennium.

Slightly more than ten and one-half million dollars of the total increase of over twenty-six million dollars is accounted for by recommended increases in appropriations for the operation of State institutions and State services—almost nine million seven hundred thousand dollars of the increase would be in the form of investment in capital improvements at State institutions and for agencies engaged in supplying other vital services. Over six million three hundred thousand dollars of the recommended increase would go as State aids to local units of government, including schools.

Average annual appropriations for the fifty-seventh biennium, annual askings, and recommended annual appropriations for the fifty-eighth biennium, beginning July 1, 1959, are shown in "Exhibit A" of the Budget materials. You will note that the items in this exhibit are set up under major groups of related activities.

I should like to discuss, briefly, the major items in the proposed Budget.

EDUCATIONAL EXPENDITURES

Annual expenditures of almost seventy-seven and one-half million dollars are proposed for education during the fifty-eighth biennium, an increase of slightly more than twelve and one-half million dollars per year over appropriations during the fifty-seventh biennium. The proposed increase in expenditures for educational purposes accounts for forty-seven percent of the total increase in the Budget during the coming biennium.

State Aids for Education

An additional appropriation of seven hundred sixteen thousand four hundred ten dollars in State aid to schools is recommended, in order to permit Iowa's public schools to participate in the National Defense Education Act. The amounts recommended will permit Iowa to match grants available by the Federal government to encourage improved secondary educational programs, particularly in science, languages, and counseling.

Under the proposed Budget, direct aid in the form of funds to provide educational aid to orphans of veterans is also increased by seventeen thou-

sand dollars; aid to handicapped children by fifty thousand dollars; and an increase of forty thousand dollars per year in the form of direct aid for vocational rehabilitation is proposed.

Your attention is directed to the somewhat specialized problem which has developed in the Ames school district as a result of the heavy concentration of children of State employees. State-owned property, of course, is exempt from property taxation, thereby creating an abnormally low assessed value per child which, in turn, makes it difficult to issue bonds under existing limits.

This situation, it should be pointed out, has arisen because two major agencies of State government, and several Federal installations have been concentrated in a relatively small area. Some consideration should be given to the possibility of decentralization as one approach to the problem at hand, either by transfer of some of the activities now located in Ames—and/or by redirection of future expansion to less congested areas.

Higher Education

It is recommended that annual appropriations for salary, support and maintenance in institutions under the Board of Regents be increased from thirty-one million one hundred ninety-six thousand dollars per year to thirty-five million eight hundred forty-four thousand dollars per year—an increase of four million six hundred forty-eight thousand dollars. The proposed increases are designed primarily to permit the institutions of higher education to improve their salary position in order that they may attract and retain competent staff members, and meet the needs arising from increased enrollment.

Capital Improvements

In order to meet the more pressing needs for capital improvements at the institutions of higher education, it is recommended that the General Assembly appropriate seven million thirty-six thousand five hundred sixty-five dollars for each year of the biennium, for investment in utilities, classrooms, and other needed facilities at these institutions.

While the amount recommended will not meet all of the capital needs during the next ten years, it will go a long way toward meeting the more critical needs. The amount recommended covers all of the capital appropriations recommended two years ago, plus some additional items given top priority in the recommendations of the Board of Regents. It may be noted that recommended appropriations for capital improvements at Board of Regents institutions during the biennium beginning July 1, 1959, are almost equal to the total dollar volume of capital appropriations for these institutions for the entire period since July 1, 1947—a span of twelve years.

It is recommended that these appropriations be made immediately from the special reserve fund. This fund, which was set aside from the surplus accumulated during the World War II period and the immediate postwar years, was built up in part because it was not possible to make outlays to cover depreciation in facilities during these years. It is entirely appropriate, therefore, that the backlog of needs be met from the accumulated funds which were made possible by the failure to meet the very needs which are now recommended for appropriations.

Long Range Capital Improvement Program

In addition to the amounts recommended for immediate construction, I strongly urge the members of the General Assembly to enact legislation providing a sound, dependable method for meeting long range needs for capital outlays. As was suggested in the Inaugural Address, this program may take the form of authorization for revenue bonds, to be issued by the

Boards of Regents, with the annual service charges on such bonds being met from revenues received by the institutions; or a bill to authorize the issue of general obligation bonds by the State, which, of course, will require approval by the voters.

It is quite well recognized by all of us that a general revenue bond arrangement would entail additional property taxes. I am sure that the members of this General Assembly are no more inclined to impose additional property taxes for statewide purposes than I am to recommend such action. However, I should like to suggest that the Assembly give careful consideration to an arrangement whereby the State can derive the benefits of lower interest rates than would be possible with the revenue bond proposal, and, at the same time, avoid the necessity of a property tax levy. This could be done by enacting, in much the same form as the present Agricultural Land Tax credit, or Homestead Tax credit, a special "debt service tax credit," which would be applied as a uniform credit on all property, equal to the amount levied for the service of the general obligation bond indebtedness. To be sure, such a procedure would require some additional bookkeeping, but it would also save from three-quarters of one percent, to one percent on the interest rate at which the needed funds for long range capital improvements could be secured.

BOARD OF CONTROL INSTITUTIONS

Total annual appropriations of twenty million nine hundred forty-four thousand dollars are recommended for salary, support and maintenance, and capital improvements at institutions under the State Board of Control—an increase of four million eight hundred seventy-one thousand dollars per year over the appropriations during the current biennium.

Approximately two-thirds of the increase in appropriations for current operations would go for the four mental health institutions and the two State hospitals and schools at Glenwood and Woodward. It is recommended that the General Assembly appropriate five hundred thousand dollars per year for use in improvement of the State's mental health programs. This appropriation should be earmarked for program improvement and would be made available through action of the Budget and Financial Control Committee upon the recommendation of the Director of Mental Health and the approval of the Board of Control.

Total capital improvements of three million five hundred thousand dollars for the biennium, including one and one-half million dollars for the Soldiers Home at Marshalltown, are recommended.

Iowa has made commendable progress in the field of mental health during recent years. The Budget recommendations pertaining to the mental health programs are necessary to permit continued improvement in the quality of these programs, and a modest expansion in professional staff during the coming biennium.

DEPARTMENT OF PUBLIC SAFETY

Annual expenditures of four million six hundred thirty-five thousand dollars are recommended for the Department of Public Safety during the next biennium. The recommended level of expenditures represents an increase of four hundred seventy-seven thousand four hundred fifty-nine dollars per year over appropriations during the current biennium.

A substantial portion of the recommended increase for the Department of Public Safety is accounted for by the proposed expansion in activities of the Division of Accident Statistics and Public Liability. I urge favor-

able consideration for the proposed program to add nineteen new positions and suitable tabulating and record keeping equipment to provide more complete statistical information as a basis for safety programs.

The recommendation for the Department of Public Safety would also permit some additional personnel in the office of the State Fire Marshal. Additional obligations imposed by legislation enacted by the Fifty-seventh General Assembly require more personnel in this department, if the functions are to be properly performed.

ADMINISTRATIVE DEPARTMENTS

An increase of one million ninety-four thousand dollars in annual appropriations for administrative departments of State government is recommended for the fifty-eighth biennium.

In general, an increase of approximately ten percent has been recommended for all of the departments in order to permit needed salary adjustments and to recognize increased costs of supplies and other items of expense.

However, in four departments the recommended increases are substantially greater. In the Department of Agriculture, funds are recommended to provide for the installation of equipment to carry on programs authorized earlier. In the office of the Attorney General, provision is made for two additional assistants, in order to facilitate the operation of the office.

Appropriations for the operation of the central office of the Board of Control are substantially higher in the proposed Budget—in order to permit the hiring of a properly qualified director of penal affairs and a small staff; the transfer of the salary and other expenses of the Director of Mental Health programs from the individual institutions to the central office; and also to permit the transfer of the salary and expenses of the architect from the several institutions, to the central office. In some measure, the increases recommended for the Board of Control represent transfers from the individual institutions.

An increase of one hundred fifteen thousand dollars is also recommended for the Board of Parole, primarily to enable the board to employ ten additional parole agents and two stenographers. As indicated in the Inaugural Address, the parole agents now employed are carrying a heavier load than is consistent with effective rehabilitation of parolees. In my view, the additional appropriation recommended represents an extremely attractive investment, which will earn high returns in terms of human values and also in terms of reduced expenditures in the operation of the penal and correctional institutions.

MISCELLANEOUS STATE AIDS TO LOCAL COMMUNITIES

An increase in annual appropriations of ten thousand dollars is recommended for aids to county fairs, and an increase of one hundred fifty thousand dollars a year in aids to the state soil conservation commission.

In order to carry out the recommendation made earlier in connection with raising the minimum wages and salaries subject to the Iowa Public Employees Retirement System contribution by local governments, I am recommending an annual appropriation of four hundred fifty-five thousand dollars to meet the share of additional contributions by employing agencies of government. The purpose of this recommended appropriation is to prevent the additional contribution from falling on the property tax base while, at the same time, raising the rate of contribution to permit more adequate retirement benefits for public employees at all levels of government.

HOMESTEAD TAX CREDIT

It is estimated that twenty-eight million two hundred thousand dollars per year will be required to meet the obligations arising under the Homestead Tax credit. As you know, the Homestead Tax credit is paid under a standing unlimited appropriation and, therefore, the actual amount disbursed during the coming biennium can only be estimated at this time. On the basis of recent trends in Homestead Tax credit claims, it appears that annual requirements for this purpose will be two million one hundred seventy-five thousand dollars greater in each year of the coming biennium, than during the current biennium.

SOCIAL WELFARE PROGRAMS

It is recommended that total appropriations for the State's share of Social Welfare programs be made in the amount of twenty million six hundred fifteen thousand dollars per year during the coming biennium. This recommendation is two million seven hundred eighty thousand dollars—or about fifteen point six percent—above the level of appropriations during the current biennium.

The increases recommended are primarily to permit restoration of the level of benefit payments under the Aid to Dependent Children program, and to permit somewhat higher payments to nursing home cases under the Old Age Assistance program. Based on trends in recent months, and other factors, it may reasonably be expected that there will be an increase in the number of Aid to Dependent Children cases.

It is also recommended that the State appropriate two hundred fifty thousand dollars for each year of the coming biennium, in order to permit the establishment of an Aid to the Disabled program to meet the basic needs of individuals not now covered by assistance programs. The amount recommended would permit the program to become effective January 1, 1960, and would provide average monthly benefits of approximately seventy dollars.

I strongly urge the members of the General Assembly to give favorable consideration to the establishment of this new program. Such a program would provide vital assistance to certain groups of individuals, and at the same time, relieve counties of sole financial responsibility for public assistance to these individuals, by setting up an arrangement whereby the State and the Federal government would meet approximately three-fourths of the cost of the assistance.

TOTAL NON-EDUCATIONAL STATE AIDS

Under the recommendations set forth above, total non-educational forms of State aids to local communities would be increased from forty-four million nine hundred sixty-three thousand dollars per year in the current biennium, to fifty million five hundred thirty thousand dollars per year in the fifty-eighth biennium—an increase of five million five hundred sixty-seven thousand five hundred dollars. This increase in non-educational aids to local communities accounts for almost twenty-one percent of the total increase in the recommended budget for the next biennium.

MISCELLANEOUS SERVICES

It is proposed that appropriations for the category "miscellaneous services", as shown in Schedule Number One—be increased from two million four hundred thirty-eight thousand dollars per year in the current biennium—to four million twelve thousand dollars per year in the coming

biennium. Almost one hundred thousand dollars per year of this increase would go for salaries and expense of District Court Judges as established by statutory provision. An additional one hundred twenty-seven thousand five hundred dollars of the annual increase is required to maintain the State's share of expenses incurred in connection with the National Guard.

The major increase in miscellaneous service appropriations is accounted for by established and proposed supplements for teachers' pensions. The supplemental pension program enacted by the Fifty-seventh General Assembly will require an estimated four hundred fifty-two thousand four hundred dollars for each year of the next biennium; in addition, it is recommended that the Fifty-eighth General Assembly appropriate nine hundred fifty thousand dollars per year to permit an extension of the seventy-five dollar per month minimum pension program for the teachers retiring since 1953. As I have indicated earlier, proper financial provision for retired teachers will be of great assistance in holding experienced teachers in their positions in the public schools of Iowa. The proposed expenditure under both of these pension programs would enable the State to make a contribution to local school districts and thereby reduce the pressure on local property tax sources.

It should be pointed out that the program enacted by the Fifty-seventh General Assembly, as well as the program proposed here, will eventually require only very small amounts. By enacting these programs, therefore, we are not opening up a bottomless pit for future expenditures. Under the Iowa Public Employees Retirement System established in 1953, employees will accumulate sufficient credits to be entitled to a seventy-five dollars per month benefit after a reasonable period of coverage, even if the present contribution rate and minimum salary are left unchanged. The seventy-five dollar benefit level will, of course, be reached somewhat sooner if the earlier recommendation to raise the salary on which contributions are made from four thousand to four thousand eight hundred dollars per year is approved.

CAPITAL APPROPRIATIONS

Total capital appropriations of nineteen million nine hundred sixty-three thousand dollars are recommended for the Fifty-eighth biennium, equivalent to nine million nine hundred eighty-one thousand dollars for each year. For reasons already set forth, it is recommended that the capital appropriations be made from the special reserve, or so-called "rainy day fund".

Of the total capital appropriations of almost twenty million dollars for the biennium, fourteen million seventy-three thousand dollars would be for facilities at institutions under the Board of Regents, and three and a half million dollars for improvements at institutions under the Board of Control.

Miscellaneous capital appropriations include four hundred sixty-three thousand five hundred dollars to the Custodian of State Capitol buildings and grounds, to permit necessary repairs, modernization, and improvements in the Statehouse and other buildings; two hundred fifty thousand dollars to the State Fair Board to permit construction of a new dormitory at the State Fair Grounds; three hundred eighty-eight thousand seven hundred fifty dollars for National Guard armories and other facilities; two hundred forty-six thousand eight hundred dollars for installations in the Division of Radio Communications of the Department of Public Safety; and nine hundred thirty-seven thousand dollars for the construction of a micro-wave network for the Division of Radio Communications. The micro-wave installations would also serve the Highway Commission and certain civil defense functions.

It will be noted that no specific recommendations are made for capital appropriations for the Conservation Commission. Although the Commission

requested capital appropriations of three million three hundred fifty-three thousand dollars, the proposed capital improvement program was not sufficiently specific to justify a formal recommendation in the Budget message.

However, some capital improvement appropriations should probably be made for Conservation Commission projects. Therefore, it is recommended that the General Assembly give careful consideration to the requests of the Commission and make such appropriations as can be fitted within the general revenue framework presented below.

In connection with appropriations for the Conservation Commission, I also urge the General Assembly to set up a system of annual fees for the use of our State parks, with the revenues earmarked for use by the Commission in maintenance and/or capital improvements.

Finally, a capital appropriation of one hundred four thousand dollars for the biennium is recommended for institutional roads under the Board of Regents.

SUMMARY: PROPOSED EXPENDITURES

The recommended expenditures presented above have been based upon requests submitted by the various agencies and departments of State government, a careful analysis of the needs of the various services—and the taxable capacity of the State of Iowa.

It is not expected, of course, that the General Assembly in its collective judgment will arrive at precisely the same detailed estimates of needs as those presented here. However, I would again call to your attention the fact that total expenditures must be matched by past, present, or future taxation, and that the citizens of Iowa are already making a heavy contribution for the support of State and local government operations.

I urge the General Assembly, in the interest of those who pay taxes, to adopt an attitude of restraint in their action on appropriations. Through a policy of restraint, tempered with careful consideration of the real needs of the various departments, we can cooperatively achieve that which is necessary for the maintenance of essential services, and, at the same time, show consideration for the unrepresented citizens who are called upon to foot the bill for what we will here enact in the way of appropriations.

RECOMMENDED SOURCES OF REVENUE

1. REVENUES UNDER EXISTING STATUTES

Rapid expansion in the Iowa economy, in retail sales and in personal income, have produced record yields from existing taxes during the current biennium. For the biennium as a whole, receipts of the general fund will total slightly more than two hundred eighty-nine million dollars, according to conservative estimates—or approximately three million dollars more than appropriations during the two-year period ending next June 30; as a result, the unencumbered balance in the general fund will be in excess of forty-four million dollars on June 30, 1959.

There is every indication that the growth in revenue will continue during the coming biennium. Estimated receipts from sales taxes have been based on an assumed rate of growth of four percent per year; the actual rate of growth during recent months has been in excess of six percent. It has been assumed, also, that revenues from personal and corporate net income taxes will increase by approximately five percent per year, as a result of business growth and expansion, and continued economic recovery from the recession of 1957-58.

It is estimated that general fund revenues during the biennium beginning July 1, 1959, will average almost one hundred fifty-five million dollars per year—or approximately fifteen million dollars per year less than the recommended appropriations of one hundred sixty-nine million eight hundred forty-three thousand dollars per year. It is proposed that approximately ten million dollars per year (the recommended investment in capital improvements) be appropriated from the special reserve fund. This will require additional taxes of approximately five million dollars per year for the coming biennium.

2. ALTERNATIVE SOURCES OF ADDITIONAL REVENUES

It is a cardinal principle of State and local finance that revenues to provide for current expenditures, including State aids to local communities, should be covered from current revenues. The recommendations presented below give full recognition to this principle.

Rather than present a single set of recommendations on revenue sources for the coming biennium, I have chosen to present to the General Assembly four sets of recommendations. In presenting alternatives—rather than a single recommended source of revenue—it is my desire to avoid any implication that the Executive branch is attempting to restrict the General Assembly to any one form of taxation in meeting the revenue needs during the coming biennium. Any one of the proposals would more than cover current outlays, and provide varying margins over and above current expenditures, to be applied to investment in capital improvements.

RECOMMENDATION NUMBER 1 (SEE EXHIBITS B-1 AND BB-1)

Proposal number one would raise the additional revenues needed to meet current outlays by increasing the effective individual income tax rate from seventy-five to ninety percent of the so-called one hundred percent rate. This would produce an increase in average annual revenue of six million six hundred thousand dollars per year during the coming biennium.

Under this proposal, only eight million three hundred thousand dollars per year—or sixteen million six hundred thousand dollars for the biennium—would be used from special reserve balances in the General Fund for investment in capital improvements.

On the basis of current revenue estimates and proposed expenditures, recommendation number one would result in an unencumbered balance in the General Fund of twenty-seven million four hundred nineteen thousand dollars on June 30, 1961.

RECOMMENDATION NUMBER 2 (SEE EXHIBITS B-2 AND BB-2)

Under the second proposal, additional tax revenues of almost five million dollars per year would be raised by increasing the cigarette tax from three cents to four cents per package, and restoring the personal income tax rates to the level prevailing from July 1, 1955, through June 30, 1957.

Twenty-eight of the forty-three states imposing taxes on cigarettes levy a rate higher than the three cents now imposed by Iowa; four of the six states bordering Iowa already impose a higher rate than is imposed in Iowa. For this reason, I recommend for your serious consideration an increase in the cigarette tax rate from three cents to four cents. During the coming biennium this would produce average annual revenues of approximately two million eight hundred thousand dollars per year.

Under the second proposal, tax revenues would be approximately equal to current expenditures for State purposes and current aids to local government; under this proposal, the reduction in General Fund balances would be a little more than nine million nine hundred thousand dollars per year—or nineteen million eight hundred thousand dollars for the biennium.

Proposal number two should be considered as a bare minimum necessary to finance proposed expenditures during the coming biennium. Fiscal prudence would suggest adoption of one of the other three proposals.

With the expenditures proposed in the earlier part of this address, and the tax program proposed in recommendation number two, the balance in the General Fund at the end of the next biennium would be twenty-four million two hundred thousand dollars, which should be considered the minimum necessary for a working balance.

RECOMMENDATION NUMBER 3 (SEE EXHIBITS B-3 AND BB-3)

The third revenue proposal is similar to proposal number two, with the exception of the recommended restoration of the corporate net income tax rate to the three percent level. Under proposal number three, additional revenue would average six million seven hundred eighty-five thousand dollars per year. The higher tax revenues in proposal number three would reduce the amount needed from the General Fund during the fifty-eighth biennium to approximately eight million one hundred sixteen thousand dollars per year.

Under the tax proposals contained in recommendation number three, the estimated balance at the end of the next biennium would amount to twenty-seven million seven hundred eighty-nine thousand dollars.

RECOMMENDATION NUMBER 4 (SEE EXHIBITS B-4 AND BB-4)

The fourth proposed set of recommendations for additional revenue needed in the fifty-eighth biennium provides for an increase of one cent per package in the cigarette tax, and the adoption of a three factor formula for the determination of corporate net income subject to taxation in the State of Iowa; under this set of recommendations the corporate net income tax rate would remain at two percent.

The Iowa corporate net income tax rate is the lowest of any of the states employing this type of taxation. Moreover, the method used in allocating income of multi-state corporations for taxation in Iowa is the most restrictive found in any state levying a corporate net income tax. Under present Iowa law, corporations are taxable only on that fraction of their net income equal to the ratio of sales for ultimate use in Iowa, to total sales of the corporation. Under this unique allocation formula, some of our largest corporations make only nominal contributions to the costs of government in Iowa, where the major share of their employees live, and where most of their operations are carried on.

For example—in a study covering taxes paid for the year 1955—ten large retail and wholesale businesses, with total profits of two million three hundred seventy-five thousand dollars—paid Iowa corporate income taxes of fifty-three thousand four hundred three dollars. A high percentage of the sales of these establishments are made in Iowa, and therefore these firms pay the tax on virtually all of their net income.

In contrast, seven of the larger manufacturing establishments in the State, with net profits of twenty million six hundred nineteen thousand dollars (approximately nine times as large as the profits of the ten

retail and wholesale corporations), paid corporate income taxes of only twenty-four thousand five hundred dollars to the State of Iowa—only two-fifths as much tax on nine times as much net income.

Under the recommended three-factor allocation formula, the tax liability of the retail and wholesale establishments would have been increased by only a very small amount—fifteen hundred dollars. However, the State income tax liability of the manufacturing establishments would have been three hundred fifty thousand dollars greater under the proposed three-factor allocation formula. However, approximately one-half of the increased income tax liability would have been offset by a reduction in federal income tax liability.

The present method of allocating income in Iowa is grossly unfair and inadequate. It does not seem to me to be equitable to impose a heavier effective tax rate on small mercantile corporations and local manufacturing corporations, than on some of our larger corporations with vastly greater incomes. Therefore, I respectfully urge you to give favorable consideration to a change in the method of determining the share of corporate income subject to tax in Iowa.

Under the revenue measures proposed in recommendation number four, the estimated unencumbered balance in the General Fund of the State of Iowa would be approximately twenty-six million eight hundred thousand dollars on June 30, 1961.

SOME GENERAL RECOMMENDATIONS ON TAX POLICY

The Iowa personal income tax, even at the full one hundred percent rates—which are not required to meet our revenue needs during the coming biennium—imposes one of the lowest rate structures of any of the State personal income taxes. The Iowa personal income tax also provides for a reasonably high level of exemption through a system of personal credits against tax liability. For this reason, I urge the General Assembly to resist efforts now being made to allow double deductions, or to increase standard deductions for certain categories of taxpayers. These efforts simply reflect further attempts to undermine the tax base and to thereby necessitate higher rates on remaining taxable income in order to make up the revenue deficiencies arising from exemptions.

I would also urge the General Assembly to retain the present system of allowing credits against income tax liability for each member of the taxpayers' household, rather than the Federal plan of deduction of a specified amount of income in the determination of net taxable income. I would point out to you that the personal credit is worth the same to each taxpayer, regardless of his income. However, with a six hundred dollar deduction, the deduction would be worth four dollars fifty cents to the taxpayer falling in the lowest income bracket—while the same six hundred dollars would result in a tax reduction of twenty-two dollars fifty cents to taxpayers with net taxable income of four thousand dollars and over. In view of the very modest rate of progression which we have in our tax structure, I strongly urge that this limited degree of progressivity not be reduced by shifting from the tax credit to the deduction from income method of making allowances for the number of dependents claimed by each taxpayer.

FURTHER REVENUE POSSIBILITIES

In your deliberations on matters of revenue, there are several other suggestions which I should like to make, although I do not present them as formal recommendations.

I would again call your attention to the revenue potential of the legislation of sales of alcoholic beverages in less than bottle quantities. While the exact amount of revenue to be obtained from this source will depend upon the specific type of legislation enacted, conservative estimates indicate that from six to eight million dollars could be obtained through licenses and a ten percent tax on the sale of such beverages. In addition, we might reasonably expect increased revenue from sales and income taxes, and the operating profits of the State liquor monopoly, through better enforcement and collection made possible by a recognition of reality.

I realize full well that the type of control to be placed on the distribution and sale of alcoholic beverages should probably not be determined solely on the basis of revenue. But the present system has demonstrated weaknesses, and it seems to be rather ridiculous that we should continue to allow to go untaxed prevailing practices in the State of Iowa.

An increasing number of states levying personal income taxes have adopted a system of withholding wage and salary incomes, and pre-payment on other types of income. The experience of other states demonstrates quite consistently that additional revenues of some eight to twelve percent of previous collections usually result from the adoption of withholding. If this experience were repeated in the State of Iowa, it would mean that we would gain from two and one-half—to four million dollars per year in revenues not now being collected.

It is recognized that withholding would impose some additional burdens on employers, and, for this reason, the withholding system should be given extremely careful examination. The more nearly it can be made to conform to the Federal system, the easier it will be for employers to handle the additional withholding that will be required by the use of this collection device for the State income tax.

Finally, I should like to again call to the attention of the General Assembly the economies available from reorganization of State government. Earlier I have proposed three specified reorganization measures, as well as the enactment of a general reorganization act under which the Executive branch could develop reorganization plans for submission to later sessions of the General Assembly. If the long run upward trend in governmental expenditures is to be halted, or kept within reasonable bounds, it will be necessary to make improved use of every dollar of tax revenue.

Thank you.

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

McNeal of Wright moved that the joint convention be now dissolved.

Motion prevailed.

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

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 110, a bill for an act to amend sections five hundred twenty-nine point three (529.3), five hundred twenty-nine point four (529.4) and five hundred twenty-nine point twelve (529.12), Code 1958, relating to installment loans by banks so as to enable banks to more fully develop home improvement and property development loan programs; and to regulate the advertising thereof.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 110 by striking section 3 thereof.

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend line 6 of the title by striking all after the word "programs" and inserting in lieu thereof a period (.).

The amendment was adopted.

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

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

Ayes, 43:

Boothby	Fisher	Long	Ringgenberg
Buck	Frommelt	Lynes	Schroeder
Butler	Getting	Miller	Scott
Byers	Gillespie	Moore	Shaff
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Connor	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Prentis	Vance
Elijah	Hill	Prince	Walker
Eppers	Hoschek	Putney	Weber
Evans	Hoxie	Rigler	

Nays, 1:

Wolf

Absent or not voting, 6:

Gilmour	McCurdy	Potter	Price
Hoffman	Mincks		

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

On motion of Senator Dykhouse, Senate File 114, a bill for an act relating to dispossession of owner in eminent domain proceedings, was taken up and considered.

Senator Miller offered the following amendment filed by Senators Miller and Nolan:

Amend Senate File 114, section 1, line 4, by inserting after the word "highways" the following: "under the interstate system".

COMMITTEE OF THE WHOLE

On motion of Senator Nolan, the Senate resolved itself into a committee of the whole.

The Senate arose from the committee of the whole and resumed regular session.

Senator Miller offered the following amendment, filed by Senators Miller and Nolan, and moved its adoption:

Amend Senate File 114, section 1, line 4, by inserting after the word "highways" the following: "under the federal interstate and defense highway system".

The amendment was adopted.

Senator Miller asked and received unanimous consent to withdraw the amendment previously filed by Senators Miller and Nolan.

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

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

Ayes, 29:

Boothby	Evans	Henry	Putney
Buck	Fisher	Hoschek	Rigler
Butler	Getting	Hoxie	Scott
Byers	Gillespie	Lynes	Stuart
Dewel	Grimstead	McCurdy	Turner
Dykhouse	Hansen	Nolan	Vance
Elijah	Harbor	Price	Weber
Eppers			

Nays, 21:

Coleman	Long	O'Malley	Schroeder
Edelen	Miller	Potter	Shaff
Frommelt	Mincks	Prentis	Shoeman
Gilmour	Moore	Prince	Walker
Hill	O'Connor	Ringgenberg	Wolf
Hoffman			

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.

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 Senate is asked:

Senate File 74, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 74

Amend section 1, line 1, by striking therefrom "July 1, 1958" and inserting in lieu thereof the following: "January 1, 1959".

HOUSE AMENDMENT CONSIDERED

Senator Lynes called up for consideration Senate File 74, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations, amended by the House.

Senator Lynes asked and received unanimous consent that action on House amendment to Senate File 74 be deferred.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 139 Governmental affairs
- S. F. 140 Water rights
- S. F. 141 Ways and means
- S. F. 142 Cities and towns
- S. F. 143 Schools and educational institutions
- S. F. 144 Labor
- S. F. 146 Public health
- S. F. 147 Transportation
- S. F. 148 Schools and educational institutions
- S. F. 149 Judiciary 2
- S. F. 151 Cities and towns
- S. F. 155 Highway safety
- S. F. 156 Tax revision
- S. F. 157 Ways and means
- S. F. 158 Tax revision
- S. F. 159 Insurance
- S. F. 160 Compensation of public officers and employees
- S. F. 161 Public health
- S. F. 162 Judiciary 1
- S. F. 163 Judiciary 1
- S. F. 164 Judiciary 1
- S. F. 165 Judiciary 1
- S. F. 166 Governmental affairs
- S. F. 167 Insurance
- S. F. 169 Judiciary 2
- S. F. 170 Judiciary 1
- S. F. 171 Schools and educational institutions

S. F. 172 Judiciary 2
S. F. 173 Judiciary 1
H. F. 6 Highway safety
H. F. 16 Highway safety
H. F. 29 Agriculture
H. F. 47 Judiciary 1
H. F. 48 Agriculture
H. F. 156 Tax revision
H. F. 157 Tax revision

AMENDMENT FILED

- 1 Amend Senate File 123, section 2, (c), line 11, by adding
- 2 the words "or appointive" after the word "elective".

RAYMOND R. GILLESPIE.

On motion of Senator Schroeder, the Senate adjourned until 10:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, JANUARY 30, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Ellis Webb, pastor of the Methodist Church, Anamosa, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Walker for the day on request of Senator Butler.

PETITIONS AND MEMORIALS

By Senator Prince, from thirteen residents of Audubon County urging control of advertising on federal highways.

By Senator Ringgenberg, from sixteen residents of Story County in opposition to liquor by the drink.

INTRODUCTION OF BILLS

Senate File 174, by Senator Prentis, a bill for an act to amend section four hundred seventy-two point thirty-three (472.33), Code 1958, regarding attorney fees on appeals from the awards made by condemnation commissioners.

Read first and second times and passed on file.

Senate File 175, by Senator Walker, a bill for an act to amend section three hundred thirteen point four (313.4), Code 1958, relating to expenditures from the primary road fund.

Read first and second times and passed on file.

Senate File 176, by Senator Dykhouse, a bill for an act to amend section three hundred fourteen point nine (314.9), Code 1958, relating to entry on private property for the purpose of making surveys for highways.

Read first and second times and passed on file.

Senate File 177, by Senators O'Malley and Stuart, a bill for an act authorizing the state board of regents to acquire, purchase, lease, construct, equip, improve, repair and remodel buildings or structures, including additions to buildings or structures, necessary or useful for carrying on the educational programs and extracurricular student

activities at the state university of Iowa, the Iowa state college of agriculture and mechanic arts and the Iowa state teachers college, to acquire, lease and improve property therefor, to establish and collect building fees from students attending said institutions and to borrow money and issue debentures to pay the cost of such facilities in anticipation of the collection and secured by a pledge of all or any part of such building fees.

Read first and second times and passed on file.

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

HOUSE CONCURRENT RESOLUTION 6

Whereas, the distinguished National Commander of The American Legion, Mr. Preston J. Moore, of Stillwater, Oklahoma, will be in Des Moines, Iowa, on the 23rd of February, 1959; therefore,

Be It Resolved by the House, the Senate Concurring, that an invitation be extended to Mr. Moore to address a joint convention of both houses at 11:00 a.m., on Monday, February 23, 1959.

The motion prevailed and the resolution was adopted.

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

SENATE CONCURRENT RESOLUTION 8

By Dewel

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

Whereas, many members will absent themselves from the legislative halls during that time to attend services in their respective churches;

Therefore, Be It Resolved by the Senate, the House Concurring: That a special recess be held on Good Friday afternoon, March 27, 1959, 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.

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

SENATE CONCURRENT RESOLUTION 9

By Schroeder

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday and,

Whereas, this year the Great Emancipator's birthday falls on Thursday, February 12;

Now, Therefore, Be It Resolved by the Senate the House Concurring, that the Senate and House of the Fifty-eighth General Assembly meet in joint convention on Thursday, February 12, at 11:00 a.m., and,

Be It Further Resolved, that President J. Raymond Chadwick of Iowa Wesleyan College at Mount Pleasant and the Honorable William E. Darrington, present Representative from Harrison County, be invited to address the joint convention, and,

Be It Further Resolved, that the Iowa Wesleyan College Chapel players be invited to present "The Lonesome Train" for the occasion.

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 concurred in the Senate amendment to House File 67 and passed the following bill in which the concurrence of the House was asked:

House File 67, a bill for an act relating to teachers' retirement allowance payments, and making an appropriation therefor.

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

House Concurrent Resolution 7, providing for a joint convention of the Fifty-eighth General Assembly on February 12, at 11:00 a.m., for the purpose of observing the birthday of Abraham Lincoln.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 7

Whereas, it has been customary over the years past to hold a memorial service on Lincoln's birthday;

Be It Resolved by the House, the Senate Concurring, that the House and Senate of the Fifty-eighth General Assembly meet in joint convention Thursday morning, February 12, at 11:00 a.m., and,

Be It Further Resolved, that the Honorable William E. Darrington, present Representative from Harrison County, who has been a student of the life of Lincoln for many years, be invited to address the joint convention.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 116, a bill for an act relating to rounding of corners on establishment of highways, was taken up and considered.

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

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

Ayes, 42:

Boothby	Elijah	Hansen	Long
Buck	Eppers	Harbor	Lynes
Butler	Fisher	Henry	McCurdy
Byers	Frommelt	Hill	Miller
Dewel	Getting	Hoffman	Moore
Dykhouse	Gillespie	Hoschek	Nolan
Edelen	Gilmour	Hoxie	O'Connor

Potter	Rigler	Shaff	Turner
Prentis	Ringgenberg	Shoeman	Vance
Price	Schroeder	Stuart	Weber
Putney	Scott		

Nays, 5:

Coleman	Mincks	O'Malley	Wolf
Grimstead			

Absent or not voting, 3:

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

On motion of Senator Elijah, Senate File 117, a bill for an act to amend section five hundred twenty-eight point fifty-one (528.51), Code 1958, relating to bank offices, to permit any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks, was taken up and considered.

Senator Elijah asked and received unanimous consent that House File 124 be substituted for Senate File 117.

On motion of Senator Elijah, House File 124, a bill for an act to amend section five hundred twenty-eight point fifty-one (528.51), Code 1958, relating to bank offices, to permit any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Putney	

Nays, none.

Absent or not voting, 3:

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

Senator Elijah asked and received unanimous consent that Senate File 117 be withdrawn from further consideration of the Senate.

On motion of Senator Dykhouse, Senate File 121, a bill for an act relating to county secondary road budgets, was taken up and considered.

Senator Dykhouse offered the following amendment and moved its adoption :

Amend Senate File 121 as follows:

Amend section 3, line 4, by striking the comma.

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:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf

Nays, none.

Absent or not voting, 2:

Evans Walker

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

On motion of Senator Putney, House File 99, a bill for an act to amend chapter one hundred nine (109), Code 1958, to make it illegal for nonresidents to take turtles or crayfish in Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 99, section 1, line 4, by inserting after the word "method" the following: "for commercial purposes".

The amendment was adopted.

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

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

Ayes, 46:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Malley	Shoeman
Dykhouse	Henry	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt	Lynes		

Nays, 2:

Long O'Connor

Absent or not voting, 2:

Evans Walker

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

SPECIAL ORDER

Senator Hoxie asked and received unanimous consent that Senate Files 124 and 125 be made a special order of business for Wednesday, February 4, at 10:30 a.m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 67.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 67.

AMENDMENTS FILED

- 1 Amend Senate File 54 as follows:
- 2 Amend section 1, line 4, by striking the word
- 3 "twenty-five (25)" and substituting the word
- 4 "eighteen (18)".

CARROLL PRICE.

1 Amend Senate File 132 by adding a new section following
 2 section 2:
 3 "This Act being deemed of immediate importance shall be in
 4 full force and effect from and after its passage and publication
 5 in the Creston News-Advertiser, a newspaper published at Creston,
 6 Iowa, and The Daily Times, a newspaper published at Davenport,
 7 Iowa."

X. T. PRENTIS.

AMENDMENT TO THE RULES OF THE SENATE

1 Amend Rule 33 by adding the following:
 2 "Except that when a bill has passed the House
 3 and has been referred to the appropriate committee
 4 of the Senate, such committee shall report out such
 5 bill, together with its recommendation for passage,
 6 amendment and passage, or without recommendation,
 7 in order that such bills may be considered and voted
 8 upon by the Senate; and this without delay, follow-
 9 ing the expiration of the fifteen days herein
 10 stipulated. This rule shall be binding upon the
 11 sifting committee when constituted as well as upon
 12 the regularly appointed committees. The sifting
 13 committee may, in order to comply with this rule,
 14 in the closing days of a legislative session report
 15 out House bills in a time less than the fifteen (15)
 16 days required herein."

EUGENE M. HILL.
 CHARLES F. EPPERS.
 MELVIN H. WOLF.
 GEORGE E. O'MALLEY.
 JOE COLEMAN.
 WALTER E. EDELEN.
 C. EDWIN GILMOUR.

LYNN POTTER.
 CARL HOSCHER.
 PETER F. HANSEN.
 R. G. MOORE.
 JAKE B. MINCKS.
 JOHN J. O'CONNOR.
 ANDREW FROMMELT.

On motion of Senator Schroeder, the Senate adjourned until 11:00
 a.m., Monday, February 2, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 2, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Lester L. Moore, pastor of the Methodist Church, Manning, Iowa.

PETITIONS AND MEMORIALS

By Senator Shoeman, from one hundred seventy-six residents of Adair and Cass Counties urging a survey of the proposed Lake Anita site.

INTRODUCTION OF BILLS

Senate File 178, by Senator Elijah, a bill for an act to declare National TTT Society a corporation, not for pecuniary profit and to confer upon such society all of the powers and duties relating to such corporation.

Read first and second times and passed on file.

Senate File 179, by Senator O'Malley, a bill for an act relating to the issuance of county bonds to finance the cost of applying a concrete, asphaltic concrete, or bituminous surface to secondary roads in counties with a population of over two hundred thousand (200,000).

Read first and second times and passed on file.

Senate File 180, by Senator Schroeder, a bill for an act to authorize the establishment of a Mississippi River parkway planning commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the location, planning and construction of the Mississippi River parkway and to authorize the appointment of a parkway planning commission and to make and appropriation for expenses of said Mississippi River parkway planning commission.

Read first and second times and passed on file.

Senate File 181, by Senator Rigler, a bill for an act to amend chapters four hundred eighty-eight (488), four hundred eighty-nine (489), and four hundred ninety (490), Code 1958, relating to construction of telephone, telegraph, electrical transmission lines, and

pipe lines along highways in the national system of interstate and defense highways.

Read first and second times and passed on file.

Senate File 182, by Senators Gillespie, Scott, Coleman, Putney, Henry and Edelen, a bill for an act to levy a tax on certain mineral products and to allocate the tax so collected.

Read first and second times and passed on file.

Senate File 183, by Senators Frommelt and Butler, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.

Read first and second times and passed on file.

Senate File 184, by Senator Coleman, a bill for an act to include sunflowers, except the garden variety, in the category of secondary noxious weeds.

Read first and second times and passed on file.

Senate File 185, by Senators Shaff and Schroeder, a bill for an act for the creation of an Iowa public service commission, to define the powers, duties, and jurisdiction of such commission, and to transfer the duties of the Iowa state commerce commission, abolished by this act, to the public service commission herein created.

Read first and second times and passed on file.

Senate File 186, by Senators Coleman, Butler, Walker, O'Malley, Ringgenberg and Hill, a bill for an act to provide for the dredging and improvement of North Twin Lake in Calhoun County, Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

President pro tempore Lynes took the chair at 11:25 a.m.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 132, a bill for an act to repeal and abolish the special reserve fund of the state, was taken up and considered.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 132 by adding a new section following section 2:

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

Advertiser, a newspaper published at Creston, Iowa, and The Daily Times, a newspaper published at Davenport, Iowa.”

The amendment was adopted.

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

On the question “Shall the bill pass?” the vote was:

Ayes, 47:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Miller	Scott
Byers	Grimstead	Mincks	Shaff
Dewel	Hansen	Moore	Shoeman
Dykhouse	Harbor	Nolan	Stuart
Edelen	Henry	O'Connor	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoffman	Price	Walker
Evans	Hoschek	Prince	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt	Long	Rigler	

Nays, 3:

Coleman	O'Malley	Potter
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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 Prentis moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Prentis asked and received unanimous consent that Senate File 132 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoxie, Senate File 145, a bill for an act providing for yield of right of way in lieu of a complete stop by motor vehicles at certain intersections, was taken up and considered.

Senator Hoxie asked and received unanimous consent that action on Senate File 145 be deferred and that the bill be placed on the calendar under “Unfinished Business”.

On motion of Senator Stuart, Senate File 152, a bill for an act relating to judicial conferences, was taken up and considered.

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

On the question “Shall the bill pass?” the vote was:

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

EXECUTIVE SESSION

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

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

Senate Concurrent Resolution 8, providing that a special recess be held on Good Friday afternoon, March 27, during the hours of twelve to three o'clock.

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

Senate Concurrent Resolution 9, providing for a joint convention of the Fifty-eighth General Assembly in commemoration of the birthday of President Lincoln and that President J. Raymond Chadwick of Iowa Wesleyan College and the Honorable William E. Darrington, Representative from Harrison County, be invited to address the joint convention.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 3, a bill for an act relating to the labeling 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 17, a bill for an act to include domestic pheasants among birds which can be used as targets to train hunting dogs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 34, a bill for an act relating to attorney's fees in criminal cases.

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 the bounty on rattlesnakes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 75, a bill for an act relating to communication with others by persons arrested, restrained, or about to be moved beyond the boundaries of this state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 138, a bill for an act to repeal section one hundred nine point fifty (109.50), Code 1958, relating to the possession, buying or selling of the skins or plumage of birds and to enact a substitute in lieu thereof.

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 to permit the retention of certain balances in the funds appropriated for the welfare program administered by the state board of social welfare.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 3, a bill for an act relating to the labeling and sale of dairy products.

Read first and second times and passed on file.

House File 17, a bill for an act to include domestic pheasants among birds which can be used as targets to train hunting dogs.

Read first and second times and passed on file.

House File 34, a bill for an act relating to attorney's fees in criminal cases.

Read first and second times and passed on file.

House File 40, a bill for an act relating to the bounty on rattlesnakes.

Read first and second times and passed on file.

House File 75, a bill for an act relating to communication with

others by persons arrested, restrained, or about to be moved beyond the boundaries of this state.

Read first and second times and passed on file.

House File 138, a bill for an act to repeal section one hundred nine point fifty (109.50), Code 1958, relating to the possession, buying or selling of the skins or plumage of birds and to enact a substitute in lieu thereof.

Read first and second times and passed on file.

House File 168, a bill for an act to permit the retention of certain balances in the funds appropriated for the welfare program administered by the state board of social welfare.

Read first and second times and passed on file.

RESIGNATION OF EMPLOYEE

Senator Byers announced the resignation of Mary Taylor of Polk County as his committee clerk, effective January 30, 1959.

APPOINTMENT OF EMPLOYEES

Senator Byers announced the appointment of Helen Barlow of Polk County as his committee clerk, effective February 2, 1959.

Senator Putney announced the appointment of Josephine Prince of Polk County as a clerk in the law library on the joint legislative payroll effective Monday, February 2, 1959.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 174	Judiciary 1
S. F. 175	Tax revision
S. F. 176	Judiciary 1
S. F. 177	Schools and educational institutions
S. F. 178	Judiciary 2
S. F. 179	Highways
S. F. 180	Governmental affairs
S. F. 181	Public utilities
S. F. 182	Tax revision
S. F. 183	Banks, building and loan
S. F. 184	Agriculture
S. F. 185	Governmental affairs
S. F. 186	Conservation
H. F. 3	Agriculture
H. F. 17	Conservation

H. F. 34 Judiciary 1
 H. F. 40 Tax revision
 H. F. 75 Judiciary 1
 H. F. 138 Judiciary 2
 H. F. 168 Appropriations

REPORTS OF COMMITTEE

Senator Butler submitted the following report:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 27**, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GUY G. BUTLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on manufacturing, commerce and trade to which was referred **Senate File 77**, a bill for an act to repeal statute requiring governing body of state or county to use Iowa coal, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GUY G. BUTLER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 34 as follows:
- 2 1. Strike lines 5 through 8 of section 1,
- 3 and insert in lieu thereof the following:
- 4 "Any person continuously residing in this state for a
- 5 period of two (2) years without being notified by the county
- 6 in which he is residing that he must obtain any poor relief
- 7 required from the state shall acquire settlement in that
- 8 county; but if such person has been so notified, then such
- 9 settlement can only be acquired after such person has resided
- 10 in any one county for a continuous period of two (2) years
- 11 without being so notified by that county. Provided that if the
- 12 state department of social welfare finds that a person so
- 13 notified is self-supporting (or is being adequately supported
- 14 from private sources) and has remained so for a continuous
- 15 period of one (1) year immediately preceding the finding
- 16 while residing in said county, such person shall acquire
- 17 settlement in that county; and provided further that no poor
- 18 relief shall be provided by either the county or the state
- 19 unless the person concerned has continuously resided in this
- 20 state for a period of one (1) year.
- 21 Before making such finding, the department shall give the
- 22 county concerned written notice of its proposed finding and an
- 23 opportunity for a hearing not less than thirty (30) days from
- 24 the date of mailing such notice.
- 25 Poor relief received by any person notified by a county as

26 hereinabove provided shall be paid for in full by the state
27 department of social welfare. If such relief has been first
28 paid for by the county concerned, then the county shall be
29 credited (or reimbursed) by the department with the amount of
30 the costs so incurred."

31 2. Strike lines 1 through 4 of section 3

32 and insert in lieu thereof the following:

33 "Section two hundred fifty-two point eighteen (252.18), Code
34 1958, is hereby repealed.

35 "Section two hundred fifty-two point twenty (252.20), Code
36 1958, is hereby amended by striking lines seventeen (17)
37 through nineteen (19) and inserting in lieu thereof the
38 following: 'settlement except as provided in section two
39 hundred fifty-two point sixteen (252.16).'"

40 3. Amend section 6 by adding the following at the end
41 thereof:

42 "Provided that nothing herein shall preclude the county,
43 where the settlement is, from being credited (or reimbursed)
44 by the state department of social welfare as provided in
45 section two hundred fifty-two point sixteen (252.16)."

JACK MILLER.

1 Amend Senate File 40 as follows:

2 1. By striking all after the enacting clause and in-
3 serting in lieu thereof the following:

4 "Section 1. Section three hundred forty-seven point
5 seven (347.7), Code 1958, is hereby amended by striking
6 from line five (5) thereof the word 'twelve' and inserting
7 in lieu thereof the word 'seventeen'."

8 2. Amend lines 1 and 2 of the title by striking

9 "three hundred forty-seven point two (347.2)" and inserting
10 in lieu thereof "three hundred forty-seven point seven
11 (347.7)".

NORVAL B. EVANS.

1 Amend Senate File 80 by adding a new section following
2 section 2:

3 "Section four hundred fifty-five A point thirty-six
4 (455A.36), Code 1958, is amended by striking from
5 line thirteen (13) the word, "on" and inserting in lieu
6 thereof the words, "after an investigation or".

FRANK M. HOXIE.

1 Amend Senate File 124 as follows:

2 Amend section 1, line 4, by striking the word
3 and figure "seventy (70)" and inserting in lieu thereof
4 the word and figure "seventy-five (75)".

JOHN D. SHOEMAN.
GENE L. HOFFMAN.

1 Amend Senate File 145 as follows:

2 Amend the title by striking all after the word "way" and
3 inserting in lieu thereof the word "signs".

FRANK M. HOXIE.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 3, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Elmer E. Johnson, pastor of the St. Luke's Episcopal Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Elijah, from twelve residents of Jackson County, members of the Sabula Volunteer Fire Department, favoring a firemanship and civil defense training center.

By Senator Hansen, from twenty-eight residents of Greene County in opposition to a referendum on liquor by the drink.

By Senator Prince, from thirty-two residents of Guthrie County in opposition to liquor by the drink.

By Senator Shoeman, from one hundred twenty-two residents of Adair and Cass Counties urging a survey for the proposed Lake Anita site.

COMMUNICATION

The Chair announced the receipt of a communication from the Governor calling attention to his special message on income tax revision, copy of which has been placed on the desks of the Senators.

PRESENTATION OF VISITORS

Senator Long, on behalf of Senator Prince, asked and received unanimous consent to present to the Senate fourteen members of the Senior class of the Redfield High School who were present in the Senate chamber accompanied by their instructor, Randall Betz.

Senator Shoeman, on behalf of Senator Prince, asked and received unanimous consent to present to the Senate nine members of the Senior class of the Yale High School and ten Explorer Scouts who were present in the Senate chamber accompanied by their instructor, James Roth, and their leader, Vern Summy.

INTRODUCTION OF BILLS

Senate Joint Resolution 5, by Senators Stuart, Rigler, Nolan, Hoffman, Putney and Price, a joint resolution proposing a constitu-

tional amendment to establish a method of apportionment of senators and representatives in the General Assembly.

Read first and second times and passed on file.

Senate File 187, by Senators O'Connor, Gilmour and Nolan, a bill for an act to provide a penalty for persons causing death from fire in public buildings.

Read first and second times and passed on file.

Senate File 188, by Senator Dykhouse, a bill for an act to repeal sections three hundred seven point eight (307.8) and three hundred seven point nine (307.9), Code 1958, relating to legal counsel for the state highway commission and to enact a substitute therefor.

Read first and second times and passed on file.

Senate File 189, by Senator O'Connor, a bill for an act to repeal chapter ninety-seven C point seven (97C.7), Code 1958, relating to income tax deduction.

Read first and second times and passed on file.

UNFINISHED BUSINESS HOUSE AMENDMENT CONSIDERED

Senator Lynes called up for further consideration Senate File 74, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations, amended by the House, and moved that the Senate concur in the following amendment:

Amend section 1, line 1, by striking therefrom "July 1, 1958" and inserting in lieu thereof the following: "January 1, 1959".

The Senate refused to concur in the House amendment.

Senator Lynes asked and received unanimous consent that Senate File 74 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoxie, Senate File 145, a bill for an act providing for yield of right of way in lieu of a complete stop by motor vehicles at certain intersections, was taken up for further consideration.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 145 as follows:

Amend the title by striking all after the word "way" and inserting in lieu thereof the word "signs."

The amendment was adopted.

Senator O'Malley offered the following amendment and moved its adoption:

Amend section 2, line 18, by deleting the comma (,) after the word "caution" and inserting in lieu thereof a period (.).

Further amend section 2 by striking all of lines 19 through 22, inclusive.

The amendment was adopted.

COMMITTEE OF THE WHOLE

On motion of Senator Hoxie, the Senate resolved itself into a committee of the whole.

The Senate arose from the committee of the whole and resumed regular session.

Senator Hoxie asked and received unanimous consent that action on Senate File 145 be deferred and that the bill retain its place on the calendar.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 153, a bill for an act relating to rules by the supreme court for the operation of inferior courts, was taken up and considered.

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

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

Ayes, 45:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Price	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Dewel	Miller	Prentis	Prince
Hoschek			

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

On motion of Senator Shaff, Senate File 154, a bill for an act

relating to the appointment, term and authority of the chief justice of the state, was taken up and considered.

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

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

Ayes, 48:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Dewel	Hoschek
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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 Moore, Senate File 168, a bill for an act to amend section one hundred six point seventeen (106.17), Code 1958, to expand the jurisdiction of the conservation commission over all types of events conducted upon state waters, was taken up and considered.

Senator Hoffman offered the following amendment and moved its adoption:

Amend Senate File 168 as follows:

Amend section 1, line 3, by inserting after the word "one (1)" the following: "and in line four (4)".

The amendment was adopted.

Senator Frommelt offered the following amendment and moved its adoption:

1. By adding as section 4 the following:

"Amend section one hundred six point seventeen (106.17), Code 1958, by adding the following: 'The provisions of this section shall not apply to the Mississippi and the Missouri rivers.'"

The amendment was adopted.

Senator Moore moved that the bill be read a third 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:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Weber
Evans	Hoxie	Price	Wolf
Fisher	Long	Putney	

Nays, none.

Absent or not voting, 3:

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

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

EXECUTIVE SESSION

The Senate in executive session confirmed the following appointments:

Irene Smith (Mrs. Hugh B.), of Ottumwa, Wapello County, Iowa, as a member of the State Board of Social Welfare for the unexpired term ending June 30, 1963.

Robert L. Brice, of Waterloo, Black Hawk County, Iowa, as a member of the State Highway Commission for the unexpired term ending June 30, 1961.

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION 10

By Byers

Whereas, the Fifty-eighth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, March 26, 1959, and of their consent to formally meet with the General Assembly,

Now, Therefore, Be It Resolved by the Senate, the House Concurring: that the General Assembly meet in joint session in the House chamber on Thursday, March 26, 1959, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 124.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: House File 124.

Senator Stuart asked and received unanimous consent that the following recommendations be printed in the Senate Journal:

RECOMMENDATIONS OF ELECTION CONTEST COMMITTEE

TO WHOM IT MAY CONCERN:

With reference to election contests, and particularly with regard to contesting of elections to state office, our statutes create profound confusion. In the contesting of elections to public office it is most important that any dispute be disposed of speedily so that election machinery and governmental process not be thrown completely out of gear. Election contests should reflect the will of the people, and should serve to promote justice, not to defeat it. It is therefore highly desirable that our statutes be explicit as to how and when those interested are to proceed. That procedure should be explicit and uniform in order that candidates know exactly what should be done to carry out an election contest. The notice to be given, the method and time for giving notice and trial procedure should be more clearly spelled out so as to be better understood by all concerned. The law as to filing of bond, parties to the contest, financing of the contest, and many other such matters should be clarified. It is our sincere hope that the legislature of this state will recognize the need for such statutory enactments and will act in the matter at the earliest possible time.

Respectfully,

JUDGE MAURICE E. RAWLINGS.
JUDGE VERNON JOHNSON.
JUDGE EUGENE J. KEAN.

COMMUNICATION

The following communication was received by the Secretary:

February 1, 1959.

Honorable Melvin D. Synhorst,
Secretary of State,
Des Moines, Iowa.

Dear Mr. Synhorst:

I am hereby returning to you, without my signature, Senate File 51, an Act to amend Chapter 442, Code of 1958, relating to state income taxes, to provide for the adoption of amendments to the Internal Revenue Code of 1954.

Senate File 51 is returned after having been held beyond the three days, as provided in the Constitution, State of Iowa.

Respectfully,

/s/ HERSCHEL C. LOVELESS,
Governor.

This bill (Senate File 51), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 2nd day of February, 1959.

/s/ MELVIN D. SYNHORST,
Secretary of State.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 187 Judiciary 1
S. F. 188 Judiciary 1
S. F. 189 Tax revision
S.J.R. 5 Legislative redistricting

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 84**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Columbus Community School District, in the counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as 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 section 1 by inserting after the word "said" in line 7 the following: "school district is hereby declared to constitute a legal" . . .

FRANK C. BYERS, *Chairman.*

Ordered passed on file.

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 80**, a bill for an act relating to powers of the Iowa Natural Resources Council, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 80 by adding a new section following section 2:

"Section four hundred fifty-five A point thirty-six (455A.36), Code 1958, is amended by striking from line thirteen (13) the word, "on" and inserting in lieu thereof the words, "after an investigation or".

WILLIAM H. HARBOR, *Chairman.*

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 53**, a bill for an act relating to school

districts containing less than four sections in area, 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 53 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section two hundred seventy-five point five (275.5), Code 1958, is hereby amended by striking all after the word 'shall' in line twenty-six (26), and inserting in lieu thereof the following: 'by resolution attach or subdivide and attach the remaining portion or portions of said district to another school district or districts.'

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 Daily Freeman Journal, a newspaper published at Webster City, Iowa, and in the Eagle Grove Eagle, a newspaper published at Eagle Grove, Iowa."

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 58**, a bill for an act relating to sick leave for public school employees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 40**, a bill for an act to amend section three hundred forty-seven point two (347.2), Code 1958, relating to county hospitals, 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 Evans and found on pages 92 and 185 of the Senate Journal, and when so amended the bill do pass.**

DUANE E. DEWEL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **House File 40**, a bill for an act relating to the bounty on rattlesnakes, begs leave to report it has had the same under consideration and recommends the same **do pass.**

DUANE E. DEWEL, *Chairman.*

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 18**, a bill for an act to amend chapter one hundred sixty-nine (169), Code 1958, relating to veterinary medicine and surgery, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 18 as follows:

1. Amend section 1, line 4, by striking the following: "hire,". Further amend section 1, line 6, by striking the word "either" and the words "or indirectly,". Further amend section 1, line 7, by striking the words "prescribe for,".

2. Amend section 2, line 24, by inserting after the word "castrate" the following: ", dock".

3. Amend section 2, line 25, by striking the period (.) at the end of line 25 thereof and adding thereto the following: ", apply horn-weights or spray or treat animals for external or internal parasites."

4. Amend section 2 by adding a new subsection thereto.

"9. Shall advertise or sell ingredients to a manufacturer of commercial feedingstuffs or shall advertise or sell commercial feedingstuffs containing drugs, antibiotics, chemicals or other substances which may affect a physical condition or a disease of animals or poultry."

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 28**, a bill for an act to amend section one hundred fifty-four point one (154.1), Code 1958, relating to the definition of optometry, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend section 1 by striking all of lines 4 through 12, inclusive, and substituting in lieu thereof the following:

"Persons employing any means other than the use of drugs, medicine or surgery for the measurement of the visual power and visual efficiency of the human eye; the prescribing and adapting of lenses, prisms and contact lenses, and the using or employing of visual training or ocular exercise, for the aid, relief or correction of vision."

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 37**, a bill for an act to amend chapter forty-three (43), Acts of the Fifty-seventh General Assembly, relating to urban transit systems, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 37 by striking all of section 1 and inserting in lieu thereof the following:

"Section 1. Chapter forty-three (43), Acts of the Fifty-seventh General Assembly, is hereby amended by striking everything after the word "effect" in line one (1) of section six (6) and inserting in lieu thereof the following words: 'until July 1, 1963.'"

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 103**, a bill for an act to authorize a tax levy in cities and towns having a population between seventy-five thousand (75,000) and one hundred twenty-five thousand (125,000) for the purpose of providing a fund for cultural and scientific facilities, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JACK MILLER, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 25 by striking all after the enacting
 2 clause and inserting the following:
 3 Section 1. Section ninety-seven B point forty-eight (97B.48),
 4 Code 1958, is amended by inserting after the period (.) in line
 5 seven (7) the following: "However such re-employment shall not
 6 be regarded as full-time employment until such member has
 7 earned in excess of twelve hundred dollars (\$1,200.00) from such
 8 re-employment during any calendar year."

GEORGE E. O'MALLEY.

1 Amend Senate File 27 as follows:

2 1. Strike lines 4 through 9 of section 1 and insert in lieu thereof
 3 the following:

4 "6. It shall be unlawful for any person to own or operate a
 5 vending machine for the purpose of selling, supplying or vending
 6 cigarettes at retail unless said person shall comply with the
 7 following requirements:

8 a. Be the holder of a retail permit and the owner or
 9 lessee of all the premises described in said retail permit.

10 b. Be the holder of a retail sales tax permit for retail
 11 sales on all the premises described in said retail permit.

12 c. The keys to the vending machine shall be available
 13 at all times on request of the appropriate state or local authority
 14 for the purpose of inspection of enforcement."

15 2. Further amend Senate File 27 by adding the following new
 16 section thereto:

17 "Section ninety-eight point one (98.1), Code 1958, is hereby
 18 amended by adding the following new subsection thereto:

19 "Cigarette vending machine. Cigarette vending machine shall
 20 mean and include any mechanical device which dispenses cigarettes
 21 at retail either directly or indirectly."

22 3. Further amend Senate File 27 by adding the following new section
 23 thereto:

24 "Section ninety-eight point one (98.1), Code 1958, is hereby
 25 amended by adding the following new subsection thereto:

26 "Sales from cigarette vending machines. For the purpose of
 27 selling cigarettes through a vending machine at retail, the owner or
 28 lessee, retail cigarette permit holder, and retail sales tax permit
 29 holder shall be one and the same person. No other person shall
 30 operate a cigarette vending machine to sell or supply cigarettes
 31 through a cigarette vending machine at retail."

JACK SCHROEDER.

1 Amend Senate File 27 as follows:

2 1. Amend section 3, line 14, by striking the "period (.)"
 3 and adding the following words in lieu thereof "and the vending
 4 machine shall be confiscated by the legal body issuing the
 5 permit."

EARL ELIJAH.

1 Amend Senate File 77 by striking all after the enacting clause
 2 and inserting in lieu thereof the following:

3 "Section 1. Chapter seventy-three (73), Code 1958, is hereby
 4 amended as follows:

5 1. By striking all of section seventy-three point six (73.6).

- 6 2. By striking all of section seventy-three point seven (73.7).
 7 3. By striking all of section seventy-three point eight (73.8).
 8 4. By striking all of section seventy-three point nine (73.9).
 9 5. By striking all of section seventy-three point ten (73.10).
 10 6. By striking the word 'coal' in line eight (8) of section
 11 seventy-three point one (73.1)."

LAWRENCE PUTNEY.

- 1 Amend Senate File 95, by striking section 6 and insert-
 2 ing in lieu thereof the following: "Upon merger and consoli-
 3 dation of any office or offices to be filled by election or
 4 by appointment upon the election or appointment and quali-
 5 fication of such officer or officers in said counties the
 6 term or terms of office of the existing officer or officers
 7 filling such office or offices in said counties shall termi-
 8 nate. The salaries of such officer or officers and all costs
 9 of such office or offices shall be allocated to the counties
 10 involved according to the assessed valuation of all property
 11 therein and certified and included in the budgets of the
 12 respective counties in such manner."

D. C. NOLAN.

- 1 Amend House File 19 as follows:
 2 1. Amend House File 19 by striking from line 6 the
 3 word "including" and inserting in lieu thereof the
 4 word "excluding".

DAVID O. SHAFF.

On motion of Senator Schroeder, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 4, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend J. Stanley Schmidt, pastor of the Westminster United Presbyterian Church, Des Moines, Iowa.

PETITIONS AND MEMORIALS

By Senator Miller, from two thousand five hundred residents of Woodbury and adjoining counties asking the legislature to revise the Iowa statutes to make penalties for crimes against children commensurate with other crimes of equal danger to society, and strongly objecting to the extremely light punishments and lenient treatment by the courts in cases regarding morals, especially lascivious acts with children.

PRESENTATION OF VISITORS

Senator Hill asked and received unanimous consent to present to the Senate twenty-one members of the Government class of the Baxter Community School who were present in the balcony accompanied by their instructor, Mr. Stringer.

ADDITIONAL COPIES

Senator Schroeder asked and received unanimous consent to have 100 additional copies of Senate File 185 printed.

INTRODUCTION OF BILLS

Senate File 190, by Senator Hoxie, a bill for an act to appropriate funds for the building of a swimming pool and a combination bathhouse and museum building (or a bathhouse and museum building) in Waubonsie State Park in Fremont County, Iowa.

Read first and second times and passed on file.

Senate File 191, by committee on labor, a bill for an act to amend sections seven hundred thirty-six A point one (736A.1), seven hundred thirty-six A point two (736A.2) and seven hundred thirty-six A point three (736A.3), Code 1958, providing for the union shop.

Read first and second times and placed on the calendar.

Senate File 192, by committee on schools and educational institu-

tions, a bill for an act to amend section two hundred eighty point eighteen (280.18), Code 1958, relating to junior colleges.

Read first and second times and placed on the calendar.

Senate File 193, by Senators Lynes, Hoxie, McCurdy, Walker and Ringgenberg, a bill for an act to license livestock dealers, their agents and employees, to require bonds, to provide for appeal from denial and revocation of licenses, and to provide for punishment for violations of this act.

Read first and second times and passed on file.

Senate File 194, by Senators Walker, Coleman, Nolan, Long, Prince, Butler, Lynes and O'Malley, a bill for an act to amend section three hundred twenty-four point eight (324.8), Code 1958, relating to the motor vehicle fuel tax reports, computation and payment of tax, credits, and the deduction from said tax for evaporation and loss.

Read first and second times and passed on file.

Senate File 195, by committee on cities and towns, a bill for an act to amend section three hundred sixty-three point forty-two (363.42), Code 1958, relating to expense of delegates to annual convention of league of Iowa municipalities.

Read first and second times and placed on the calendar.

Senate File 196, by Senators Miller, Eppers, Schroeder, O'Malley, Stuart, Frommelt, Elijah, McCurdy, Nolan, O'Connor, Buck, Edelen, Vance and Hansen, a bill for an act to amend section seven hundred twenty-five point two (725.2), Code 1958, relating to lascivious acts with children.

Read first and second times and passed on file.

Senate Joint Resolution 6, by committee on schools and educational institutions, a joint resolution to authorize the state board of public instruction to proceed with the preparation of a proposed revision and codification of the laws of Iowa relating to education; to authorize an appropriation for said purpose; to authorize and direct the printing of the recommendations pertaining thereto and placing of same in the hands of the Governor and the members of the Fifty-ninth General Assembly.

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

Senate File 197, by Senators Hoschek, Hoxie and Shaff, a bill for an act relating to speed limits in alleys.

Read first and second times and passed on file.

Senate File 198, by committee on conservation, a bill for an act to amend chapter one hundred six (106), Code 1958, to regulate the use of water skis, surfboards and similar devices on the waters of the state.

Read first and second times and placed on the calendar.

Senate File 199, by Senators Stuart, Butler, Walker and Long, a bill for an act relating to the compensation and expense of shorthand reporters of the district court.

Read first and second times and passed on file.

Senate File 200, by committee on cities and towns, a bill for an act to provide the mayor pro tempore with the power to hold the mayor's court in cases of ordinance violation if the mayor is absent or unable to act.

Read first and second times and placed on the calendar.

Senate File 201, by Senators Miller, Henry and O'Malley, a bill for an act relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers.

Read first and second times and passed on file.

Senate File 202, by committee on social security, a bill for an act to repeal section two hundred forty-nine point five (249.5), Code 1958, relating to the provision that every aged person not earning three hundred dollars (\$300.00) per year is entitled to old age assistance.

Read first and second times and placed on the calendar.

Senate File 203, by committee on social security, a bill for an act to eliminate the requirement that an applicant be unable to earn three hundred dollars (\$300.00) per year before being eligible for old age assistance.

Read first and second times and placed on the calendar.

Senate File 204, by committee on social security, a bill for an act to amend section two hundred forty-nine point seventeen (249.17), Code 1958, relating to the date upon which old age assistance payments shall commence after a certificate of assistance has been issued.

Read first and second times and placed on the calendar.

Senate File 205, by committee on social security, a bill for an act to amend section two hundred forty-nine point nine (249.9), Code

1958, relating to the amount of cash and other personal property an applicant may own to be eligible for old age assistance.

Read first and second times and placed on the calendar.

Senate File 206, by committee on social security, a bill for an act to repeal section two hundred forty-nine point six (249.6), subsection six (6), Code 1958, relating to the requirement that an applicant to be eligible for old age assistance shall not have deserted his wife and children.

Read first and second times and placed on the calendar.

Senate File 207, by committee on social security, a bill for an act to amend section two hundred forty-nine point eleven (249.11), Code 1958, relating to the procedure following an application for old age assistance.

Read first and second times and placed on the calendar.

Senate File 208, by committee on social security, a bill for an act to amend section two hundred forty-nine point thirty-six (249.36), Code 1958, to eliminate the payment of the old age assistance tax as a condition of eligibility for old age assistance.

Read first and second times and placed on the calendar.

Senate File 209, by committee on social security, a bill for an act relating to the limitation of value of real estate, as determined by the assessed value, that an applicant may own to be eligible for old age assistance.

Read first and second times and placed on the calendar.

Senate File 210, by committee on social security, a bill for an act relating to the taking of a tax deed by the state board of social welfare.

Read first and second times and placed on the calendar.

Senate File 211, by committee on social security, a bill for an act to eliminate the requirement that a recipient of old age assistance be a citizen of the United States.

Read first and second times and placed on the calendar.

Senate File 212, by Senators Nolan, Miller, O'Malley, Schroeder, Coleman and Frommelt, a bill for an act to amend chapter four hundred twenty-seven (427), Code 1958, to provide for tax exemption of goods held for sale or resale stored in a public warehouse.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 10

By Byers

Whereas, the Fifty-eighth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, March 26, 1959, and of their consent to formally meet with the General Assembly,

Now, Therefore, Be It Resolved by the Senate, the House Concurring: that the General Assembly meet in joint session in the House chambers on Thursday, March 26, 1959, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

The motion prevailed and the resolution was adopted.

SPECIAL ORDER

The hour of 10:30 a.m. having arrived, the Chair announced the Special Order of business for the consideration of Senate Files 124 and 125.

THIRD READING OF BILLS

On motion of Senator Hoxie, Senate File 124, a bill for an act to establish daytime speed limits, was taken up and considered.

Senator Shoeman offered the following amendment, filed by Senators Shoeman and Hoffman, and moved its adoption:

Amend Senate File 124 as follows:

Amend section 1, line 4, by striking the word and figure "seventy (70)" and inserting in lieu thereof the word and figure "seventy-five (75)".

Roll call was demanded.

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

Ayes, 20:

Buck	Hansen	Mincks	Prince
Butler	Hoffman	Moore	Putney
Coleman	Long	O'Malley	Schroeder
Dewel	Lynes	Potter	Shoeman
Frommelt	Miller	Prentis	Vance

Nays, 30:

Boothby	Gillespie	Hoxie	Scott
Byers	Gilmour	McCurdy	Shaff
Dykhouse	Getting	Nolan	Stuart
Edelen	Grimstead	O'Connor	Turner
Elijah	Harbor	Price	Walker
Eppers	Henry	Rigler	Weber
Evans	Hill	Ringgenberg	Wolf
Fisher	Hoschek		

Absent or not voting, none.

The amendment was lost.

Senator Miller offered the following amendment filed by Senators Miller, Shoeman and Lynes:

Amend Senate File 124 as follows:

1. By striking the period (.) in line 5 and inserting in lieu thereof the following:

“, except on highways having a width of at least twenty (20) feet where the lawful speed shall be seventy-five (75) miles per hour from sunrise to sunset.”.

Senator Putney raised a point of order on the amendment for the reason that the subject matter contained therein had already been considered.

The Chair ruled the point not well taken.

On motion of Senator Dewel, the Senate resolved itself into a committee of the whole.

The Senate arose from the committee of the whole and resumed regular session.

Senator Ringgenberg moved the previous question on the amendment, which motion prevailed.

Senator Miller moved the adoption of the amendment.

Roll call was demanded.

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

Rule 8 was invoked.

Ayes, 15:

Butler	Getting	Miller	Prentis
Coleman	Hansen	Mincks	Shoeman
Dewel	Hoffman	Moore	Vance
Frommelt	Lynes	Potter	

Nays, 35:

Boothby	Gillespie	McCurdy	Schroeder
Buck	Gilmour	Nolan	Scott
Byers	Grimstead	O'Connor	Shaff
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Price	Turner
Elijah	Hill	Prince	Walker
Eppers	Hoschek	Putney	Weber
Evans	Hoxie	Rigler	Wolf
Fisher	Long	Ringgenberg	

Absent or not voting, none.

The amendment was lost.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 124 as follows:

Amend section 1, line 5, by adding after the word “hour” the following words “except when passing”.

The amendment was lost.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, 1:

Coleman

Absent or not voting, none.

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

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

On motion of Senator Hoxie, Senate File 125, a bill for an act to define speed limits for all traffic on fully controlled access facilities, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 125, section 1, by striking all of lines 7 and 8 and inserting in lieu thereof the following: "Code shall be seventy (70) miles per hour from sunrise to sunset and sixty (60) miles per hour from sunset to sunrise".

Roll call was demanded.

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

Ayes, 21:

Boothby	Fisher	Hoschek	Putney
Buck	Gillespie	Long	Ringgenberg
Byers	Gilmour	Nolan	Scott
Dykhouse	Grimstead	O'Connor	Shaff
Edelen	Hill	Price	Weber
Elijah			

Nays, 28:

Butler	Harbor	Mincks	Schroeder
Coleman	Henry	Moore	Shoeman
Dewel	Hoffman	O'Malley	Stuart
Eppers	Hoxie	Potter	Turner
Frommelt	Lynes	Prentis	Vance
Getting	McCurdy	Prince	Walker
Hansen	Miller	Rigler	Wolf

Absent or not voting, 1:

Evans

The amendment was lost.

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

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

Ayes, 86:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Schroeder
Butler	Gilmour	Mincks	Scott
Byers	Hansen	Moore	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Lynes	Putney	Wolf

Nays, 13:

Coleman	Hill	Nolan	Ringgenberg
Elijah	Hoschek	O'Connor	Shaff
Gillespie	Long	Price	Weber
Grimstead			

Absent or not voting, 1:

Evans

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

Senator Hoxie moved that the 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 receded from its amendments and passed the following bill in which the concurrence of the House was asked:

Senate File 74, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

WILLIAM R. KENDRICK, *Chief Clerk.*

PROOFS OF PUBLICATION

Published copy of Senate File 109 and verified proof of publication of said bill in the Pocahontas Record-Democrat, Pocahontas, on January 29, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of Senate File 120 and verified proof of publication of said bill in The Waverly Democrat, on January 30, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 190 Appropriations
- S. F. 193 Agriculture
- S. F. 194 Transportation
- S. F. 196 Judiciary 1
- S. F. 197 Cities and towns
- S. F. 199 Compensation of public officers and employees
- S. F. 201 Compensation of public officers and employees
- S. F. 212 Tax revision

REPORTS OF COMMITTEES

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 76**, a bill for an act relating to the control of virulent hog cholera blood or virus, begs leave to report it has had the same under consideration and recommends the same **de pass.**

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 48**, a bill for an act to amend section one hundred sixty-four point nine (164.9), Code 1958, relating to marking stock, begs leave to report it has had the same under consideration and recommends the same **de pass.**

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 9**, a bill for an act to amend chapter one hundred fifty-six (156), Code 1958, relating to funeral director and embalmers licenses, begs leave to report it has had the same under consideration and recommends the same **de pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 10**, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 47**, a bill for an act to repeal the head tax levied on adults to provide funds for the old-age assistance fund, and to abolish the liens charged against property for delinquent head taxes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 12**, 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 1958, relating to funeral expenses for dependent children and the blind, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 39**, a bill for an act relating to public safety peace officers' retirement, accident and disability system, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the committee on public health amendment to Senate
- 2 File 18, filed February 3, 1959, by inserting in line
- 3 11 after the word: "parasites" the words, "any or all
- 4 gratuitously".

JOHN A. WALKER.

- 1 Amend Senate File 54 by striking all after the word, "to"
- 2 in line 4 and by inserting in lieu thereof the following:
- 3 "eighteen (18) acre feet of water in permanent pool without
- 4 securing a permit from the water resources council. A person
- 5 impounding such water shall be entitled to erect a dam or
- 6 structure to hold same providing such water is surface or
- 7 diffused water. When a dam or structure is erected under
- 8 the provisions of this Act, such dam or structure must be
- 9 designed and engineered by the soil conservation service."

CARROLL PRICE.

On motion of Senator Schroeder, the Senate adjourned until 9:30 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 5, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Gilbert N. Stout, pastor of the Methodist Church, Mount Pleasant, Iowa.

PETITIONS AND MEMORIALS

By Senator Dykhouse, from seventy-six residents of Sioux County in opposition to liquor by the drink.

By Senator Hoxie, from eighty-five residents of Page County in opposition to consolidation of counties and county offices.

By Senator Rigler, from fifty-three residents of Chickasaw and Floyd Counties in opposition to liquor by the drink.

By Senator Shoeman, from ninety residents of Cass County urging a survey for the proposed Lake Anita site.

RECONSIDERATION OF SENATE FILE 125

Senator Dykhouse asked and received unanimous consent to take from the table the motion to reconsider the vote by which Senate File 125 passed the Senate.

Senator Dykhouse moved to reconsider the vote by which Senate File 125 passed the Senate, which motion prevailed.

Senator Dykhouse moved to reconsider the vote by which Senate File 125 went to its third reading, which motion prevailed.

Senator Dykhouse asked and received unanimous consent that action on Senate File 125 be deferred and that the bill be placed on the calendar under "Unfinished Business".

PRESENTATION OF VISITORS

Senator Mincks asked and received unanimous consent to present to the Senate the Honorable Roy E. Stevens of Wapello County, a former member of the Senate who was present in the Senate chamber.

Senator Hill asked and received unanimous consent to present to the Senate seventy-eight members of the Government class of the Lynnville-Sully Consolidated School who were present in the balcony

accompanied by their instructor, John Vandenberg, and their superintendent, James Reed.

SPECIAL ORDER

Senator Stuart asked and received unanimous consent that Senate Joint Resolution 7 be made a special order of business for Wednesday, February 11, at 1:30 p.m.

INTRODUCTION OF BILLS

Senate File 213, by Senators Rigler and Nolan, a bill for an act relating to certificated common carriers of passengers operating on charter.

Read first and second times and passed on file.

Senate File 214, by Senator Prentis, a bill for an act declaring the policy of the state to distribute unconditional general bequests to the state back to the county of the residence of the testator and making appropriation to remit one such bequest to Decatur County.

Read first and second times and passed on file.

Senate File 215, by Senators Mincks and Coleman, a bill for an act to amend section ninety-six point five (96.5), Code 1958, relating to employment security and amending disqualification provisions of benefits payable thereunder.

Read first and second times and passed on file.

Senate File 216, by Senators Wolf and Nolan, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958.

Read first and second times and passed on file.

Senate File 217, by Senator O'Connor, a bill for an act relating to the administration of the Iowa Public Employees Retirement System fund.

Read first and second times and passed on file.

Senate Joint Resolution 7, by committee on judiciary 1, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law.

Read first and second times and placed on the calendar.

Senate File 218, by Senator Nolan, a bill for an act to provide for optional audit of county funds by certified public accountants.

Read first and second times and passed on file.

Senate File 219, by committee on conservation, a bill for an act to adopt the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs.

Read first and second times and placed on the calendar.

Senate File 220, by committee on conservation, a bill for an act to amend chapter one hundred seven (107), Code 1958, relating to the fidelity bonds of conservation commission employees.

Read first and second times and placed on the calendar.

Senate File 221, by Senators Miller, Stuart, Hill, McCurdy and Getting, a bill for an act to amend sections three hundred twenty-one point two hundred eighty-one (321.281) and three hundred twenty-one point two hundred eighty-two (321.282), Code 1958, relating to operating a motor vehicle while intoxicated or drugged.

Read first and second times and passed on file.

Senate File 222, by Senator Nolan, a bill for an act authorizing the exclusion of atomic energy hazards from the statutory standard fire policy.

Read first and second times and passed on file.

Senate File 223, by Senators Henry and Lynes, a bill for an act relating to professional civil engineers and to amend sections of the Code which relate to the subject matter of civil engineers so as to conform to and be consistent with chapter one hundred fourteen (114) of said Code.

Read first and second times and passed on file.

Senate File 224, by committee on conservation, a bill for an act to lengthen the spearing season on certain species of fish and to extend area open to spearing.

Read first and second times and placed on the calendar.

Senate File 225, by Senators Nolan and Putney, a bill for an act to enable and empower the State of Iowa to convey certain easements and rights in, to and over certain lands owned by the State of Iowa in Johnson County, Iowa, in furtherance of the Coralville Reservoir Project.

Read first and second times and passed on file.

Senate File 226, by Senators Turner and Butler, a bill for an act to provide for the maintenance and improvement of Lake of Three Fires in Taylor County, Iowa, and for an appropriation to the state conservation commission for said purpose.

Read first and second times and passed on file.

Senate File 227, by Senators Gillespie, Schroeder, Boothby, Gilmour, Hansen, Elijah, Stuart and Turner, a bill for an act to amend section five hundred nine point one (509.1), Code 1958, relating to insurance for automobile club members.

Read first and second times and passed on file.

Senate File 228, by committee on conservation, a bill for an act to provide for the registration of all boats and watercraft propelled by machinery and provide a fee therefor.

Read first and second times and placed on the calendar.

Senate Joint Resolution 8, by Senators Nolan, Lynes and Schroeder, a joint resolution creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's Office of the State of Iowa and to make an appropriation therefor.

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

THIRD READING OF BILLS

On motion of Senator Butler, Senate File 27, a bill for an act relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal-operation thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment:

Amend Senate File 27 as follows:

1. Strike lines 4 through 9 of section 1 and insert in lieu thereof the following:

"6. It shall be unlawful for any person to own or operate a vending machine for the purpose of selling, supplying or vending cigarettes at retail unless said person shall comply with the following requirements:

a. Be the holder of a retail permit and the owner or lessee of all the premises described in said retail permit.

b. Be the holder of a retail sales tax permit for retail sales on all the premises described in said retail permit.

c. The keys to the vending machine shall be available at all times on request of the appropriate state or local authority for the purpose of inspection of enforcement."

2. Further amend Senate File 27 by adding the following new section thereto:

"Section ninety-eight point one (98.1), Code 1958, is hereby amended by adding the following new subsection thereto:

'Cigarette vending machine. Cigarette vending machine shall mean and include any mechanical device which dispenses cigarettes at retail either directly or indirectly.'"

3. Further amend Senate File 27 by adding the following new section thereto:

"Section ninety-eight point one (98.1), Code 1958, is hereby amended by adding the following new subsection thereto:

'Sales from cigarette vending machines. For the purpose of selling cigarettes through a vending machine at retail, the owner or lessee, retail cigarette permit holder, and retail sales tax permit holder shall be one and the same person. No other person shall operate a cigarette vending machine to sell or supply cigarettes through a cigarette vending machine at retail.'"

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend line 29 by inserting after the second word "shall" the following: "own or".

The amendment to the amendment was adopted.

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend line 14, by striking the second word "of" and inserting in lieu thereof the word "or".

The amendment to the amendment was adopted.

On motion of Senator Schroeder, the amendment as amended was adopted.

Senator Elijah offered the following amendment and moved its adoption:

1. Amend section 3, line 14, by striking the "period (.)" and adding the following words in lieu thereof "and the vending machine shall be confiscated by the legal body issuing the permit."

The amendment was adopted.

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

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

Ayes, 37:

Boothby	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Hill	O'Connor	Stuart
Eppers	Hoffman	O'Malley	Turner
Evans	Hoschek	Price	Vance
Fisher	Long	Putney	Walker
Frommelt	McCurdy	Rigler	Wolf
Getting			

Nays, 13:

Buck	Gillespie	Lynes	Prince
Coleman	Henry	Potter	Ringgenberg
Edelen	Hoxie	Prentis	Weber
Elijah			

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

On motion of Senator Putney, Senate File 77, a bill for an act to repeal the statute requiring any commission, board, county officer or other governing body of the state or county to purchase or use Iowa coal, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney offered the following amendment:

Amend Senate File 77 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Chapter seventy-three (73), Code 1958, is hereby amended as follows:

1. By striking all of section seventy-three point six (73.6).
2. By striking all of section seventy-three point seven (73.7).
3. By striking all of section seventy-three point eight (73.8).
4. By striking all of section seventy-three point nine (73.9).
5. By striking all of section seventy-three point ten (73.10).
6. By striking the word 'coal' in line eight (8) of section seventy-three point one (73.1)."

Senator Putney offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following new subsection:

"7. By striking the word 'coal' in line thirteen (13) of section seventy-three point two (73.2)."

The amendment to the amendment was adopted.

On motion of Senator Putney, the amendment as amended was adopted.

Senator Dykhouse moved the previous question on the main bill, which motion prevailed.

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

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

Ayes, 9:

Byers	Lynes	Putney	Shaff
Elijah	Nolan	Scott	Wolf
Gillespie			

Nays, 39:

Buck	Gilmour	McCurdy	Rigler
Butler	Grimstead	Miller	Ringgenberg
Coleman	Hansen	Mincks	Schroeder
Dewel	Harbor	Moore	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Fisher	Hoschek	Prentis	Walker
Frommelt	Hoxie	Price	Weber
Getting	Long	Prince	

Absent or not voting, 2:

Boothby	Evans
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 10, providing for a joint session March 26, at 2:00 p.m., and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

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 the investment of funds of life insurance companies in real estate bonds and mortgages.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 45, a bill for an act relating to the manner of selection of members of the board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 55, a bill for an act relating to sick leave for public school employees.

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 to increase the compensation of justices of the peace in townships having a population of 4,000 and under 10,000.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 76, a bill for an act relating to temporary appointment to fill vacancy of the office of clerk or bailiff of the municipal court, and protection of appointee's accrued rights.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 78, a bill for an act relating to desecration of Decoration Day.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 84, a bill for an act relating to filing fees in certain proceedings in the district court.

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 to lengthen the spearing season on certain species of fish and to extend the area open to spearing.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 168, a bill for an act to amend section one hundred six point seventeen (106.17), Code 1958, to expand the jurisdiction of the conservation commission over all types of events conducted upon state waters.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 173, a bill for an act to amend chapters sixty-four (64) and one hundred seven (107), Code 1958, relating to the fidelity bonds of conservation commission employees.

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 filing fees for water permits.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 206, a bill for an act relating to the powers of school districts and to amend certain sections of the Code relating thereto for the purpose of extending such powers to community districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 39, a bill for an act relating to the investment of funds of life insurance companies in real estate bonds and mortgages.

Read first and second times and passed on file.

House File 45, a bill for an act relating to the manner of selection of members of the board of regents.

Read first and second times and passed on file.

House File 55, a bill for an act relating to sick leave for public school employees.

Read first and second times and passed on file.

House File 64, a bill for an act to increase the compensation of justices of the peace in townships having a population of four thousand (4,000) and under ten thousand (10,000).

Read first and second times and passed on file.

House File 76, a bill for an act relating to temporary appointment to fill vacancy of the office of clerk or bailiff of the municipal court, and protection of appointee's accrued rights.

Read first and second times and passed on file.

House File 78, a bill for an act relating to the desecration of Decoration Day.

Read first and second times and passed on file.

House File 84, a bill for an act relating to filing fees in certain proceedings in the district court.

Read first and second times and passed on file.

House File 167, a bill for an act to lengthen the spearing season on certain species of fish and to extend the area open to spearing.

Read first and second times and passed on file.

House File 173, a bill for an act to amend chapters sixty-four (64) and one hundred seven (107), Code 1958, relating to the fidelity bonds of conservation commission employees.

Read first and second times and passed on file.

House File 175, a bill for an act relating to filing fees for water permits.

Read first and second times and passed on file.

House File 206, a bill for an act relating to the powers of school districts and to amend certain sections of the Code relating thereto for the purpose of extending such powers to community districts.

Read first and second times and passed on file.

COMMUNICATIONS FROM THE STATE COMPTROLLER

The following communications were received from the State Comptroller:

OFFICE STATE COMPTROLLER

February 5, 1959.

No.	Name of Claimant and Nature of Claim	Amount of Claim
47-58	Jack Traverse, P. O. Box 3491, Sunrise Station, Ft. Lauderdale, Florida—Claim for rent. Armory Board....\$	6,400.00
162-58	Hershel James Baker, 1263 Blyth Avenue, Cleveland, Tennessee—Personal injury at reformatory.....	5,000.00
163-58	Storey-Kenworthy Company, 309 Locust Street, Des Moines, Iowa—Merchandise delivered to State.....	831.63

No.	Name of Claimant and Nature of Claim	Amount of Claim
164-58	Bert Kevan, Walnut, Iowa—Uncashed motor vehicle fuel warrant	12.69
165-58	Waldo H. Lundt, Rural Route, Linn Grove, Iowa—Uncashed motor vehicle fuel warrant	64.62
166-58	Mrs. F. M. Woodyard, Lucas, Iowa—Fuel Tax Warrant	7.46
167-58	Pottawattamie County, Council Bluffs, Iowa—Agricultural Land Tax Credit '58	254.97
172-58	William Holthusen, 1207 South Third Avenue, Rock Rapids, Iowa—Car damage in collision with State employee	151.07
173-58	Kossuth County Treasurer, Algona, Iowa—Care of patients at Cherokee	749.14
174-58	Clayton County Treasurer, Elkader, Iowa—'58 Agricultural land tax credit	185.39
175-58	Adams County Treasurer, Corning, Iowa—'58 Agricultural land tax credit	4,384.98
176-58	Adair County Treasurer, Greenfield, Iowa—Agricultural land tax credit	88.54
177-58	Chickasaw County, New Hampton, Iowa—Care of Patients, County Home	1,539.85
178-58	Commercial Extension of C.E. School of Commerce, 1514 Howard Street, Omaha, Nebraska—Tuition and Maintenance	77.75
179-58	Bert J. Olson, 1018 Marston Avenue, Ames, Iowa—Personal Injury	225.00
180-58	Appanoose County Treasurer, Centerville, Iowa—Agricultural land tax credit	1.39
181-58	State Tax Commission (See Schedule "A" attached) Military Service Credits (for various counties)	539.95

SCHEDULE "A"

Claim No. 181-58 State Tax Commission—Military Service Credits for various counties as follows:

	Amount
1952	
Appanoose County Treasurer	\$ 10.30
1953	
Appanoose County Treasurer	9.98
Boone County Treasurer	45.00
1954	
Boone County Treasurer	37.22
Cherokee County Treasurer	6.14
Keokuk County Treasurer	1.12
1955	
Boone County Treasurer	39.97
Cherokee County Treasurer	9.28

Dubuque County Treasurer	8.69
Hamilton County Treasurer.....	.63
Jackson County Treasurer	3.13
Keokuk County Treasurer	5.68
Marshall County Treasurer	1.36
Monona County Treasurer	8.69
Wapello County Treasurer	8.48
Washington County Treasurer	2.39

1956

Appanoose County Treasurer	8.55
Buena Vista County Treasurer	10.60
Calhoun County Treasurer	18.13
Carroll County Treasurer	7.10
Cass County Treasurer	12.14
Cherokee County Treasurer	9.78
Decatur County Treasurer	12.82
Des Moines County Treasurer	8.55
Dubuque County Treasurer	24.77
Hamilton County Treasurer	4.57
Jackson County Treasurer	4.10
Jones County Treasurer	14.43
Keokuk County Treasurer	2.72
Lee County Treasurer	7.27
Mahaska County Treasurer	1.73
Marshall County Treasurer	20.68
Plymouth County Treasurer	12.82
Ringgold County Treasurer	15.28
Scott County Treasurer	4.27
Tama County Treasurer	4.27
Taylor County Treasurer	8.55
Wapello County Treasurer	1.60
Warren County Treasurer	1.52
Woodbury County Treasurer	14.74

1957

Buena Vista County Treasurer	10.47
Calhoun County Treasurer	8.63
Cass County Treasurer	6.05
Hardin County Treasurer	6.85
Kossuth County Treasurer	8.90
Scott County Treasurer	4.59
Tama County Treasurer	16.34
Taylor County Treasurer	13.13
Van Buren County Treasurer	8.26
Wapello County Treasurer	27.68

TOTAL\$ 539.95

No.	Name of Claimant and Nature of Claim	Amount of Claim
182-58	City of Grinnell, Grinnell, Iowa—Sales and Use Tax	298.31
184-58	Leland W. Phelps, R.F.D., Milford, Iowa—Minnesota Income Tax Payment	709.71
186-58	Mrs. Floyd C. Davison, 2838 Tiffin, Des Moines, Iowa— Burial Expenses	222.33

No.	Name of Claimant and Nature of Claim	Amount of Claim
189-58	K. S. Sun, M.D., 313 Fifth Street, Ames, Iowa—Medical expense	125.00
190-58	Fulton Funeral Home, 607 First Street N. E., Belmond, Iowa—Burial and Funeral Expense (OAAR)	175.00
194-58	Kenneth Woodward, Cherokee, Iowa—Car damage by deer	50.00
195-58	Emmetsburg Community School, Emmetsburg, Iowa—Sales and Use Tax Refund	844.15
196-58	Bobb Office Supply Company, 1122 High Street, Des Moines, Iowa—Merchandise delivered	180.40
198-58	Richard Pullman, R.F.D. 2, Sidney, Iowa—Fuel Tax refund, lost warrant	5.51
199-58	Algona Community Sch. Dist., Algona, Iowa—Sales and Use Tax	195.64
200-58	Lloyd Conrad Glanz, 2341 Logan, Des Moines, Iowa—Car damage by deer	243.43
201-58	Geneseo Con. Sch. Dist., Buckingham, Iowa—Sales and Use Tax Refund	169.50
204-58	Lisbon Cons. Sch. Dist., Lisbon, Iowa—Sales, Use Tax Refund	1,400.14
205-58	Roshek Brothers Co., 8th and Locust, Dubuque, Iowa—Merchandise	47.50
206-58	Jackson County Treasurer, Maquoketa, Iowa—County Insane Costs	703.28
207-58	Yeager, Henry C., Box 776, Spencer, Iowa—Damage to car by deer	50.00
208-58	Meyer Funeral Home, 545 Willow Avenue, Council Bluffs, Iowa—Funeral and burial for OAAR	175.00
209-58	Marion County, Knoxville, Iowa—Sales Tax Refund	383.35
210-28	Donald Hurley, Curlew, Iowa—Uncashed warrant	16.53
212-58	Winterset, City of Winterset, Iowa—Sales Tax Refund	212.60
Highway Commission Claims:		
H- 1-58	M. J. Ryan, Underwood, Iowa—Damage to soy beans from spraying of weeds	86.52
H- 2-58	Dale R. Hemmingsen, Sac City, Iowa—Damage to car ..	20.38
H- 3-58	Frank O'Brien, 1520 5th Ave. S.E., Cedar Rapids, Iowa—Damage to car	15.26
H- 4-58	State Farm Mutual Auto Ins. Co., Washington Street, Bloomington, Illinois—Damage to car	34.04

No.	Name of Claimant and Nature of Claim	Amount of Claim
H- 5-58	Mrs. Anne M. Keen, 8313 Douglas Ave., Des Moines, Iowa—Damage to trees, hedge and shrubs	469.75
H- 6-58	Hawkeye Security Inc. Co., 1020 Locust Street, Des Moines, Iowa—Paint Damage to car	22.00
H- 7-58	B. J. Kenning, Manson, Iowa—Damage to watershed ..	7,100.00
H- 8-58	Grover J. and Waive Bittner, Bellevue, Iowa—Tree damage by spraying	9,615.00
H- 9-58	John F. Hauptert, Sigourney, Iowa—Damage to fence ..	22.00
H-10-58	Myrl Martin, Hedrick, Iowa—Damage to fence	15.00
H-11-58	Jack C. McClure, 310 W. 11th Street, Tama, Iowa—Damage to car due to washout	905.00
H-12-58	R. L. Coulter, Gravity, Iowa—Damage to garden	20.00
H-14-58	Rose Lincoln, Searsboro, Iowa—Damage to tires	40.61
H-15-58	Omer F. Dumont, R.F.D., Webster, Iowa—Damage to tires	37.90
H-16-58	C. Deane Hartzell, Keswick, Iowa—Damage to tire	192.76
H-17-58	Mrs. Esther M. Cameron, R.R. No. 1, Walcott, Iowa—Damage to shrubs	100.00
H-18-58	Mrs. Marvin Helmke, R.R. No. 2, Pocahontas, Iowa—Damage to tomato plants	220.00
H-19-58	Mr. Ted Leak, Linden, Iowa—Damage to truck	235.54
H-20-58	Bernal G. Lathrum, 5200 Allan, Johnston, Iowa—Damage to tire	31.11
H-21-58	Donald H. Fitzsimmons, 6010 Johnston Rd., Des Moines, Iowa—Damage to tire	28.70
H-22-58	Frank Silas Payne, 505 Pershing Ave., Shenandoah, Iowa—Car Damage	21.32
H-23-58	Will Richard, R.R. No. 2, Wayland, Iowa—Damage to well	405.00
H-24-58	Melvin J. Buss, R.R., Ute, Iowa—Damage to combine ...	111.31
H-25-58	Owne Witthauer, R. No. 3, Council Bluffs, Iowa—Cutting of noxious weeds	31.50
H-26-58	Griswold Cooperative Telephone Co., Griswold, Iowa—Damage to underground telephone cable.....	38.00
H-27-58	Ed Bartachek, Brooklyn, Iowa—Flood damage	525.00
H-28-58	Arthur Flage, Waukon, Iowa—Water and Sewer Line Damage	706.15
H-29-58	Myrl Martin, Hedrick, Iowa—Fence Damage	20.00

No.	Nature of Claim Name of Claimant and	Claim Amount of
H-30-58	Perry Wayne Purdy, Lovilia, Iowa—Crop Damage	220.00
H-31-58	Keith L. Morrow and Mrs. L. L. Mullenax, 433 No. Milner, Ottumwa, Iowa—Crop Damage	42.50
H-33-58	Dwight Laughlin, Route 1, Wapello, Iowa—Damages on garden	41.40
H-34-58	M. D. Linder, Box 183, Mt. Pleasant, Iowa—Damage to cess pool	52.75
H-35-58	Ford J. Sproull, R.F.D. Independence, Iowa—Damage to livestock	90.00
H-36-58	Donald R. Payer, Ames, Iowa—Damage to trees	42.50
H-37-58	Mrs. Kathryn E. Pillard, Box 334, McGregor, Iowa—Tire damage	29.00
H-38-58	S. H. Leland, R.F.D., Story City, Iowa—Damages to Auto and Personal Injuries	1,615.00
H-39-58	Helen Leland, Story City, Iowa—Personal injuries	1,000.00
H-40-58	Perry Kelley, Harlan, Iowa—Livestock damage	300.00
H-41-58	Merle Baughman, R. R. 1, Sigourney, Iowa — Crop damage	15.00
H-42-58	Alex Schneberger, Box 308, Calmar, Iowa—Tire damage	109.99
H-43-58	Leon Dostart, Osage, Iowa—Livestock damage	900.00
H-46-58	Mrs. W. D. Goodner, 308 Park Ave., Shenandoah, Iowa—Fence damage	51.75
H-47-58	Donald E. Howland, Rolfe, Iowa—Loss of business	915.00
H-48-58	Joseph J. Johnson, Gilmore City, Iowa—Tire damage ..	43.50

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 74.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 74.

BILL SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate File 74.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 213 Transportation
- S. F. 214 Judiciary 2
- S. F. 215 Labor
- S. F. 216 Judiciary 1
- S. F. 217 Social security
- S. F. 218 Governmental affairs
- S. F. 221 Judiciary 1
- S. F. 222 Insurance
- S. F. 223 Governmental affairs
- S. F. 225 Judiciary 1
- S. F. 226 Conservation
- S. F. 227 Insurance
- H. F. 39 Insurance
- H. F. 45 Schools and educational institutions
- H. F. 64 Compensation of public officers and employees
- H. F. 76 Judiciary 2
- H. F. 78 Judiciary 2
- H. F. 84 Judiciary 1
- H. F. 175 Water rights
- H. F. 206 Schools and educational institutions

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred ~~Senate~~ **Senate File 22**, a bill for an act relating to fire protection in hotels, begs leave to report it has had the same under consideration and recommends the same ~~be amended as follows; and when so amended the bill do pass:~~

1. Amend the title of Senate File 22 by striking all after the word "to" and inserting in lieu thereof the following:

"the penalty for negligently setting fire to public buildings."

2. Further amend Senate File 22 as follows:

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Any person who shall, in a negligent manner, set fire to any part of a public building, as defined in section one hundred point thirty-five (100.35), Code 1958, or any contents thereof, as a result of which human life or property in such building is endangered, shall, upon conviction, be

punished as provided in section one hundred point thirty-five (100.35), Code 1958.

Sec. 2. In each public building, as defined in section one hundred point thirty-five (100.35), Code 1958, a plainly printed notice shall be kept posted in a conspicuous place advising the public of the provisions of this act."

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate Joint Resolution 8**, a resolution creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's Office of the State of Iowa and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 21**, a bill for an act to amend chapter three hundred twenty-one (321), Code 1958, relating to special automobile registration plates for holders of amateur radio licenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 5, section 1, line 61, by striking
- 2 the word "and" and inserting in lieu thereof the following:
- 3 " , and in addition thereto each legislative district shall be
- 4 entitled to".

W. C. STUART.

- 1 Amend Senate File 18 as follows:
- 2 1. Amend section 2 by striking all of subsection 1 and
- 3 substituting in lieu thereof the following: "Shall administer
- 4 to livestock the title of which is vested in himself, or shall
- 5 administer to such livestock as are in his care or control."
- 6 2. Further amend section 2, subsection 6, line 28, by
- 7 inserting a period (.) after the word "activity" and striking
- 8 the remainder of said subsection.

LEROY GETTING.

CARL H. RINGGENBERG.

- 1 Amend Senate File 18 as follows:
- 2 Amend section 2 line 28 by inserting
- 3 a period (.) after the word "activity" and striking the remainder
- 4 of the sentence.

JOHN D. SHOEMAN.

- 1 Amend Senate File 84 as follows:
- 2 1. Amend paragraph 2 of the Preamble, line 3 by

3 striking the word "at" and inserting in lieu thereof the
4 word "of".

GEORGE W. WEBER.

1 Amend Senate File 125 by striking from section 1 the
2 words, "facilities as" in line 5, all of line 6,
3 and the word, "Code" in line seven 7 and by inserting in lieu
4 thereof the words, "four-lane highways included in, and as a
5 part of, the national system of interstate highways designated by
6 the federal bureau of public roads and this state [23 U.S.C. 103
7 (d)]". Also by adding at the end of said section the following:
8 "For the purposes of this subsection a fully controlled
9 access highway is a highway that gives preference to through
10 traffic by providing access connections with selected public
11 roads only and by prohibiting crossings at grade or direct
12 private driveway connections."

FRANK HOXIE.

1 Amend Senate File 145 as follows:
2 1. Amend Senate file 145 by striking all in section
3 1 starting with line 3 and ending with line
4 14, and inserting in lieu thereof the following:
5 "1. By striking the word "commission" in line (2) and
6 inserting in lieu thereof "comission, based on an engineering
7 study,".
8 "2. By inserting in line six (6) of such section after the
9 word, "sign" the words, "or yield signs, in accordance with
10 specifications established by the state highway commission,"
11 "3. By inserting after the word, "intersection" in lines
12 seven (7) and eight (8) the words, "or as a yield intersection".
13 "4. By inserting in line ten (10) of such section after the
14 word, " 'Stop' " the words, "or 'Yield' ".
15 "5. By inserting in line twelve (12) of such section
16 after the word "stop" the words, "or yield".
17 "6. By inserting in line fourteen (14) of such section after
18 the word, "stop" the words, "or yield".
19 "7. By inserting in line nineteen (19) of such section after
20 the word, "stop" the words, "or yield".

JACK SCHROEDER.

FRANK M. HOXIE.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 6, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Alfred Yale, pastor of the Re-organized Church of Jesus Christ of Latter Day Saints, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller for the day on request of Senator Dewel.

PETITIONS AND MEMORIALS

By Senator Shoeman, from two hundred six residents of Adair and Cass Counties urging a survey for the proposed Lake Anita site.

INTRODUCTION OF BILLS

Senate File 229, by Senators Evans, Price, O'Malley and McCurdy, a bill for an act to amend section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways.

Read first and second times and passed on file.

Senate File 230, by Senators Coleman, Walker and Butler, a bill for an act relating to construction work of the conservation commission.

Read first and second times and passed on file.

Senate File 231, by Senators Hill and Gilmour, a bill for an act to make appropriation to Rock Creek Lake, Jasper County, Iowa.

Read first and second times and passed on file.

Senate File 232, by Senators Miller, Fisher, Henry, O'Malley, Nolan, McCurdy, Edelen, Frommelt and Butler, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.

Read first and second times and passed on file.

Senate File 233, by Senators Harbor, Rigler and Edelen, a bill

for an act to provide state aid to persons or corporations first discovering crude oil in this state and making an appropriation therefor.

Read first and second times and passed on file.

Senate File 234, by committee on conservation, a bill for an act to amend chapters one hundred nine (109) and one hundred ten (110), Code 1958, relating to regulations of commercial fishing to clarify the uses of certain types of commercial fishing gear and the licenses required.

Read first and second times and placed on the calendar.

Senate Joint Resolution 9, by Senators Dewel, Gilmour, Byers, Coleman, Henry and McCurdy, a joint resolution proposing amendments to the constitution of the State of Iowa relating to the apportionment, the terms and qualifications, the time and manner of the election of members of the House of Representatives and Senators in the General Assembly.

Read first and second times and passed on file.

Senate File 235, by Senators Ringgenberg, Nolan and Wolf, a bill for an act relating to the sale of real estate by the state board of regents and the use of the proceeds of such sales.

Read first and second times and passed on file.

Senate File 236, by Senator Potter, a bill for an act to require a schedule of moneys and credits to be filed with state income tax returns.

Read first and second times and passed on file.

Senate File 237, by committee on transportation, a bill for an act relating to reciprocity and apportionment of motor vehicle registrations and to the compensation tax on certain motor vehicles.

Read first and second times and placed on the calendar.

Senate File 238, by Senator Butler, a bill for an act to amend section four hundred nine point forty-eight (409.48), Code 1958, relating to the assessment for taxation of platted lots.

Read first and second times and passed on file.

Senate File 239, by Senators Frommelt, O'Malley, Butler and Miller, a bill for an act relating to the credit committee of credit unions.

Read first and second times and passed on file.

Senate File 240, by Senators Frommelt, O'Malley, Butler and Miller, a bill for an act relating to credit unions.

Read first and second times and passed on file.

Senate File 241, by Senators O'Malley, Byers, Nolan, O'Connor, Dewel, Long, Schroeder and Gilmour, a bill for an act to amend section three hundred thirty-seven point eleven (337.11), subsection ten (10), Code 1958, relating to the mileage to be paid sheriffs for services in all cases required by law.

Read first and second times and passed on file.

Senate File 242, by Senators Evans and Scott, a bill for an act to amend chapter ninety-six (96), Code 1958, being the Iowa employment security law, so as to increase the maximum weekly benefit amounts payable to unemployed persons, and to increase the maximum duration of payments to twenty-six (26) weeks; also relating to eligibility, the qualification and the disqualification of employees for benefits; and providing for giving of notice to employers of payments, and for the correction of errors.

Read first and second times and passed on file.

Senate File 243, by Senators Price and Prentis, a bill for an act to amend chapters eighty-five (85) and eighty-six (86), Code 1958, relating to workmen's compensation, so as to increase the maximum weekly compensation, to provide for special case settlements, and to clarify and redefine the terms "injury", "personal injury", "injury by accident", and "conclusively presumed dependents".

Read first and second times and passed on file.

THIRD READING OF BILLS

Senator Weber asked and received unanimous consent to take up for consideration Senate File 84, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Columbus Community School District, in the Counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

The 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 section 1 by inserting after the word "said" in line 7 the following: "school district is hereby declared to constitute a legal" . . .

On motion of Senator Byers, the committee amendment was adopted.

Senator Weber asked and received unanimous consent to withdraw the amendment to Senate File 84, filed by him, and found on pages 222 and 223 of the Senate Journal.

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

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

Ayes, 47:

Boothby	Frommelt	Long	Putney
Buck	Getting	Lynes	Rigler
Butler	Gillespie	McCurdy	Ringgenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dykhouse	Harbor	O'Connor	Turner
Edelen	Henry	O'Malley	Vance
Elijah	Hill	Potter	Walker
Eppers	Hoffman	Prentis	Weber
Evans	Hoschek	Price	Wolf
Fisher	Hoxie	Prince	

Nays, none.

Absent or not voting, 3:

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

Senator Weber moved that the 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 Weber asked and received unanimous consent that Senate File 84 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Hoxie, Senate File 145, a bill for an act providing for yield of right of way in lieu of a complete stop by motor vehicles at certain intersections, was taken up for further consideration.

Senator Schroeder offered the following amendment filed by Senators Schroeder and Hoxie and moved its adoption:

Amend Senate File 145 as follows:

1. Amend Senate File 145 by striking all in section 1 starting with line 3 and ending with line 14, and inserting in lieu thereof the following:

"1. By striking the word "commission" in line two (2) and inserting in lieu thereof "commission, based on an engineering study,".

"2. By inserting in line six (6) of such section after the word, "sign" the

words, "or yield signs, in accordance with specifications established by the state highway commission,"

"3. By inserting after the word, "intersection" in lines seven (7) and eight (8) the words, "or as a yield intersection".

"4. By inserting in line ten (10) of such section after the word, "'Stop' " the words, "or 'Yield' ".

"5. By inserting in line twelve (12) of such section after the word "stop" the words, "or yield".

"6. By inserting in line fourteen (14) of such section after the word, "stop" the words, "or yield".

"7. By inserting in line nineteen (19) of such section after the word, "stop" the words, "or yield".

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Getting	Long	Rigler
Buck	Gillespie	Lynes	Ringgenberg
Butler	Gilmour	McCurdy	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hill	Prentis	Vance
Elijah	Hoffman	Price	Walker
Eppers	Hoschek	Prince	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt			

Nays, 2:

Evans Nolan

Absent or not voting, 3:

Miller Moore Shaff

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

On motion of Senator Hoxie, Senate File 125, a bill for an act to define speed limits for all traffic on fully controlled access facilities, was taken up for further consideration.

Senator Hoxie offered the following amendment:

Amend Senate File 125 by striking from section 1 the words, "facilities as" in line 5, all of line 6, and the word, "Code" in line seven (7) and by inserting in lieu thereof the words, "four-lane highways included in, and as a part of, the national system of interstate highways designated by the federal bureau of public roads and this state [23 U.S.C. 103 (d)]". Also by adding at the end of said section the following: "For the purposes of this subsection a fully controlled access highway is a highway that gives preference to through traffic by providing access connections with selected public roads only and by prohibiting crossings at grade or direct private driveway connections."

Senator Hoxie offered the following amendment to the amendment and moved its adoption:

Amend line 4, by striking "four-lane" and inserting in lieu thereof: "divided multi-laned".

The amendment to the amendment was adopted.

On motion of Senator Hoxie, the amendment as amended was adopted.

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

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

Ayes, 30:

Coleman	Getting	McCurdy	Schroeder
Dewel	Gilmour	Mincks	Scott
Dykhouse	Hansen	O'Malley	Shoeman
Edelen	Harbor	Potter	Stuart
Elijah	Henry	Prentis	Turner
Eppers	Hoffman	Putney	Walker
Fisher	Hoxie	Rigler	Wolf
Frommelt	Lynes		

Nays, 18:

Boothby	Gillespie	Moore	Prince
Buck	Grimstead	Nolan	Ringgenberg
Butler	Hill	O'Connor	Vance
Byers	Hoschek	Price	Weber
Evans	Long		

Absent or not voting, 2:

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

THIRD READING OF BILLS

On motion of Senator Schroeder, Senate Joint Resolution 8, a joint resolution creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's Office of the State of Iowa and to make an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment filed by Senators Schroeder and O'Malley and moved its adoption:

Amend Senate Joint Resolution 8 as follows:

1. Amend section 2 by inserting after the word "authorized" in line 1, the following: "to empower and allow the committee of three (3) heretofore appointed by the governor under chapter sixty-seven (67),

Code 1958, with the approval of the majority of the joint legislative committee designated in section one (1) of this resolution,"

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 8, by striking all of section 4 and inserting in lieu thereof the following: "This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the North English Record, a newspaper published at North English, Iowa, and the Morning Democrat, a newspaper published at Davenport, Iowa."

The amendment was adopted.

Senator Nolan moved that the joint resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

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

Ayes, 47:

Boothby	Frommelt	Long	Rigler
Buck	Getting	Lynes	Ringgenberg
Butler	Gillespie	McCurdy	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dvkhouse	Harbor	O'Connor	Turner
Edelen	Henry	O'Malley	Vance
Elijah	Hill	Potter	Walker
Eppers	Hoffman	Prentis	Weber
Evans	Hoschek	Price	Wolf
Fisher	Hoxie	Prince	

Nays, none.

Absent or not voting, 3:

Miller	Putney	Shaff
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The joint resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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

Senator Nolan asked and received unanimous consent that Senate Joint Resolution 8 be immediately messaged to the House, which request was complied with.

On motion of Senator Evans, Senate File 28, a bill for an act to amend section one hundred fifty-four point one (154.1), Code 1958, relating to the definition of optometry, 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 section 1 by striking all of lines 4 through 12, inclusive, and substituting in lieu thereof the following:

"Persons employing any means other than the use of drugs, medicine or surgery for the measurement of the visual power and visual efficiency of the human eye; the prescribing and adapting of lenses, prisms and contact lenses, and the using or employing of visual training or ocular exercise, for the aid, relief or correction of vision."

On motion of Senator Evans, the committee amendment was adopted.

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

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

Ayes, 48:

Boothby	Frommelt	Long	Putney
Buck	Getting	Lynes	Rigler
Butler	Gillespie	McCurdy	Ringgenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf

Nays, none.

Absent or not voting, 2:

Miller Shaff

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

On motion of Senator Evans, Senate File 40, a bill for an act to amend section three hundred forty-seven point two (347.2), Code 1958, relating to county hospitals, with report of committee recommending amendment in accordance with the amendment filed by Senator Evans and found on page 185 of the Senate Journal, and when so amended the bill do pass, was taken up, considered, and the report of the committee adopted.

Senator Evans asked and received unanimous consent to withdraw the amendment to Senate File 40, filed by him, and found on page 92 of the Senate Journal.

Senator Evans offered the following amendment and moved its adoption:

Amend Senate File 40 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred forty-seven point seven (347.7), Code 1958, is hereby amended by striking from line five (5) thereof the word 'twelve' and inserting in lieu thereof the word 'seventeen'."

2. Amend lines 1 and 2 of the title by striking "three hundred forty-seven point two (347.2)" and inserting in lieu thereof "three hundred forty-seven point seven (374.7)".

The amendment was adopted.

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

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

Ayes, 47:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Long	Putney	

Nays, 1:

Gillespie

Absent or not voting, 2:

Miller Shaff

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

On motion of Senator Walker, Senate File 53, a bill for an act relating to school districts containing less than four (4) sections in area, 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 53 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section two hundred seventy-five point five (275.5), Code 1958, is hereby amended by striking all after the word 'shall' in line twenty-six (26), and inserting in lieu thereof the following: 'by resolution attach or subdivide and attach the remaining portion or portions of said district to another school district or districts.'

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 Daily

Freeman Journal, a newspaper published at Webster City, Iowa, and in the Eagle Grove Eagle, a newspaper published at Eagle Grove, Iowa."

On motion of Senator Rigler, the committee amendment was adopted.

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

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

Ayes, 47:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Gilmour	Moore	Scott
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Long	Putney	

Nays, none.

Absent or not voting, 3:

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

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

Senator Walker asked and received unanimous consent that Senate File 53 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 by the House to request the return of House File 55, a bill for an act relating to sick leave for public school employees.

Also: 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 to amend section two hundred seventy-nine point thirteen (279.13), Code 1958, to provide for a conference between the board of directors of a school district and a teacher before such teacher is notified of termination of contract.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 22, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses.

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 relating to bids on road construction work and materials therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 74, a bill for an act relating to tips and tipping.

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 to amend section one hundred ten point seventeen (110.17), Code 1958, relating to hunting, fishing and trapping license requirements for landowners and tenants of land and their children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 152, a bill for an act to establish a merit system of personnel administration for the civil service of the state, and to repeal acts and parts of acts in conflict therewith.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 184, a bill for an act relating to charges for nonresident licenses for hunting, fishing, trapping and similar activities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 196, a bill for an act to establish a permanent Arbor Week.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 22, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses.

Read first and second times and passed on file.

House File 72, a bill for an act relating to bids on road construction work and materials therefor.

Read first and second times and passed on file.

House File 74, a bill for an act relating to tips and tipping.

Read first and second times and passed on file.

House File 101, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, relating to hunting, fishing and trapping license requirements for landowners and tenants of land and their children.

Read first and second times and passed on file.

House File 152, a bill for an act to establish a merit system of personnel administration for the civil service of the state, and to repeal acts and parts of acts in conflict therewith.

Read first and second times and passed on file.

House File 184, a bill for an act relating to charges for nonresident licenses for hunting, fishing, trapping and similar activities.

Read first and second times and passed on file.

House File 196, a bill for an act to establish a permanent Arbor Week.

Read first and second times and passed on file.

HOUSE FILE 55 RETURNED TO THE HOUSE

Senator Schroeder asked and received unanimous consent that, in accordance with the request of the House, the Secretary be directed to return to the House, House File 55.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 168.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 168.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 6th day of February, 1959, sent to the Governor for his approval: Senate File 168.

LEROY GETTING, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 5, 1959, the Governor had approved the following bill:

Senate File 74, relating to the organization, reorganization, enlargement or change in the boundaries of school corporations.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 229 Highway safety
 S. F. 230 Conservation
 S. F. 231 Conservation
 S. F. 232 Judiciary 1
 S. F. 233 Judiciary 2
 S. F. 235 Schools and educational institutions
 S. F. 236 Tax revision
 S. F. 238 Tax revision
 S. F. 239 Banks, building and loan
 S. F. 240 Banks, building and loan
 S. F. 241 Compensation of public officers and employees
 S. F. 242 Labor
 S. F. 243 Labor
 S.J.R. 9 Legislative redistricting
 H. F. 22 Judiciary 1
 H. F. 72 Highways
 H. F. 74 Judiciary 2
 H. F. 101 Conservation
 H. F. 152 Governmental affairs
 H. F. 184 Conservation
 H. F. 196 Judiciary 2

AMENDMENT FILED

1 Amend Senate File 212 as follows:
 2 Strike from line 4 the following words, "held for
 3 sale or resale" and insert in lieu thereof the following:
 3 "intended for ultimate sale or resale, with or without additional
 5 processing, manufacturing, fabricating, compounding or serv-
 6 icing,".

D. C. NOLAN.
 JACK MILLER.
 GEORGE E. O'MALLEY.
 JACK SCHROEDER.
 A. G. FROMMELT.

On motion of Senator Schroeder, the Senate adjourned until 11:00 a.m., Monday, February 9, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 9, 1959.

The Senate met in regular session, President McManus presiding.

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

PETITIONS

By Senator Edelen; from sixteen residents of Cerro Gordo County in opposition to liquor by the drink.

By Senator Harbor, from twenty-five residents of Montgomery County urging legislation to rid the newsstands of objectionable literature. Also, from twenty-eight residents of Mills County in opposition to liquor by the drink; and, also, that if a referendum is voted, the same should be worded in a clear-cut manner.

By Senator Shoeman, from one hundred forty-four residents of Cass and adjoining counties urging a survey for the proposed Lake Anita site.

INTRODUCTION OF BILLS

Senate File 244, by Senators Mincks, Miller and Coleman, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's compensation.

Read first and second times and passed on file.

Senate File 245, by Senators Mincks, Miller and Frommelt, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's compensation regarding replacement of prosthetic devices and appliances.

Read first and second times and passed on file.

Senate File 246, by Senator Elijah, a bill for an act authorizing insurance companies, building and loan associations, trustees, fiduciaries, the State of Iowa, and the political subdivisions and institutions and agencies thereof to invest in the bonds and debentures issued either singly or collectively by any of the twelve (12) federal land banks, the twelve (12) federal intermediate credit banks, or the thirteen (13) banks for cooperatives under the supervision of the farm credit administration.

Read first and second times and passed on file.

Senate File 247, by Senators Stuart, Butler, Shoeman, McCurdy, Long, Henry, Gillespie, Boothby, Hoxie and Wolf, a bill for an act to repeal chapter three hundred thirty-nine (339), Code 1958, and to amend various other sections of the Code relating to coroners, and to enact in lieu thereof a substitute creating a board on post-mortem examinations and to prescribe the board's duties, powers and functions; to provide for the appointment of a chief medical examiner, his qualifications, powers, duties and functions and a central office and laboratory; to provide for the appointment of county medical examiners, their qualifications, powers, duties and functions; and to make an appropriation from the general fund.

Read first and second times and passed on file.

SENATE FILE 18 RE-REFERRED

Senator Shoeman moved that Senate File 18 be re-referred to the committee on agriculture, which motion prevailed, and Senate File 18 was re-referred to the committee on agriculture.

ADDITIONAL COPIES

Senator Shoeman asked and received unanimous consent to have 200 additional copies of Senate File 18 printed.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 37, a bill for an act to amend chapter forty-three (43), Acts of the Fifty-seventh General Assembly, relating to urban transit systems, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 37 by striking all of section 1 and inserting in lieu thereof the following:

"Section 1. Chapter forty-three (43), Acts of the Fifty-seventh General Assembly, is hereby amended by striking everything after the word "effect" in line one (1) of section six (6) and inserting in lieu thereof the following words: 'until July 1, 1963.'"

On motion of Senator Miller, the committee amendment was adopted.

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

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

Ayes, 43:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Lynes	Putney	

Nays, none.

Absent or not voting, 7:

Dewel	Gilmour	O'Connor	Walker
Frommelt	Long	Shaff	

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

On motion of Senator Getting, Senate File 80, a bill for an act relating to powers of the Iowa Natural Resources Council, with report of the 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 80 by adding a new section following section 2:

"Section four hundred fifty-five A point thirty-six (455A.36), Code 1958, is amended by striking from line thirteen (13) the word, "on" and inserting in lieu thereof the words, "after an investigation or".

On motion of Senator Harbor, the committee amendment was adopted.

Senator Hoxie asked and received unanimous consent to withdraw the amendment to Senate File 80 filed by him and found on page 185 of the Senate Journal.

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

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

Ayes, 43:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Dewel	Gilmour	O'Connor	Walker
Frommelt	Long	Putney	

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

On motion of Senator Rigler, Senate File 58, a bill for an act to amend section two hundred seventy-nine point forty (279.40), Code 1958, relating to sick leave for public school employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler asked and received unanimous consent that action on Senate File 58 be deferred and that the bill be placed on the calendar under "Unfinished Business".

"HAPPY BIRTHDAY" TO PRESIDENT McMANUS

Senator O'Malley rose on a point of personal privilege and, together with Senator Schroeder, presented to President Edward J. McManus, on behalf of the members of the Senate, a bouquet of red roses and wished him a Happy Birthday.

President McManus expressed his sincere gratitude to the members of the Senate.

EXECUTIVE SESSION

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

The Senate arose from executive session and resumed regular session.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 1.

BILL SENT TO THE GOVERNOR

Senator Getting, 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 February, 1959, sent to the Governor for his approval: Senate File 1.

LEROY GETTING, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 6, 1959, the Governor had approved the following bill:

Senate File 168, relating to jurisdiction of the conservation commission over all types of events conducted upon state waters.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 244 Labor
- S. F. 245 Labor
- S. F. 246 Banks, building and loan
- S. F. 247 Governmental affairs

REPORTS OF COMMITTEES

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 79**, a bill for an act authorizing financial assistance for the construction of school facilities in certain school districts meeting the requirements set forth in this act, and making appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 171**, a bill for an act relating to the age of children starting to school, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 171 by striking from line five (5) of section 1, "1960" and inserting in lieu thereof "1962". Also, by striking from section 1 all of subsection four (4).

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 206**, a bill for an act relating to the

powers of school districts and to amend certain sections, Code 1958, relating thereto for the purpose of extending such powers to community districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 120**, a bill for an act to legalize and validate the proceedings for the organization of Plainfield Community School District, and to legalize and validate the action of the Board of Directors of said school district in calling special school bond election, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 18**, a bill for an act to legalize and validate the organization and establishment of the Bridgewater-Fontanelle Community School District, in the County of Adair and State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, 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 19**, a bill for an act relating to the recording of instruments, 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 Shaw on January 27, 1959, and February 3, 1959, and found on pages 138 and 196 of the Senate Journal, and when so amended the bill do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 7, by striking all after
- 2 the enacting clause and inserting in lieu thereof the follow-
- 3 ing:
- 4 "Section 1. Amend Article Five (V) of the Constitution of the
- 5 State of Iowa as follows:
- 6 "1. Amend section four (4) thereof, as it appears in the Code
- 7 1958, by striking from lines eight (8) and nine (9) of such
- 8 section the words 'exercise a supervisory' and inserting in
- 9 lieu thereof the words, 'shall exercise a supervisory and
- 10 administrative'.
- 11 "2. Sections three (3), five (5), nine (9) and eleven
- 12 (11) thereof are repealed.
- 13 "3. Article Five (V) is further amended by adding the
- 14 following sections:
- 15 Section 15. Vacancies in the Supreme Court and Dis-

16 trict Court shall be filled by appointment by the
 17 Governor subject to confirmation by a constitutional
 18 majority vote of the Senate of the State of Iowa at
 19 the session of the General Assembly next following
 20 such appointment.

21 Section 16. The members of such courts shall hold
 22 office during good behavior. The General Assembly
 23 shall prescribe mandatory retirement for judges of
 24 such courts at a specified age and shall provide for
 25 adequate retirement compensation. Retired judges
 26 may be assigned to temporary judicial duties by the
 27 chief justice of the Supreme Court during their pe-
 28 riod of retirement.

29 Section 17. Judges of the Supreme Court and District
 30 Court shall receive salaries from the state, and such
 31 salaries shall not be diminished during their contin-
 32 uance in office. They shall be members of the bar
 33 of the state and shall have such other qualifications
 34 as may be provided by law and shall be ineligible
 35 to hold or be a candidate for any elective office
 36 while serving on said courts.

37 Section 18. Judges of the Supreme Court and Dis-
 38 trict Court who were elected or appointed prior to
 39 the effective date hereof shall continue in office
 40 during good behavior and until reaching the age of
 41 retirement.

42 "Sec. 2. The foregoing proposed amendment to the Consti-
 43 tution of the State of Iowa is hereby referred to the General
 44 Assembly to be chosen at the next general election, and the
 45 secretary of state is hereby directed to cause the same to
 46 be published as provided by law."

D. C. NOLAN.
 L. M. BOOTHBY.
 C. M. VANCE.
 LAWRENCE PUTNEY.
 FRANK C. BYERS.

1 Amend Senate File 18 by adding the following as a new section:
 2 Chapter one hundred sixty-nine (169), Code 1958, is amended
 3 by adding a new section as follows:

4 "Any person whose license has expired or has been revoked
 5 under the provisions of section one hundred sixty-nine point six
 6 (169.6) or section one hundred sixty-nine point thirty-six
 7 (169.36) of this chapter may again make application to obtain a
 8 license as provided in section one hundred sixty-nine point
 9 twenty-three (169.23) of this chapter. The applicant must pass
 10 a satisfactory examination as provided in section one hundred
 11 sixty-nine point twenty-nine (169.29) of this chapter, except
 12 that in such cases the examination may be written or oral as
 13 prescribed by the board."

R. G. MOORE.

1 Amend Senate File 58 as follows:
 2 Amend Senate File 58 by striking all of section two (2) and
 3 inserting in lieu thereof:
 4 Sec. 2. Two hundred seventy-nine point forty (279.40), Code

5 1958, is further amended by striking the period in line
6 fourteen (14), inserting a comma, and adding the following:
7 "and a maximum not exceeding sixty (60) days."

LYNN POTTER.

1 Amend Senate File 198 as follows:

2 1. By striking all of subsection 3 of section 3.

3 2. Further amend Senate File 198 by adding the following new section:

4 "Sec. 4. Section one hundred six point seventeen (106.17),
5 Code 1958, is hereby repealed and the following substituted in lieu
6 thereof:

7 'No boat race, professional exhibition, or regatta shall be
8 conducted upon state waters unless permission is granted by the
9 commission.

10 'Boats not participating in such race, professional exhibition
11 or regatta shall remain at least fifty (50) feet from the racing course
12 or designated boundaries of the professional exhibition during such
13 contest or exhibition.

14 'The provisions of section one hundred six point thirteen
15 (106.13), Code 1958, shall not apply to boats, boat operators, or
16 persons manipulating any water skis, surfboard, or similar device
17 engaged in such race, professional exhibition, or regatta.'"

LAWRENCE PUTNEY.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 10, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Edwin Otte, pastor of the United Church of Christ, Lowden, Iowa.

PETITIONS

By Senator Gilmour, from nine residents of Keokuk County favoring legislation to impose an additional tax of one cent on the sale of each package of cigarettes to be used for conservation purposes.

By Senator Rigler, from nineteen residents of Chickasaw County favoring proposed legislation for safety on the highways.

By Senator Shoeman, from thirty residents of Cass County urging a survey for the proposed Lake Anita site.

PRESENTATION OF VISITORS

Senator Frommelt asked and received unanimous consent to present to the Senate the Honorable Arnold Utzig, member of the State Board of Parole and a former member of the Senate from Dubuque County who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate Mike Gravel of Anchorage, Alaska, a spokesman for the U. S. Junior Chamber of Commerce who was present in the Senate chamber.

Mr. Gravel addressed the Senate briefly on his project assignment "Tax Reform."

INTRODUCTION OF BILLS

Senate Joint Resolution 10, by committee on highways, a joint resolution to create a special committee to make a fiscal, administrative and engineering survey of Iowa's highways, roads and streets.

Read first and second times and passed on file.

Senate Joint Resolution 11, by committee on judiciary 1, a joint resolution creating a joint, bipartisan committee to study the criminal law and procedure in the State of Iowa and the recodification thereof and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 248, by committee on board of control, a bill for an act relating to the use of the establishing and maintaining industry revolving funds of the state penitentiary at Fort Madison and the state reformatory at Anamosa.

Read first and second times and placed on the calendar.

Senate File 249, by Senator O'Connor, a bill for an act relating to certain types of knives.

Read first and second times and passed on file.

Senate File 250, by committee on schools and educational institutions, a bill for an act relating to the acceptance and distribution of federal funds, services, commodities, or equipment and to repeal chapter two hundred eighty-three (283), Code 1958, relating thereto, and to enact a substitute therefor.

Read first and second times and placed on the calendar.

Senate File 251, by committee on schools and educational institutions, a bill for an act to amend section two hundred ninety-six point two (296.2), Code 1958, relating to petition for election on bond issues.

Read first and second times and placed on the calendar.

Senate File 252, by Senators Eppers, Harbor, Edelen and Prince, a bill for an act to amend section one hundred nine point forty-eight (109.48), Code 1958, to permit the conservation commission to provide an open season on mourning doves.

Read first and second times and passed on file.

Senate File 253, by committee on judiciary 1, a bill for an act to amend subsection four (4) of section six hundred thirty-eight point thirty-four (638.34), Code 1958, relating to final reports of executors or administrators.

Read first and second times and placed on the calendar.

Senate File 254, by Senators Putney and Nolan, a bill for an act to amend chapter one hundred nine (109), Code 1958, relating to a new section to certain children.

Read first and second times and passed on file.

Senate File 255, by Senators Putney and Nolan, a bill for an act relating to the penalty for contributing to the delinquency of a minor.

Read first and second times and passed on file.

Senate File 256, by Senators Dykhouse, Walker and Hansen, a bill

for an act relating to the form of standard policy insuring against the peril of fire.

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 2, a bill for an act relating to the portion of vehicle registration fees retained by county treasurers.

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 to permit mortgagors and mortgagees of real property located within cities and towns to reduce period of redemption after sale by agreement.

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 trucks pulling a four wheel trailer.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 55, a bill for an act relating to sick leave for public school employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 80, a bill for an act relating to dismissal of employees of the department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 94, a bill for an act to raise the compensation of registers and election board officials to one dollar per hour.

Also: 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 to amend chapter thirty-three (33), Acts of the Fifty-fourth General Assembly, relating to the trust fund of Robert O. Winn.

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 to create an appointive commerce commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 199, a bill for an act relating to the per diem salary of county, municipal and school examiners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 220, a bill for an act relating to junior colleges.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 5, to designate the bur oak, *quercus macrocarpa*, as the official state tree for 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 110, a bill for an act relating to installment loans by banks so as to enable banks to more fully develop home improvement and property development loan programs.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 110

Amend the title to Senate File 110 as follows:

Amend lines 2 and 3 by striking the following words and figures "and five hundred twenty-nine point twelve (529.12)".

HOUSE MESSAGES CONSIDERED

House File 2, a bill for an act relating to the portion of vehicle registration fees retained by county treasurers.

Read first and second times and passed on file.

House File 52, a bill for an act to amend chapter six hundred twenty-eight (628), Code 1958, so as to permit mortgagors and mortgagees of real property located within cities and towns to reduce the period of redemption after sale by agreement.

Read first and second times and passed on file.

House File 53, a bill for an act relating to trucks pulling a four (4) wheel trailer.

Read first and second times and passed on file.

House File 55, a bill for an act relating to sick leave for public school employees.

Read first and second times and passed on file.

House File 80, a bill for an act relating to dismissal of employees of the department of public safety.

Read first and second times and passed on file.

House File 94, a bill for an act to raise the compensation of registers and election board officials to one (1) dollar per hour.

Read first and second times and passed on file.

House File 120, a bill for an act to amend chapter thirty-three (33), Acts of the Fifty-fourth General Assembly, relating to the trust fund of Robert O. Winn.

Read first and second times and passed on file.

House File 123, a bill for an act to create an appointive commerce commission.

Read first and second times and passed on file.

House File 199, a bill for an act relating to the per diem salary of county, municipal, and school examiners.

Read first and second times and passed on file.

House File 220, a bill for an act to amend section two hundred eighty point eighteen (280.18), Code 1958, relating to junior colleges.

Read first and second times and passed on file.

House Joint Resolution 5, a joint resolution to designate the Bur Oak, *quercus macrocarpa*, as the official state tree for the State of Iowa.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Miller, Senate File 103, a bill for an act to authorize a tax levy in cities and towns having a population between seventy-five thousand (75,000) and one hundred twenty-five thousand (125,000) for the purpose of providing a fund for cultural and scientific facilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman offered the following amendment and moved its adoption:

Amend Senate File 103 as follows:

Amend section 2, by striking all of lines 1 and 2 and substituting in lieu thereof the following:

"Such action may be taken by the city council or commission only after a majority of the people have voted in favor at a general election on the question, 'Shall a one (1) mill levy be spread for the purpose of providing a fund for the acquisition, development, maintenance, and payment of appropriate salaries and wages for the operation of cultural and scientific facilities?'"

Roll call was demanded.

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

Ayes, 37:

Boothby	Elijah	Getting	Henry
Coleman	Eppers	Gilmour	Hill
Dewel	Evans	Grimstead	Hoffman
Dykhouse	Fisher	Hansen	Hoschek
Edelen	Frommelt	Harbor	Long

Lynes	O'Malley	Rigler	Shoeman
McCurdy	Potter	Ringgenberg	Vance
Mincks	Prentis	Schroeder	Walker
Moore	Price	Shaff	Weber
O'Connor			

Nays, 7:

Butler	Miller	Stuart	Wolf
Byers	Nolan	Turner	

Absent or not voting, 6:

Buck	Hoxie	Putney	Scott
Gillespie	Prince		

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Getting	Lynes	Prince
Buck	Gillespie	McCurdy	Putney
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shoeman
Dykhouse	Harbor	Nolan	Stuart
Edelen	Hill	O'Connor	Turner
Elijah	Hoffman	O'Malley	Vance
Eppers	Hoschek	Potter	Walker
Evans	Hoxie	Prentis	Weber
Fisher	Long	Price	Wolf
Frommelt			

Nays, 3:

Henry	Rigler	Shaff
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Absent or not voting, 2:

Dewel	Scott
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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 Scott, House File 40, a bill for an act relating to the bounty on rattlesnakes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 49:

Boothby	Coleman	Elijah	Frommelt
Buck	Dewel	Eppers	Getting
Butler	Dykhouse	Evans	Gillespie
Byers	Edelen	Fisher	Gilmour

Grimstead	McCurdy	Prentis	Shaff
Hansen	Miller	Price	Shoeman
Harbor	Mincks	Prince	Stuart
Henry	Moore	Putney	Turner
Hill	Nolan	Rigler	Vance
Hoschek	O'Connor	Ringgenberg	Walker
Hoxie	O'Malley	Schroeder	Weber
Long	Potter	Scott	Wolf
Lynes			

Nays, none.

Absent or not voting, 1:

Hoffman
(present)

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

Senator Scott asked and received unanimous consent that Senate File 60 be withdrawn from further consideration of the Senate.

On motion of Senator Boothby, Senate File 9, a bill for an act to amend chapter one hundred fifty-six (156), Code 1958, relating to funeral director and embalmers licenses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 47:

Boothby	Frommelt	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Getting	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Price	Weber
Evans	Hoschek	Prince	Wolf
Fisher	Hoxie	Putney	

Nays, 3:

Long Prentis Walker

Absent or not voting, none.

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

On motion of Senator Boothby, Senate File 10, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director

and embalmer licenses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby asked and received unanimous consent that House File 22 be substituted for Senate File 10.

On motion of Senator Boothby, House File 22, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses, was taken up and considered.

Senator Schroeder asked and received unanimous consent that action on House File 22 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Boothby, Senate File 12, 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 1958, relating to funeral expenses for dependent children and the blind, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Getting	McCurdy	Putney
Buck	Gillespie	Miller	Rigler
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Lynes		

Nays, 3:

Coleman	Long	Ringgenberg
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Absent or not voting, 1:

Walker
(present)

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

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 58, a bill for an act to

amend section two hundred seventy-nine point forty (279.40), Code 1958, relating to sick leave for public school employees, was taken up for further consideration.

Senator Shaff asked and received unanimous consent that House File 55 be substituted for Senate File 58.

On motion of Senator Shaff, House File 55, a bill for an act relating to sick leave for public school employees, was taken up and considered.

Senator Potter offered the following amendment and moved its adoption:

Amend House File 55 by striking all of section 2 and inserting in lieu thereof:

Sec. 2. Two hundred seventy-nine point forty (279.40), Code 1958, is further amended by striking the period in line fourteen (14), inserting a comma, and adding the following: "and a maximum not exceeding sixty (60) days."

The amendment was lost.

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

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

Ayes, 45:

Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Malley	Shoeman
Edelen	Hill	Potter	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Frommelt	McCurdy	Rigler	Wolf
Gillespie			

Nays, 5:

Boothby	Getting	Lynes	O'Connor
Dykhouse			

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 Shaff asked and received unanimous consent that Senate File 58 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Ringgenberg, Senate File 39, a bill for an act relating to public safety peace officers' retirement, accident and

disability system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ringgenberg offered the following amendment and moved its adoption:

Amend Senate File 39, section 1, line 8, by inserting after the word "absent" the following: "from duty as a peace officer".

The amendment was adopted.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhousc	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

On motion of Senator Vance, Senate File 47, a bill for an act to repeal the head tax levied on adults to provide funds for the old-age assistance fund, and to abolish the liens charged against property for delinquent head taxes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Edelen	Gillespie	Hoffman
Buck	Elijah	Gilmour	Hoschek
Butler	Eppers	Grimstead	Hoxie
Byers	Evans	Hansen	Long
Coleman	Fisher	Harbor	Lynes
Dewel	Frommelt	Henry	McCurdy
Dykhousc	Getting	Hill	Miller

Mincks	Prentis	Schroeder	Turner
Moore	Prince	Scott	Vance
Nolan	Putney	Shaff	Walker
O'Connor	Rigler	Shoeman	Weber
O'Malley	Ringgenberg	Stuart	Wolf
Potter			

Nays, 1:

Price

Absent or not voting, none.

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

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 9, 1959, the Governor had approved the following bill:

Senate File 1, relating to termination of a contract for a teacher.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 79	Appropriations
S. F. 249	Judiciary 2
S. F. 252	Conservation
S. F. 254	Judiciary 2
S. F. 255	Judiciary 2
S. F. 256	Insurance
S.J.R. 10	Appropriations
S.J.R. 11	Appropriations
H. F. 2	Transportation
H. F. 52	Judiciary 1
H. F. 53	Transportation
H. F. 80	Judiciary 2
H. F. 94	Compensation of public officers and employees
H. F. 120	Judiciary 2
H. F. 123	Governmental affairs
H. F. 199	Compensation of public officers and employees
H.J.R. 5	Judiciary 2

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 90**, a bill for an act relating to the judicial retirement system, begs leave to report it has had the same under consideration and recommends the same ~~do~~ pass.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 33**, a bill for an act to require that every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 34**, a bill for an act relating to attorney's fees in criminal cases, 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 34 as follows:

Amend section one (1), line seven (7), by striking all after the word "appointed" and substituting in lieu thereof the words: "such sum or sums as the court may determine are necessary for investigation in the interests of justice."

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 47**, a bill for an act to amend chapter five hundred eighty-one (581), Code 1958, relating to veterinarian's lien, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Nolan submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **House File 39**, a bill for an act relating to the investment of funds of life insurance companies in real estate bonds and mortgages, begs leave to report it has had the same under consideration and recommends the same **do pass**.

D. C. NOLAN, *Chairman*.

Ordered passed on file.

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 82**, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1958, relating to the time for filing of claims for veteran's property tax exemption, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 104**, a bill for an act relating to court expense fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **House File 156**, a bill for an act to amend section three hundred twelve point two (312.2), Code 1958, relating to the allocation from road use tax funds to the highway grade crossing safety fund, begs leave to report it has had the same under consideration and recommends the same *do pass*.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **House File 157**, a bill for an act relating to the creation of a highway grade crossing safety fund and to amend chapter four hundred seventy-eight (478), Code 1958, relating to cattle guards, fences, crossings, and interlocking switches and the authority of the state commerce commission to allocate funds for the protection of the public in the use of highway railroad grade crossings, begs leave to report it has had the same under consideration and recommends the same *do pass*.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 23, section 1, by adding the following paragraph:
- 2 "Further amend section three hundred twenty-one point
- 3 twenty-four (321.24), Code 1958, by inserting following the
- 4 word 'chapter' in line sixty-seven (67) the words 'after which
- 5 it may be destroyed'."

GENE HOFFMAN.

- 1 Amend House File 19 by adding to Section 1 thereof, the following:
- 2 "No instrument by which the title to real estate or personal
- 3 property, or any interest therein or lien thereon, is conveyed,
- 4 created, encumbered, assigned or otherwise disposed of, shall
- 5 be received for record or filing by the county recorder unless
- 6 the name of the person who, or governmental agency which,
- 7 prepared such instrument appears at the conclusion of such
- 8 instrument and such name is either printed, typewritten,
- 9 stamped or signed in a legible manner. An instrument will be
- 10 in compliance with this section if it contains a statement in
- 11 the following form: "This instrument was prepared by (name)."
- 12 "This section does not apply to any instruments executed
- 13 prior to the effective date of this section, nor to the
- 14 following: any decree, order, judgment, or writ of any court;
- 15 any will or death certificate; or any instrument executed or
- 16 acknowledged outside this state. Failure to insert the
- 17 statement as herein designated shall not invalidate the
- 18 instrument."

DAVID O. SHAFF.
W. C. STUART.

- 1 Amend Senate File 191 by adding the following thereto:
- 2 Sec. 4. Any provision that, as a condition of employment,
- 3 an employee shall become and remain a member in a labor union
- 4 as hereinabove provided shall be subject to the following

5 conditions:

6 a. Such provision, if negotiated from and after the
7 effective date of this act, shall be void if the
8 negotiations were conducted in an atmosphere of
9 force, violence, strikes, picketing, or threat
10 thereof.

11 b. Such provision shall become void and remain so for
12 a period of one year in the event of occurrence of
13 force or violence, through the fault of the union,
14 resulting in personal injury or property damage.

15 c. Such provision shall be void unless a majority of
16 the employees covered by the agreement containing
17 said provision has first voted by secret ballot to
18 give said union the right to represent them.

19 d. Such provision shall not apply to employees (other
20 than present or former members of said union) who
21 have been employed by the employer for a continuous
22 period of more than one year prior to the date of
23 execution of said agreement.

24 e. Such provision shall be void if said union has been
25 suspended or decertified by the National Labor Relations
26 Board.

27 Sec. 5. No portion of the dues required to be paid by the
28 employees to a labor union shall be used for the support of any
29 political party or candidate.

30 Sec. 6. All officers of a labor union shall be elected by a
31 majority vote of its membership by secret ballot.

32 Sec. 7. No labor union shall call a strike without a
33 majority vote of its membership by secret ballot.

JACK MILLER.

1 Amend Senate File 123, section 2, by adding thereto the
2 following new subsection:

3 "All registered engineers and all registered engineers-
4 in-training employed in state institutions and agencies and as
5 accredited by the state board of engineering examiners under
6 chapter one hundred fourteen (114), Code 1958."

CARL H. RINGGENBERG.

1 Amend Senate File 235, section 1, line 2, by striking the
2 word and figure "nine (9)", and inserting in lieu thereof the
3 word and figure "five (5)".

CARL H. RINGGENBERG.

On motion of Senator Lynes, the Senate adjourned until 9:30
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 11, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Luther Powell, pastor of the Lake-side Presbyterian Church, Storm Lake, Iowa.

PETITIONS

By Senator Vance, from ninety-eight residents of Henry County in opposition to an open season on mourning doves.

INTRODUCTION OF BILLS

Senate File 257, by Senator Walker, a bill for an act to require the approval of the budget and financial control committee prior to any expenditure by the state board of regents or institutions or departments under its jurisdiction in excess of ten thousand dollars.

Read first and second times and passed on file.

Senate File 258, by Senators Henry, Byers, Coleman, Walker and O'Malley, a bill for an act to provide for a public hearing before the state regulatory body for the authority of any railroad company operating within the boundaries of Iowa to abandon, move or change any terminal or shop.

Read first and second times and passed on file.

Senate File 259, by Senators O'Malley and Dykhouse, a bill for an act to provide for optional audit of the State Highway Commission by certified public accountants.

Read first and second times and passed on file.

Senate File 260, by Senators O'Malley and Schroeder, a bill for an act to provide for optional audit of credit unions by certified public accountants.

Read first and second times and passed on file.

Senate File 261, by committee on insurance, a bill for an act amending chapter five hundred seven B (507B), Code 1958, relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor.

Read first and second times and placed on the calendar.

Senate File 262, by committee on schools and educational institutions, a bill for an act to amend chapter two hundred eighty-one (281), Code 1958, relating to the education of handicapped children.

Read first and second times and placed on the calendar.

Senate File 263, by committee on compensation of public officers and employees, a bill for an act relating to the per diem salary of county, municipal and school examiners.

Read first and second times and placed on the calendar.

Senate File 264, by committee on cities and towns, a bill for an act to amend chapter four hundred eleven (411), Code 1958, relating to retirement systems for policemen and firemen.

Read first and second times and placed on the calendar.

Senate Joint Resolution 12, by Senators McCurdy, O'Connor, Butler, Hoffman and Dewel, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the sessions of the General Assembly, and to repeal section two (2), article three (III), of the Constitution of the State of Iowa and proposing a substitute therefor.

Read first and second times and passed on file.

Senate File 265, by committee on cities and towns, a bill for an act to amend sections three hundred twelve point two (312.2) and three hundred twelve point three (312.3), Code 1958, to increase the allotment to cities and towns and decrease the allotment to the secondary road fund from the road use tax fund.

Read first and second times and placed on the calendar.

Senate File 266, by committee on cities and towns, a bill for an act to amend section three hundred sixty-eight point six (368.6), Code 1958, to provide cities and towns with the power to regulate, license, and examine electricians and electrical contractors.

Read first and second times and placed on the calendar.

Senate File 267, by Senators Elijah, Hoxie, McCurdy, O'Connor, Gilmour, Hoffman and Ringgenberg, a bill for an act relating to the submission of all preliminary plans and specifications for the construction of any public school building to the state department of public instruction for review and approval or recommendations.

Read first and second times and passed on file.

Senate File 268, by committee on printing, a bill for an act relating to publication of the official ballot.

Read first and second times and placed on the calendar.

Senate File 269, by Senators Vance, Wolf, Butler and Shaff, a bill for an act relating to the sale, lease, transfer and assignment of rights of liquid transport carriers.

Read first and second times and passed on file.

Senate File 270, by committee on printing, a bill for an act relating to publication of legal notices.

Read first and second times and placed on the calendar.

Senate File 271, by Senators Harbor, Prentis, Walker, Shoeman, Butler and Gillespie, a bill for an act relating to the use of certain state parks.

Read first and second times and passed on file.

Senate File 272, by Senator Fisher, a bill for an act to amend section three hundred six A point six (306A.6), Code 1958, regarding the establishment of controlled-access facilities.

Read first and second times and passed on file.

Senate File 273, by committee on cities and towns, a bill for an act to amend section four hundred twenty point forty-one (420.41), Code 1958, relating to general powers and provisions of cities under special charter.

Read first and second times and placed on the calendar.

Senate File 274, by committee on printing, a bill for an act relating to publication of delinquent tax notices.

Read first and second times and placed on the calendar.

Senate File 275, by Senators Buck, Elijah, Fisher, Weber, O'Malley, O'Connor, McCurdy, Wolf, Hansen, Gilmour, Getting, Frommelt, Hoschek and Mincks, a bill for an act to abolish the death penalty as a punishment for certain crimes and to substitute therefor imprisonment for life or a term of years.

Read first and second times and passed on file.

Senator Stuart asked and received unanimous consent that the following report be printed in the Senate Journal:

REPORT OF THE LEGISLATIVE RESEARCH COMMITTEE
TO THE MEMBERS OF THE FIFTY-EIGHTH GENERAL ASSEMBLY
FEBRUARY, 1959

Creation and Purpose of the Research Committee and Bureau

The Legislative Research Committee and Bureau were created during the 1955 session of the General Assembly. The present director of the Research Bureau was employed in the fall of that year. The six-member Research Committee's function is to set the general policy for the operation of the Research Bureau. Besides doing research for committees or groups of five or more legislators, the Research Bureau provides a reference service and drafts bills for individual legislators.

Work of Research Bureau During Last Biennium

Sixteen major research requests were made to the Research Bureau, and 23 research reports have been prepared. These reports are listed at the end of this report. All research bulletins were sent to each legislator, who was also provided with a notebook so that he could keep the reports handy. In addition to the major requests, the Research Bureau did considerable "spot research" work for individual legislators.

During the 1957 session, the Director of the Research Bureau had charge of the temporary bill drafting service. About 360 bill drafting requests were taken care of. The Research Bureau is providing this service again during the 1959 session.

Participation in National and Regional Legislative Conferences

The Director of the Bureau attended two meetings of the National Legislative Conference. Representative Lund attended one of these meetings, which are designed to help improve legislative procedures and legislative services.

Senator Prentis, Representative Lund, Representative Johns of the Iowa Interstate Cooperation Committee, and the Director of the Bureau attended a meeting of the North Central Legislative Conference in Madison, Wisconsin. About 50 legislators, who are primarily research committee members and research staff members from both Dakotas, Minnesota, Wisconsin and Iowa attended this meeting. The chief purpose of this biennial meeting is for legislators to be able to exchange ideas on how the various legislatures are dealing with certain problems common to each state. At Madison, school finances, interstate highway problems, ways to improve legislative procedures and budgeting, and publication of departmental rules were discussed. The Iowa General Assembly was invited to be a member of this organization.

Cost of Research Service

The staff of the Bureau consists of the director, a legal assistant, a research assistant and a secretary. During the 1957-58 fiscal year, the expenses of the Research Bureau and the travel costs of the Research Committee were about \$21,200. (Salaries, \$19,700; Travel, \$900; and Printing, \$600.) It is estimated that the cost for the 1958-59 fiscal year will be about \$24,500. In addition the equipment, some supplies, telephone and postage of the Research Bureau was paid from the appropriation to the Executive Council.

The law now provides that the salary, travel and printing expenses of the research service be paid from the allocation to the Budget and Financial Control Committee. We believe this practice should be continued. In the

first place, the General Assembly has close control over the spending of the Research Bureau through the Research Committee. Secondly, the needs of the Research Bureau are based on the amount of research work that needs to be done, and this is not known until months after the legislature has met.

Joint Advisory Committees Proposal

We believe the General Assembly can improve its operation by making more effective use of its research service. A weakness in our legislative process is that there is little continuity from one session to the next, because the legislature has little formal organization between sessions. On research projects, for example, there is no formalized way for legislators to advise and work with the Research Bureau and to make good use of the results of the research.

We believe this situation can be dealt with by providing for joint advisory committees, each made up of a few members from each house, to advise and work with the Research Bureau on each major research project. A bill to provide for this has been introduced. We believe these committees could function with little personal sacrifice to members of the General Assembly and not much cost to the state. We believe this proposal would strengthen and improve the legislative process by providing greater continuity between the General Assembly and its own Legislative Research Bureau. We also believe it would enable the legislature to handle its responsibilities more effectively. Furthermore the passage of the bill in our opinion will reduce the number of voluntary committees created outside the legislature.

Recognition of the Work of the Research Bureau

We are particularly pleased with the work of the Legislative Research Bureau and feel that the director, Clayton Ringgenberg, deserves a great deal of credit. We are recommending a salary increase for the director commensurate with his duties and responsibilities.

Respectfully submitted,

MEMBERS OF THE IOWA LEGISLATIVE RESEARCH COMMITTEE:

Sen. W. C. STUART, *Chairman*. Repr. BERT K. FAIRCHILD, *Vice-Chairman*.

Sen. GEORGE E. O'MALLEY. Repr. ROBERT W. NADEN.

Sen. X. T. PRENTIS.

REPORTS OF IOWA LEGISLATIVE RESEARCH BUREAU 1957-59 Biennium

Bulletin

Number

- 9A Gross Receipts Taxes: Sales Taxation With a New Twist
- 9B An Experiment in Business Taxation: The Michigan Value-added Tax
- 9C A Look at Adjusted Gross Income Taxation
- 9D Iowa Corporate Income Taxation
- 10 An Indiana Experiment: The Gross Income Tax
- 11A How County Governments Get and Spend Their Money
- 11B County Government Tax Levy Limits in Iowa
- 11C County General Fund and Court Fund Finances
- 12 Heads of Highway Departments in the 48 States
- 13A County Governments: What They Are, What They Do, and How They Are Organized to Get Their Work Done
- 13B Some Possibilities for Consolidation of Offices or Functions Within Counties
- 14 Minerals and Local Taxes in Iowa

*Bulletin
Number*

- 15A The New Motor Vehicle Fuel Tax Law
 15B Coloring or Exempting of Gasoline upon Which a Tax Refund Is Now Paid (being printed)
 16A The Consumer Installment Lending Business—What It Is and Some Facts About Its Operation in Iowa
 17 Assistance Provided by Attorney Generals of Other States to the Legislature during the Session
 18 Committee Work before the Session and Other Methods Used by State Legislatures to Speed-up Consideration of Bills
 19 Taxation of Mobile Homes
 20 State Assistance in Local School Building Construction
 21 Activities of Children's Code Commissions in Selected States

Reports Not Numbered and Not Sent to All Legislators

1. State Laws Dealing with Campaign Contributions and Expenditures (Also collected comments from public officials, party leaders, and newspapermen in nine states which either have a new law or no law on this subject)—For Bi-Partisan Elections and Election Privileges Committee.
2. Some Facts about Permanent Registration, Absentee Voting, Dates of Primaries, and Voting on Special Measures Where Voting Machines Are Used—For Bi-Partisan Elections and Election Privileges Committee.
3. Possibilities for Dealing With the Financially Irresponsible Motorist.

HOUSE AMENDMENT CONSIDERED

Senator Elijah called up for consideration Senate File 110, a bill for an act to amend sections five hundred twenty-nine point three (529.3), five hundred twenty-nine point four (529.4) and five hundred twenty-nine point twelve (529.12), Code 1958, relating to installment loans by banks so as to enable banks to more fully develop home improvement and property development loan programs; and to regulate the advertising thereof, amended by the House, and moved that the Senate concur in the following amendment:

Amend the title to Senate File 110 as follows:

Amend lines 2 and 3 by striking the following words and figures "and five hundred twenty-nine point twelve (529.12)".

The Senate concurred in the House amendment.

Senator Elijah 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:

Boothby	Edelen	Getting	Henry
Buck	Elijah	Gillespie	Hill
Butler	Eppers	Gilmour	Hoffman
Byers	Evans	Grimstead	Hoschek
Dewel	Fisher	Hansen	Hoxie
Dykhouse	Frommelt	Harbor	Long

Lynes	O'Malley	Rigler	Stuart
McCurdy	Potter	Ringgenberg	Turner
Miller	Prentis	Schroeder	Vance
Mincks	Price	Scott	Walker
Moore	Prince	Shaff	Weber
Nolan	Putney	Shoeman	Wolf
O'Connor			

Nays, none.

Absent or not voting, 1:

Coleman

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 Boothby, House File 22, a bill for an act to amend section one hundred forty-seven point one hundred one (147.101), Code 1958, relating to renewal fees for funeral director and embalmer licenses, was taken up for further consideration.

Senator Schroeder moved that House File 22 be re-referred to the committee on judiciary 1, which motion prevailed, and House File 22 was re-referred to the committee on judiciary 1.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 76, a bill for an act relating to the control of virulent hog cholera blood or virus, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henry moved that action on Senate File 76 be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

On motion of Senator Prince, Senate File 191, a bill for an act to amend sections seven hundred thirty-six A point one (736A.1), seven hundred thirty-six A point two (736A.2) and seven hundred thirty-six A point three (736A.3), Code 1958, providing for the union shop, was taken up and considered.

Senator Miller offered the following amendment:

Amend Senate File 191 by adding the following thereto:

Sec. 4. Any provision that, as a condition of employment, an employee shall become and remain a member in a labor union as hereinabove provided shall be subject to the following conditions:

a. Such provision, if negotiated from and after the effective date of this act, shall be void if the negotiations were conducted in an atmosphere of force, violence, strikes, picketing, or threat thereof.

b. Such provision shall become void and remain so for a period of one

year in the event of occurrence of force or violence, through the fault of the union, resulting in personal injury or property damage.

c. Such provision shall be void unless a majority of the employees covered by the agreement containing said provisions has first voted by secret ballot to give said union the right to represent them.

d. Such provision shall not apply to employees (other than present or former members of said union) who have been employed by the employer for a continuous period of more than one year prior to the date of execution of said agreement.

e. Such provision shall be void if said union has been suspended or decertified by the National Labor Relations Board.

Sec. 5. No portion of the dues required to be paid by the employees to a labor union shall be used for the support of any political party or candidate.

Sec. 6. All officers of a labor union shall be elected by a majority vote of its membership by secret ballot.

Sec. 7. No labor union shall call a strike without a majority vote of its membership by secret ballot.

Senator Schroeder moved that Senate File 191 be re-referred to the committee on labor.

Roll call was demanded.

Senators Frommelt and Mincks asked unanimous consent to withdraw their requests for a roll call.

Objection was raised.

On the question "Shall Senate File 191 be re-referred to the committee on labor?" the vote was:

Ayes, 39:

Boothby	Getting	Nolan	Scott
Buck	Gilmour	O'Connor	Shaff
Butler	Grimstead	Potter	Shoeman
Dewel	Hansen	Prentis	Stuart
Dykhouse	Harbor	Price	Turner
Edelen	Henry	Prince	Vance
Elijah	Hoffman	Putney	Walker
Evans	Hoxie	Rigler	Weber
Fisher	Long	Ringgenberg	Wolf
Frommelt	Lynes	Schroeder	

Nays, 10:

Byers	Hill	Miller	Moore
Eppers	Hoschek	Mincks	O'Malley
Gillespie	McCurdy		

Absent or not voting, 1:

Coleman

The motion prevailed and Senate File 191 was re-referred to the committee on labor.

MESSAGES 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 46, a bill for an act to legalize and validate the proceedings of the board of directors of the Adair-Casey Community School District, in the Counties of Adair and Guthrie, State of Iowa, authorizing and providing for the issuance of school building bonds, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 80, a bill for an act relating to powers of the Iowa Natural Resources Council.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 46, a bill for an act relating to the possession of beer, malt liquor or alcoholic liquor by persons under twenty-one years of age.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 171, a bill for an act to legalize and validate the proceedings of the city council of the City of Indianola, in Warren County, State of Iowa, in the conduct of an election on the propositions of the issuance of memorial building bonds, etc.

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 to legalize and validate the action and proceedings of the board of directors of the Ocheyedon Community School District, in the County of Osceola, State of Iowa, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 244, a bill for an act relating to the moneys received by the treasurer of the State of Iowa, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund.

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 to establish daytime and nighttime speed limits on secondary roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 247, a bill for an act to adopt the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 46, a bill for an act relating to the possession of beer, malt liquor or alcoholic liquor by persons under twenty-one years of age.

Read first and second times and passed on file.

House File 171, a bill for an act to legalize and validate the proceedings of the city council of the City of Indianola, in Warren County, State of Iowa, in the conduct of an election on the propositions of the issuance of memorial building bonds, for the levy of taxes for the payment thereof, and the use of other city funds for memorial building purposes.

Read first and second times and passed on file.

House File 218, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Ocheyedan Community School District, in the County of Osceola, State of Iowa, and the Horton Township School District, in the County of Osceola, State of Iowa, for the merger of said Horton Township School District into said Ocheyedan Community School District, and to legalize and validate the action and proceedings of the board of directors of the Ocheyedan Community School District, in the County of Osceola, State of Iowa, in calling a special school bond election.

Read first and second times and passed on file.

House File 244, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1958, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund.

Read first and second times and passed on file.

House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads.

Read first and second times and passed on file.

House File 247, a bill for an act to adopt the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs.

Read first and second times and passed on file.

Senator Schroeder asked and received unanimous consent that the time fixed for the "Special Order" for the consideration of Senate Joint Resolution 7 be postponed until 2:00 p.m.

On motion of Senator Schroeder, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

ANNOUNCEMENT

Senator Schroeder rose on a point of personal privilege and announced that today was the birthday of Senator Evans and extended to him on behalf of the members of the Senate a "Happy Birthday."

SPECIAL ORDER

The hour of 2:00 p.m., having arrived, the Chair announced the special order for the consideration of Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law.

On motion of Senator Stuart, the Senate resolved itself into a committee of the whole for the consideration of Senate Joint Resolution 7.

The Senate arose from the committee of the whole and resumed regular session.

Senator Schroeder asked and received unanimous consent that action on Senate Joint Resolution 7 be deferred and that the resolution be placed on the calendar under "Unfinished Business."

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 and 55.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 and 55.

PROOFS OF PUBLICATION

Published copy of House File 171 and verified proof of publication of said bill in the Record-Herald and Indianola Tribune, on January 22, 1959, was

filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

- Also: Published copy of House File 218 and verified proof of publication of said bill in The Ocheyedan Press on January 22, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 257 Schools and educational institutions
 S. F. 258 Transportation
 S. F. 259 Highways
 S. F. 260 Banks, building and loan
 S. F. 267 Schools and educational institutions
 S. F. 269 Transportation
 S. F. 271 Conservation
 S. F. 272 Highways
 S. F. 275 Judiciary 2
 S.J.R. 12 Judiciary 2
 H. F. 46 Judiciary 2
 H. F. 171 Judiciary 2
 H. F. 218 Judiciary 2
 H. F. 244 Tax revision
 H. F. 245 Highway safety

REPORTS OF COMMITTEES

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 175**, a bill for an act relating to filing fees for water permits, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLIAM H. HARBOR, *Chairman.*

Ordered passed on file.

Senator Scott submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 96**, a bill for an act relating to the rate of pay of public employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 112**, a bill for an act to increase

the maximum salaries of certain deputy county officers, begs leave to report it has had the same under consideration and recommends the same **do pass**.
 GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 115**, a bill for an act relating to the appointment and compensation of probation officers and secretaries in the juvenile courts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 3**, a bill for an act relating to the labeling and sale of dairy products, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 76, section 1, subsection e, by striking all of
 2 subsection e after the word "the" in line 18 and inserting in lieu
 3 thereof the following:

4 Director of Veterinary Research laboratory, Department of
 5 Veterinary Medicine, Iowa State College, the department of agri-
 6 culture shall forthwith approve the sale of virulent blood or
 7 virus to those persons entitled to use said virulent blood or
 8 virus including those persons who are holders of valid unrevoked
 9 written permits to administer the same.

JOHN D. SHOEMAN.
 J. KENDALL LYNES.

1 Amend Senate File 76 by striking the period (.) in line fifteen
 2 (15) and inserting in lieu thereof the following:
 3 "or for the purpose of producing immune hogs to be used in the
 4 production of hog cholera serum."

JACK MILLER.

1 Amend Senate File 91 as follows:

2 1. By inserting in line 3 of section 1 thereof
 3 after the word, "county" the words, "in areas reasonably accessible
 4 to rural residents".

5 2. By inserting in line 4 of section 3 thereof
 6 before the word, "operating" the word, "obtaining,".

7 3. By inserting in line 7 of section 3 thereof
 8 before the word, "operating" the word, "obtaining,".

9 4. By inserting in line 10 of section 3 thereof
 10 after the word, "tax" the following:

11 "not to exceed one (1) mill and only on all real property
 12 located outside the corporate limits of cities and towns".

EARL ELIJAH.

1 Amend Senate File 123, section 2, subsection 1, by adding
 2 after line 28 the following new paragraph:
 3 "All registered engineers and all registered engineers-
 4 in-training employed in state institutions and agencies and as
 5 accredited by the state board of engineering examiners under
 6 chapter one hundred fourteen (114), Code 1958."

CARL H. RINGGENBERG.

1 Amend Senate File 265 by striking all after the enacting clause
 2 and inserting in lieu thereof the following:
 3 "Section 1. Section two (2), chapter forty-four (44), Acts
 4 of the Fifty-Sixth General Assembly, is hereby amended by
 5 striking the period (.) in line fifteen (15) of said section
 6 and inserting in lieu thereof the following: '; provided that
 7 one-half cent shall be credited by the treasurer of the state
 8 to the street construction fund of the cities and incorporated
 9 towns as provided by section three hundred twelve point two
 10 (312.2), Code 1958'."

JACK MILLER.

1 Amend Senate File 234 as follows:
 2 1. By striking all of section 1 and inserting in lieu thereof the
 3 following:
 4 "Section 1. Section one hundred nine point one hundred six
 5 (109.106), Code 1958, is hereby amended by inserting following
 6 the first word 'any' in line three (3) the following: 'trotline,
 7 wooden basket trap,'"
 8 2. Section 2, by striking from lines 13 and 14 the following:
 9 "a comma (,) and 'traps or trotlines.'" and inserting in lieu
 10 thereof "the following: traps or trotlines'".
 11 3. Section 4, line 2, by striking the word "from" and inserting
 12 in lieu thereof the word "after".
 13 Further amend section 4, line 7, by striking "comma (,)"
 14 and inserting in lieu thereof ",".
 15 4. Section 9, line 3, by striking the first word "and" and inserting
 16 in lieu thereof the word "or".

LAWRENCE PUTNEY.

On motion of Senator Schroeder, the Senate adjourned until 9:30
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 12, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Wayne E. Shoemaker, pastor of the First Methodist Church, Hampton, Iowa.

PETITIONS

By Senator Gilmour, from twenty-three residents of Keokuk and Poweshiek Counties in opposition to liquor by the drink.

PRESENTATION OF VISITOR

Senator Dykhouse asked and received unanimous consent to present to the Senate the Honorable Fred R. White of Ames, Iowa, former chief engineer of the Iowa Highway Commission who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 276, by committee on social security, a bill for an act to amend section two hundred thirty-nine point eight (239.8), Code 1958, relating to the removal of a recipient of aid to dependent children from the county giving assistance to another county or to another state.

Read first and second times and placed on the calendar.

Senate File 277, by committee on social security, a bill for an act to amend sections two hundred thirty-nine point ten (239.10), two hundred forty-one point twenty-five (241.25) and two hundred forty-nine point forty-four (249.44), Code 1958, relating to the procedure of publishing the names of recipients of aid to dependent children, aid to the blind and old age assistance.

Read first and second times and placed on the calendar.

Senate File 278, by committee on social security, a bill for an act to change the residence requirements for eligibility for aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 279, by committee on social security, a bill for an act to eliminate the requirement that the aid to dependent children

budget prepared by the county board of social welfare be approved by the state department of social welfare.

Read first and second times and placed on the calendar.

Senate File 280, by committee on agriculture, a bill for an act to amend sections one hundred sixty-seven point fifteen (167.15), one hundred sixty-seven point sixteen (167.16) and one hundred sixty-seven point seventeen (167.17), Code 1958, relating to the transportation of dead animals.

Read first and second times and placed on the calendar.

Senate File 281, by Senators Hoxie, Gilmour, Harbor and Henry, a bill for an act requiring special entrances to public buildings of the state for handicapped persons.

Read first and second times and passed on file.

Senate File 282, by Senators Potter, Boothby, Hill and Wolf, a bill for an act relating to absentee voters.

Read first and second times and passed on file.

Senate File 283, by Senators Potter, Dykhouse, Fisher and Dewel, a bill for an act to amend section fifteen point five (15.5), Code 1958, to adjust the pay of appointive members of the state printing board.

Read first and second times and passed on file.

Senate File 284, by committee on social security, a bill for an act to repeal section two hundred thirty-nine point two (239.2), subsection one (1), Code 1958, relating to the requirement that an applicant for aid to dependent children be living in a suitable family home as a condition of eligibility.

Read first and second times and placed on the calendar.

Senate File 285, by committee on social security, a bill for an act to amend section two hundred thirty-nine point three (239.3), Code 1958, relating to the application for assistance under the program of aid to dependent children.

Read first and second times and placed on the calendar.

Senate File 286, by Senators Miller and Potter, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals.

Read first and second times and passed on file.

Senate File 287, by Senators Stuart, Hoxie, O'Malley, Fisher, Frommelt, Dykhouse and Dewel, a bill for an act to amend section

one hundred seven point thirteen (107.13), Code 1958, relating to salaries of conservation officers.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Putney, Senate File 76, a bill for an act relating to the control of virulent hog cholera blood or virus, was taken up for further consideration.

Senator Shoeman offered the following amendment, filed by Senators Shoeman and Lynes, and moved its adoption:

Amend Senate File 76, section 1, subsection e, by striking all of subsection e after the word "the" in line 18 and inserting in lieu thereof the following:

Director of Veterinary Research laboratory, Department of Veterinary Medicine, Iowa State College, the department of agriculture shall forthwith approve the sale of virulent blood or virus to those persons entitled to use said virulent blood or virus including those persons who are holders of valid unrevoked written permits to administer the same.

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 76 by striking the period (.) in line fifteen (15) and inserting in lieu thereof the following:

"or for the purpose of producing immune hogs to be used in the production of hog cholera serum."

The amendment was adopted.

Senator Weber offered the following amendment and moved its adoption:

Amend Senate File 76 as follows:

1. Amend Senate File 76, line 13, by striking the period (.) and inserting in lieu thereof the following: "live virus may be used for the purpose of immunizing pure bred swine."

The amendment was lost.

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

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

Ayes, 38:

Boothby	Elijah	Grimstead	Hoffman
Buck	Fisher	Hansen	Hoschek
Byers	Frommelt	Harbor	Hoxie
Dewel	Getting	Henry	Lynes
Dykhouse	Gilmour	Hill	McCurdy

Miller	Prentis	Ringgenberg	Shoeman
Mincks	Price	Schroeder	Turner
Nolan	Prince	Scott	Walker
O'Malley	Putney	Shaff	Wolf
Potter	Rigler		

Nays, 9:

Butler	Evans	Moore	Stuart
Edelen	Gillespie	O'Connor	Weber
Eppers			

Absent or not voting, 3:

Coleman	Long	Vance
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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 passed the following bill in which the concurrence of the House was asked:

Senate File 132, a bill for an act to repeal and abolish the special reserve fund of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention in observance of the birthday of Abraham Lincoln.

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

JOINT CONVENTION

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

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

President McManus presented to the joint convention the Honorable William E. Darrington, who addressed the joint convention on "Abraham Lincoln: Is This Your Life?"

LIEUTENANT GOVERNOR, SPEAKER OF THE HOUSE, FELLOW LEGISLATORS, AND LADIES AND GENTLEMEN:

History has surmounted another two years of this old world, and with the sound of the gavel we began another legislative session. The hopes, ambitions, problems, and yes, even some of the bills are not unlike other sessions. The legislature is bound up in tradition and one of the most pleasant traditions is the observance of Lincoln's birthday.

On this day we pause to reflect on his wisdom, evaluate once again his

remarks, and pay our respects to a brother legislator—a man considered by most as the greatest American statesman this nation has ever produced. This morning, we should take a moment to ask of ourselves—“Abraham Lincoln, IS THIS YOUR LIFE?”

I hope today that I might contribute some ideas that will lend deeper meaning to our work here. If I can do this then your time and my efforts will not be in vain.

Before going further, I would like to reminisce a bit and go back over 30 years when a couple of young lads and I came here to Des Moines for the first time to attend the State Fair. While here we stopped at this great capitol building and went up to the top of the dome. On the outside I, with the aid of a pocket knife, scratched my initials very deeply in the brass railing. Little did I dream that day that I would have the privilege and honor someday of being a member of this body. I can say that this is truly the land of opportunity . . . this great America . . . this land of Lincoln . . . this land of uncrowned kings.

“ABRAHAM LINCOLN, IS THIS YOUR LIFE?” Are we drifting from the Lincoln Way—from the philosophy of government which he exemplified during his term of office, and the ideals of unification of the nation and the common man?

Let us turn back the pages of history and of time and go back down the Lincoln Way 150 years to a backwoods cabin in Kentucky on a bed of corn husks and bearskins where Lincoln was born, February 12, 1809.

At the age of six Abraham started to school to pick up some reading, writing, and ciphering from a teacher, but he seemed to learn more from his surroundings than he did in school. From the hollows and ravines, from the trees and the creek's clear water which was as peaceful and beautiful as the day of its creation. According to Abe he had only one year of formal schooling. At the age of nine his mother died and this was a terrible blow to little Abe and the family. Some time later Thomas Lincoln married Sarah Johnston. Strange as it may seem Abe loved his new mother, and she was very fond of him. To quote her, “he was the best boy I ever saw, I never gave him a cross word in all my life.” And Lincoln said of her, “All that I am or hope to be I owe to my angel mother.”

In 1834 Lincoln, then 25 years old, was elected to the Illinois legislature, one of the youngest men of that body. He served for eight years. During that time, because of his interest and respect for the law, he wrote these words, “Let reverence for the laws be breathed by every American mother to her lisping babe, let it be taught in the schools and colleges, let it be written in primers, spelling books and in almanacs, let it be preached from every pulpit, proclaimed in legislative halls and enforced in the courts of Justice. Let it become the political religion of the nation and let old and young, rich and poor, grave and gay sacrifice unceasingly on its altars.”

His respect of the law never changed, but as the years passed he advocated that too much government could be a burden and a detriment upon the American way of life. He expressed his feelings on this matter when he said:

“The legitimate object of government is to do for a community of people whatever they need to have done but cannot do at all, or cannot so well do for themselves in their separate and individual capacities. In all that the people can individually do as well for themselves, government ought not to interfere.”

In the summer of 1859 during his first campaign for President, Lincoln spoke to the people at Council Bluffs. The friendly Nonpareil praised his “masterly and unanswerable speech”. In 1860 Lincoln was elected Presi-

dent of the United States, was inaugurated in 1861 and received about 55 per cent of the votes in this state. In his election of 1864 he received over 64 per cent of the votes in Iowa, which indicated that in spite of the very unpleasant problems he had to contend with he was gaining fast in the hearts and minds of the people.

The Civil War was bad at this time and the North had suffered heavy losses. Along about this time Lincoln made this remark, commenting on the great task before him . . .

"As I would not be a slave, so I would not be a master. This expresses my idea of democracy. Whatever differs from this, to the extent of the difference, is no democracy."

Let us look at this quotation again and figure out what he is saying. He, of course, had reference to the slave question of that time, but we about 100 years later might give this some serious thought . . . no masters, no slaves . . . means Democracy. "Whatever differs from this, to the extent of the difference, is no democracy." My interpretation of this part is this, we can't have a few masters, and a few slaves and still call it a democracy.

Near the close of the war, Alexander Stephens who was then the Vice President of the old dying Confederacy and some of his men came to discuss the terms of surrender with Lincoln, and as they were seated around the conference table, Abe took a sheet of paper and wrote a word right at the top of the page, then he handed the paper to Stephens and said, "Alex, write anything you want under that word." The word was UNION, meaning united or working together.

On April 14 about a week after General Lee surrendered to General Grant, Lincoln and his wife Mary went for a little drive in a very happy mood. He daydreamed about the future and said to Mary, "We have had a hard time since we came to Washington, but the war is over now and with God's blessing we may hope for four years of peace and happiness, then we will go back to Illinois and pass the rest of our lives in peace and quiet." It was on that fateful evening when he was shot at Ford's Theatre, 94 years ago.

The Great Emancipator was carried across the street where on the morning of April 15, 1865, he died, and in the stillness of the little room a voice was heard to say, "Now he belongs to the ages." The man Lincoln was dead, but the life he lived and exemplified will live throughout the ages.

In my trip to Europe a few years ago the one vivid picture which will remain forever in my mind was my visit to the American Cemetery at Luxembourg. At the entrance there is a sign in many languages asking the people to refrain from loud talking and not to walk on the graves. To me that sign was unnecessary, for the lump in my throat made it impossible for me to speak.

There are two great American flags flying over this cemetery—one is for the boys and the other for their General. If you can look up at those flags without a tear in your eye, then you have a heart of stone.

The first thought that ran through my mind is—why do we have to settle our differences this way? I couldn't help but wonder if civilization as we know it today isn't falling short of the expectations of our great statesmen of the past, such as Lincoln.

As I gazed over the vast expanse of thousands of white crosses sloping gently to the southeast, completely surrounded by heavy timber, my thoughts went back to November 19, 1863, and thought how fitting the words of Abraham Lincoln would be here:

"The world will little note nor long remember what we say here, but it can never forget what they did here. It is for us, the living, rather, to

be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us—that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion; that we here highly resolve that these dead shall not have died in vain; that this nation, under God, shall have a new birth of freedom; and that government of the people, by the people, for the people, shall not perish from the earth.”

Lincoln felt badly about his address at Gettysburg. He felt it fell on the audience like a wet blanket and remarked, “I should have prepared it with more care.” The first favorable comment came from the Chicago Tribune, and followed by a Massachusetts paper. The comment was, turn back and read it again, it will repay study as a model speech. Strong feelings and a large brain were its parents.

Let us go back and read some of it again: “The great task remaining before us—I say to you that the great task still remains, it always will. Because our Lincoln American Way, our Democracy, is not permanent at all. We must keep working for it and adjusting it to meet the demands of our fast and ever changing world. Also, we must guard it very carefully because it is perishable and priceless.

In my travels through various countries I have observed many, yes, thousands, of Communist hammer and sickle emblems. I hate to think of what the cruel and corrupt leaders behind them are out to do. As we all know they are using their damnable hammers on all free people and as soon as they think they have us beaten down enough they will try to cut us down with their sickles. They have said that in time they would bury our democracy.

This is a very serious threat and challenge. The answer to this rests squarely on the shoulders of all true and loyal Americans. I hesitate to say this, and perhaps shouldn't, but it seems that far too many of our able bodied people have conceived the idea that the country owes them something. This is definitely contrary to the Lincoln ideals and can only tend to bring about hatred and greed.

Let us here today resolve to go forward with a firm determination to make our great country better and stronger because we have lived in it. Our country owes us NOTHING!

“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 that we are in, to bind up not only the wounds of the North and the South, but the wounds of the world. We are not enemies but friends.”

On this the 150th birthday of Abraham Lincoln, I hope that all the generations to come will be able to say of him, as was said 94 years ago . . . “Now he belongs to the ages.”

President McManus presented to the joint convention Dr. J. Raymond Chadwick, President of Iowa Wesleyan College, Mount Pleasant, Iowa, who addressed the joint convention on “Abraham Lincoln and His Friends.”

MEMBERS OF THE IOWA LEGISLATURE ASSEMBLED IN JOINT SESSION:

I certainly would be remiss if I did not express to you my sincere thanks for the honor which you have accorded me to speak on this very outstanding occasion to this joint session of the House and the Senate of the State of Iowa when we commemorate the Sesquicentennial of the birth of Abraham Lincoln.

There are many phases of the life of Abraham Lincoln upon which one might speak. I have been an admirer of Lincoln for many years, and a student of his writings over a considerable period of time.

I know of no manner in which to study the life of Abraham Lincoln, however, which is more fascinating than to think of "Lincoln and His Friends." We are in a very large measure what our friends of the past and the present make us; and our influence is perpetuated through friends who feel the strength and power of our personality and teachings and carry forward our philosophy of life. History, therefore, is not a series of events, or a multitude of facts to be learned, but a line of men to be understood and appreciated.

A very helpful approach, therefore, to the strength and the power of Abraham Lincoln is to note how his life and thought was influenced by the philosophy of government which was held by Alexander Hamilton, on the one hand, and Thomas Jefferson, on the other.

There is sufficient evidence in the writings of Lincoln to indicate beyond the shadow of a doubt that he, like Hamilton, believed in a strong central government; and that these United States together make up one Nation. It is common knowledge that Lincoln had a very high regard for the Union. The basis for his national point of view is found in his conviction of the priority of and supremacy of the Union to the States. He held that the Union was older than the States and that they gained the standing they have as States through the Union. Furthermore, Lincoln held that the authority and the power of the Union was supreme to that which the States had. Even more he insisted that the Union was perpetual and no State had a right to withdraw from the Union.

Consequently the preservation of the Union became the political cornerstone of Lincoln's theory of government. In his famous "House Divided Against Itself" speech he said, "I believe this government cannot endure permanently half slave and half free. I do not expect the Union to be dissolved. I do not expect the House to fall—but I do expect it will cease to be divided. It will become all one thing or all the other."

Although it is not always recognized, the preservation of the Union was to Lincoln a more important issue than the momentous slavery question. This is made evident in his familiar words: "If freeing all the slaves would save the Union I would do that. If freeing none of the slaves would preserve the Union I would do that. What I do, I do for the preservation of the Union and what I do not do, I do not do for the preservation of the Union." And at last he accepted the "Mighty Scourge of War," as much as he hated it, rather than give up the Union. To Lincoln a strong central government was imperative.

When we turn to a consideration of Lincoln's conception of the objectives of government, however, we follow the way of Jefferson rather than Hamilton. In the mind of Lincoln the object of government was: (1) To protect its members from all forms of external harm. (2) To advance the personal rights of man. (3) To do for its members what they cannot well do for themselves. These emphases were undoubtedly due to the diligent study of the writings of Jefferson which Abraham Lincoln pursued. For example, in a letter of Lincoln to Mr. H. L. Pierce we read these significant words: "The principles of Jefferson are the definitions and actions of free society. . . . All honor to Jefferson—to the man who, in the concrete pressure of a struggle for a National independence by a single people, had the coolness, forecast, and capacity to introduce into a merely revolutionary document an abstract truth, applicable to all men at all times, and so to embalm it there that today and in all coming days it shall be a rebuke and a stum-

bling block to every harbinger of reappearing tyranny and oppression." (Nicolay and Hay—Lincoln's complete works, volumes 1 and 2, volume 1, page 583.)

Thus it becomes evident even from this brief glimpse at the thought and practice of Abraham Lincoln that his philosophy of government was an unique synthesis of the political philosophy of Alexander Hamilton and Thomas Jefferson. Therefore, it is possible for people of both major parties, Republican and Democrats as well, to join heart and head and hand with all other people in paying tribute to Abraham Lincoln that "Man of the people" who possessed the qualities of human sympathy, keen insight and great determination, the combination of which made him the Sage, the Savior and the Saint of Democracy. With one accord we all join with Edwin Markham in saying:

"Here was a man to hold against the world,
A man to match the mountains and the sea."

Lincoln's life and decisions were likewise influenced by the close friends of his day, his contemporaries if you please, one of the most outstanding of whom came from Iowa. This friendship therefore should be of special interest to us as citizens of Iowa on this Sesquicentennial of Lincoln's birth. I refer to none other than the friendship which existed between Abraham Lincoln and James Harlan, the first Republican Senator from the State of Iowa. President of Iowa Wesleyan, 1853-55, during which he built "Old Main" Hall, and being elected in 1855 to the United States Senate, James Harlan was well acquainted with Washington circles when Abraham Lincoln arrived as President-elect. While the country was awaiting the inauguration of Lincoln a new and warm friendship began between him and Harlan. In selecting his first cabinet Lincoln sought the advice of Senator James Harlan whom he had met only once before. During the years of the war the friendship between them deepened so that at the second inaugural Senator Harlan was chosen as an escort for Mrs. Lincoln, and Miss Mary Harlan was among the distinguished group surrounding the President.

Senator Harlan was also intimately connected with the President on the occasion of his last public appearance. It was only three days before the assassination. The President had announced that he would speak from the White House and a large audience gathered in front of the executive mansion. When the President ceased speaking, there were calls for Senator Sumner but he was not present, and then Harlan was loudly called for.

Another indication of the close relationship between Senator Harlan and President Lincoln is revealed in the fact that Lincoln appointed Harlan as Secretary of the Interior in the Spring of 1865 and even though Lincoln was assassinated before Senator Harlan assumed the duties of this office, he filled it with distinction from May 15, 1865 to July 27, 1866, when he resigned because of opposition to policies of Johnson's administration.

The close personal quality of this friendship between Senator Harlan and President Lincoln is revealed in the fact that Mr. and Mrs. Lincoln and Mr. and Mrs. Harlan often took drives together out into the country surrounding Washington, D. C.

The last drive which they took together was shortly after the fall of Richmond when they crossed the Potomac River into Virginia through a country devastated by war. This drive, says Senator Harlan in his autobiographical papers, has become to me historical not only because it was the last drive of this nature which President Lincoln took but also "Because he had suddenly become, on the fall of Richmond and the surrender of the Confederate Army at Appomattox, a different man from what I had

ever seen in him. His whole appearance, poise and bearing had marvelously changed. He was in fact transfigured. That indescribable sadness which had previously seemed to be an adamantean element in his very being, had been suddenly exchanged for an equally indescribable expression of serene joy as if conscious that the great purpose of his life had been achieved. . . . Yet there was no manifestation of exultation or ecstasy. He seemed the very personification of supreme satisfaction."

This close friendship between Senator Harlan and President Lincoln was recognized by the Senator's associates, when he was chosen a member of the Congressional Committee to escort the body of Lincoln, after his assassination, to Springfield, Illinois.

A few weeks later Harlan presided over a meeting of citizens who were interested in erecting a monument to Lincoln. An organization was formed and James Harlan was chosen president.

But why were these two men such close friends? Why did Lincoln seek the counsel and advice of James Harlan on many occasions? They were kindred spirits. They had much in common. To use the words of Edwin Markham:

"Born of the ground,
The great west nursed them on her rugged knees."

The education of each was very meager. Lincoln as we know had three books in his library, as a boy, Aesop's Fables, Weem's Life of Washington and the Holy Bible. Harlan, likewise at the age of 14, saw for the first time a large collection of books in the Public Library of Park County, Indiana. After examining the wonderful volumes, he secured a few volumes to take home with him, and thus began his search for knowledge.

Both of these men were lawyers; also pioneers in the field of human rights. Each of them believed in education for all and placed human rights uppermost in their scale of values. Harlan like Lincoln continually raised his voice against the further extension of slavery, and when the war came he firmly supported the government in its measures to preserve the Union. With Lincoln he shares the credit for securing the freedom and enfranchisement of an oppressed race.

It is no wonder therefore that the State of Iowa paid high tribute to the memory of James Harlan in 1907, when Congress passed a law authorizing each state to select the names of two of its illustrious sons, statues of whom would be placed in the National Statuary Hall in the Capitol Building in Washington, D. C., Iowa designated James Harlan as "Worthy of being selected as one of the citizens of Iowa whose statue shall be placed in the said National Statuary Hall."

The friendship of these two outstanding American families bearing the names of James Harlan and Abraham Lincoln continued on in a very real sense of the word, long after Lincoln's death, through the union of the two families in marriage. On September 24, 1868, Mary Harlan, the only one of James Harlan's four children living to maturity, married Robert Todd Lincoln, the only one of Abraham Lincoln's four children living to maturity.

After Senator Harlan retired from his position as Senator in 1873 he returned to his home in Mount Pleasant. Mr. and Mrs. Robert Todd Lincoln often visited him there. His three grandchildren, Mary Lincoln, Abraham (Jack) Lincoln and Jesse Lincoln were his pride and joy. On one occasion in September, 1883, he had the three grandchildren stand against a closet door while he recorded the name and the height of the same on the central panel. This door is a precious treasure of Iowa Wesleyan College.

The continuing strength of the Harlan-Lincoln friendship is further

revealed in a very interesting and unique manner which I am sure is of special interest to everyone in Iowa.

Robert Todd Lincoln inherited slightly more than \$100,000.00 from his father, Abraham Lincoln. With this he made an estate of \$3,300,000.00 through the medium of free enterprise which I feel is one of the greatest blessings of America.

Upon the death of Robert Todd Lincoln in 1926 his entire estate came into the possession of his wife, Mary Harlan Lincoln. In the early thirties she sought the counsel of Frederick Towers, Attorney of Washington, D. C., in making her will. After making certain bequests to individuals there remained \$2,100,000 which she desired to set up as a trust fund, the interest from which would go to her descendants so long as there was any issue of blood. Furthermore, Mrs. Lincoln said she wanted the trust fund to be divided, when there was no more issue of blood, one-third going to the American Red Cross, one-third to the Christian Science Church of Boston and the third third to be used to create a memorial to her father. Mr. Towers made the suggestion that her father, James Harlan, had one thought, day or night, and that was Iowa Wesleyan College. The comment was true, for Mr. Harlan had been twice President of Iowa Wesleyan and had remained a trustee of the College to the day of his death in 1899. After due consideration, Mrs. Robert Todd Lincoln concurred that a gift to Iowa Wesleyan would be a fitting memorial to her father, James Harlan, and instructed Mr. Towers to designate the last third of the trust fund for this purpose.

At the present time the trust fund has appreciated so that it is valued at more than \$3,000,000. The youngest heir is Robert Todd Beckwith, grandson of Robert Todd Lincoln and Mary Harlan, whose age is 55 and no children. The next heir is his sister, Mary Beckwith, 61, and no children; and the third heir is Lincoln Isham, another grandchild, cousin of the first two named, who is 67 years of age and no children.

Thus in the course of human events, since there is no further issue of blood besides the three living great grandchildren of Abraham Lincoln and James W. Harlan, the trust fund will be divided and Iowa Wesleyan College will receive at least \$1,000,000.00. This will be a significant gift, but even more significant is the fact that we will be the only College in the world ever to receive any of Abraham Lincoln's money, at least in any substantial amount, through his son, Robert Todd Lincoln. Yea more, how appropriate that it should be a memorial to Lincoln's close friend, James Harlan.

Therefore, just as Iowa is next to Illinois geographically, so it also seems to me that she is next to Illinois in importance as far as association with the spirit of Abraham Lincoln is concerned, through the union of the two families of Abraham Lincoln and James Harlan.

Our desire to perpetuate the spirit of that union, as well as the memory of the families of James Harlan and Abraham Lincoln, is revealed by the fact that Iowa Wesleyan College has recently launched a program for the restoration and refurbishing of the Harlan House in Mount Pleasant, adjacent to the campus of Iowa Wesleyan where Senator Harlan lived following his retirement from his important position of national leadership. This we feel will be a fitting memorial to the memory of James Harlan, first Superintendent of Public Instruction for Iowa, first Republican Senator from Iowa, first Cabinet Member from Iowa and fast friend of Abraham Lincoln; as well as an appropriate recognition from Robert Todd Lincoln, outstanding business man and public servant, and a worthy shrine symbolizing the spirit of Abraham Lincoln and James Harlan, great pioneers of the Middle West who went "From prairie cabin up to Capitol."

In this I am sure you all rejoice. More and more we need to recognize and

give honor to great Americans who served their Nation with unusual vision and courage in a most critical period of our history. It is only as we all join our hearts and hands to perpetuate the spirit of Abraham Lincoln, the great emancipator, as well as the spirit of his contemporaries who shared his outlook upon life, outstanding among whom was James Harlan, will we demonstrate our full measure of devotion so that "government of the people, by the people and for the people shall not perish from the earth."

President McManus presented to the joint convention the Chapel Players from Iowa Wesleyan College, Mount Pleasant, in their dramatic presentation of "The Lonesome Train."

The Chapel Players were: Janice Wright, Carroll Alexander, Fredrick Woodard, Sammie Whiting, Sharon Davis, Patricia Schmidt, James Payne, Dick Martyn and Beverly Harper, and were directed by Mrs. Jean Gatch.

President McManus expressed the appreciation of the legislature to all who participated in the observance of the 150th Anniversary of the birth of Abraham Lincoln.

The committee previously appointed came forward and escorted Honorable William E. Darrington and Dr. J. Raymond Chadwick from the Speaker's station.

McNeal of Wright moved that the joint convention be now dissolved.

The motion prevailed.

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

SENATE CONCURRENT RESOLUTION 11

By Walker

Whereas, the State University and the State College of Agriculture and Mechanic Arts are the two largest institutions of higher learning of the State of Iowa; and

Whereas, each of the said institutions ranks academically, in size of plant and student body enrollment, among the largest and best educational institutions of the United States; and

Whereas, each of the said institutions is a member of a leading athletic conference; and

Whereas, each of the said institutions schedules football games outside of the conference to which they belong; and

Whereas, each of the said institutions has a large number of graduates residing in the State of Iowa and the middle west; and

Whereas, an annual football game between the said institutions would be of great interest to the alumni of the said schools and the people of Iowa generally; and

Whereas, each of the said institutions is tax supported; now therefore,

Be It Resolved by the Senate, the House Concurring, That the athletic departments of the State University of Iowa and Iowa State College schedule a football game between the said institutions at the earliest possible date and annually thereafter.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 281 Judiciary 2
- S. F. 282 Governmental affairs
- S. F. 283 Compensation of public officers and employees
- S. F. 286 Tax revision
- S. F. 287 Compensation of public officers and employees

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 46, 80 and 110.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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, 80 and 110.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 12th day of February, 1959, sent to the Governor for his approval: Senate Files 46, 80 and 110.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 25**, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with**

Senator O'Malley's amendments filed January 26, found on page 126 of the Senate Journal, and February 3, found on page 195 of the Senate Journal, and when so amended the bill do pass.

HOWARD C. BUCK, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 44**, a bill for an act to make available to residents of the State of Iowa, federal funds to be used for aid to the disabled; to appropriate county and state funds for said appropriation; to provide for the uniform administration throughout the State of Iowa of said fund for the benefit of the disabled under the supervision of the state board of social welfare, begs leave to report it has had the same under consideration and recommends the same **do pass.**

HOWARD C. BUCK, *Chairman.*

Ordered passed on file.

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 105**, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue, begs leave to report it has had the the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend section one (1) by striking all after the word "supervisors," in line six (6) and inserting in lieu thereof the following:

"of any county may, for the years 1959 and 1960 only, levy an additional tax for ordinary county revenue not to exceed two (2) mills, provided, however, that in any county with an assessed valuation of less than twenty-six million (26,000,000) dollars wherein said additional tax is levied, the total levy in dollars for all county purposes shall not exceed by more than four per cent (4%) the greater of the two preceding total annual levies for all county purposes, and in any county with an assessed valuation of twenty-six million (26,000,000) dollars or more wherein said additional tax is levied the total levy in dollars for all county purposes shall not exceed by more than two per cent (2%) the greater of the two preceding total annual levies for all county purposes. Before such additional levy is made, a showing of the necessity for such additional levy shall be made to the state comptroller and no such additional levy shall be made unless it shall be approved in writing by the state comptroller."

DUANE E. DEWEL, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 286**, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, begs leave to report it has had the same under consideration and recommends the same **do pass.**

DUANE E. DEWEL, *Chairman.*

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 23**, a bill for an act to provide for destruction of certificate of

title by county treasurer three (3) years after date of notification of cancellation or issuance of new title, 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 Hoffman and found on page 257 of the Senate Journal and when so amended the bill do pass.

CARROLL PRICE, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 144, by striking all of section 2
- 2 thereof.

R. R. RIGLER.

- 1 Amend Senate File 198 as follows:
- 2 1. By striking all of subsection 3 of section 3.
- 3 2. Further amend Senate File 198 by adding the following new sections:
- 4 "Sec. 4. Senate File one hundred sixty-eight (168), Acts of the
- 5 Fifty-eighth General Assembly is hereby repealed.
- 6 "Sec. 5. Section one hundred six point seventeen (106.17), Code
- 7 1958, is hereby repealed and the following enacted in lieu thereof:
- 8 'No boat race, marine parade, tournament, exhibition, or regatta
- 9 shall be conducted upon state waters unless permission is granted by
- 10 the commission.
- 11 'Boats not participating in such race, marine parade, tournament,
- 12 exhibition, or regatta shall remain at least fifty (50) feet from the
- 13 racing course or designated boundaries of such events as provided in
- 14 this section during the performance thereof.
- 15 'Laws pertaining to speeds, passing distances, mufflers and the
- 16 provisions of section one hundred six point thirteen (106.13), Code 1958,
- 17 shall not apply to boats, boat operators, or persons manipulating any
- 18 water skis, surfboard, or similar device engaged in such events as
- 19 provided in this section.
- 20 'The provisions of this section shall not apply to the Mississippi and
- 21 the Missouri rivers.'

LAWRENCE PUTNEY.

- 1 Amend the title to Senate File 223 by striking from line
- 2 one thereof the word "civil".
- 3 Further amend the title to Senate File 223 by striking from
- 4 line three thereof the words "civil engineers" and inserting in
- 5 lieu thereof the words "professional engineering".

JIM O. HENRY.
J. KENDALL LYNES.

- 1 Amend Senate File 260, section 2, line 2, by striking the words,
- 2 "the third (3) unnumbered" and inserting in lieu thereof the
- 3 following: "is hereby amended by adding after the third".

GEORGE E. O'MALLEY.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 13, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Wm. G. Bohi, pastor of the Methodist Church, Havelock, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Vance for the day on request of Senator Grimstead.

PETITION

By Senator O'Malley, from thirty-nine residents of Monona County favoring proposed school legislation.

INTRODUCTION OF BILLS

Senate File 288, by Senators Mincks and Butler, a bill for an act relating to hunting license for children under sixteen (16) years of age.

Read first and second times and passed on file.

Senate File 289, by Senators McCurdy, Price, Mincks, Fisher, Eppers and Turner, a bill for an act to permit the expenditure of federal funds made available by Congress for a state conference on problems of the aging and for paying costs of Iowa delegates to the White House Conference on Aging.

Read first and second times and passed on file.

Senate File 290, by committee on appropriations, a bill for an act to make an emergency appropriation from the general fund of the State of Iowa to the state conservation commission for flood damage repairs to Pammel State Park.

Read first and second times and placed on the calendar.

Senate File 291, by committee on appropriations, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

Read first and second times and placed on the calendar.

Senate File 292, by Senators Frommelt, Lynes, O'Malley and Ring-

genberg, a bill for an act to amend section five hundred nine point one (509.1), Code 1958, relating to group life insurance authorizing credit unions and their members as being included thereunder.

Read first and second times and passed on file.

Senate File 293, by Senators Frommelt and O'Malley, a bill for an act relating to credit unions.

Read first and second times and passed on file.

Senate File 294, by committee on military affairs, a bill for an act providing for an appropriation to the service compensation fund existing under section thirty-five A point three (35A.3), Code 1958, for the purpose of paying unpaid claims to veterans of World War II and the expense of the administration of the service compensation board.

Read first and second times and passed on file.

Senate File 295, by committee on transportation, a bill for an act to amend section three hundred twenty-two point three (322.3), Code 1958, relating to the buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday.

Read first and second times and placed on the calendar.

Senate File 296, by committee on judiciary 1, a bill for an act relating to the time of payment of damages under eminent domain.

Read first and second times and placed on the calendar.

Senate File 297, by Senator Butler, a bill for an act to appropriate funds for the dredging of Lizard Lake in Pocahontas County, Iowa.

Read first and second times and passed on file.

Senate File 298, by Senators Shoeman, Hoffman, Harbor, Walker, Mincks, Hoschek, Evans, Hoxie, Prentis, Henry, Hansen, Eppers, McCurdy and O'Malley, a bill for an act to permit resurfacing of farm-to-market roads.

Read first and second times and passed on file.

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent to take up out of order Senate File 120, a bill for an act to legalize and validate the proceedings for the organization of Plainfield Community School District, in the Counties of Bremer and Butler, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Getting	McCurdy	Putney
Buck	Gillespie	Miller	Rigler
Butler	Gilmour	Mincks	Ringgenberg
Byers	Grimstead	Noire	Schroeder
Dewel	Hansen	Nolan	Scott
Dykhousé	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 4:

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

Senator Lynes asked and received unanimous consent that Senate File 120 be immediately messaged to the House, which request was complied with.

Senator Gillespie asked and received unanimous consent to take up out of order House File 18, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Bridgewater-Fontanelle Community School District, in the County of Adair and State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Eppers	Grimstead	Hoxie
Buck	Evans	Hansen	Long
Butler	Fisher	Harbor	Lynes
Dewel	Frommelt	Henry	McCurdy
Dykhousé	Getting	Hill	Miller
Edelen	Gillespie	Hoffman	Mincks
Elijah	Gilmour	Hoschek	Moore

Nolan	Price	Schroeder	Turner
O'Connor	Prince	Scott	Walker
O'Malley	Putney	Shoeman	Weber
Potter	Rigler	Stuart	Wolf
Prentis	Ringgenberg		

Nays, none.

Absent or not voting, 4:

Byers	Coleman	Shaff	Vance
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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 Rigler, Senate File 192, a bill for an act to amend section two hundred eighty point eighteen (280.18), Code 1958, relating to junior colleges, was taken up and considered.

Senator Rigler asked and received unanimous consent that House File 220 be substituted for Senate File 192.

On motion of Senator Rigler, House File 220, a bill for an act to amend section two hundred eighty point eighteen (280.18), Code 1958, relating to junior colleges, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Dewel	Hansen	Moore	Schroeder
Dykhouse	Harbor	Nolan	Scott
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Byers	Coleman	Shaff	Vance
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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 Rigler asked and received unanimous consent that Senate File 192 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 195, a bill for an act to amend section three hundred sixty-three point forty-two (363.42),

Code 1958, relating to expense of delegates to annual convention of league of Iowa municipalities, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Dewel	Hansen	Moore	Schroeder
Dykhouse	Harbor	Nolan	Scott
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Byers	Coleman	Shaff	Vance
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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 Miller, Senate File 200, a bill for an act to provide the mayor pro tempore with the power to hold the mayor's court in cases of ordinance violation if the mayor is absent or unable to act, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 3:

Coleman	Shaff	Vance
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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 Buck, Senate File 202, a bill for an act to repeal section two hundred forty-nine point five (249.5), Code 1958, relating to the provision that every aged person not earning three hundred dollars (\$300.00) per year is entitled to old age assistance, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 3:

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

On motion of Senator Stuart, Senate File 203, a bill for an act to eliminate the requirement that an applicant be unable to earn three hundred dollars (\$300.00) per year before being eligible for old age assistance, was taken up and considered.

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

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

Ayes, 47:

Boothby	Evans	Henry	Mincks
Buck	Fisher	Hill	Moore
Butler	Frommelt	Hoffman	Nolan
Byers	Getting	Hoschek	O'Connor
Dewel	Gillespie	Hoxie	O'Malley
Dykhouse	Gilmour	Long	Potter
Edelen	Grimstead	Lynes	Prentis
Elijah	Hansen	McCurdy	Price
Eppers	Harbor	Miller	Prince

Putney	Schroeder	Stuart	Weber
Rigler	Scott	Turner	Wolf
Ringgenberg	Shoeman	Walker	

Nays, none.

Absent or not voting, 3:

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

President pro tempore Lynes took the chair at 9:50 a.m.

On motion of Senator Stuart, Senate File 204, a bill for an act to amend section two hundred forty-nine point seventeen (249.17), Code 1958, relating to the date upon which old age assistance payments shall commence after a certificate of assistance has been issued, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 3:

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

On motion of Senator Stuart, Senate File 205, a bill for an act to amend section two hundred forty-nine point nine (249.9), Code 1958, relating to the amount of cash and other personal property an applicant may own to be eligible for old age assistance, was taken up and considered.

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

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

Ayes, 45:

Boothby	Getting	Lynes	Prince
Buck	Gillespie	McCurdy	Putney
Butler	Gilmour	Miller	Rigler
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt			

Nays, 2:

Long Ringgenberg

Absent or not voting, 3:

Coleman Shaff Vance

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

On motion of Senator Stuart, Senate File 206, a bill for an act to repeal section two hundred forty-nine point six (249.6), subsection six (6), Code 1958, relating to the requirement that an applicant to be eligible for old age assistance shall not have deserted his wife and children, was taken up and considered.

Senator Buck moved that action on Senate File 206 be deferred and that the bill be placed on the calendar under unfinished business, which motion was lost.

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

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

Ayes, 24:

Buck	Grimstead	McCurdy	Potter
Butler	Hansen	Miller	Price
Byers	Henry	Mincks	Putney
Edelen	Hill	Moore	Stuart
Frommelt	Hoschek	O'Connor	Turner
Gilmour	Hoxie	O'Malley	Wolf

Nays, 20:

Boothby	Fisher	Nolan	Schroeder
Dewel	Getting	Prentis	Scott
Dykhouse	Harbor	Prince	Shoeman
Elijah	Long	Rigler	Walker
Evans	Lynes	Ringgenberg	Weber

Absent or not voting, 6:

Coleman Gillespie Shaff Vance
Eppers Hoffman

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Stuart, Senate File 207, a bill for an act to amend section two hundred forty-nine point eleven (249.11), Code 1958, relating to the procedure following an application for old age assistance, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

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

On motion of Senator Stuart, Senate File 208, a bill for an act to amend section two hundred forty-nine point thirty-six (249.36), Code 1958, to eliminate the payment of the old age assistance tax as a condition of eligibility for old age assistance, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

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

On motion of Senator Stuart, Senate File 209, a bill for an act relating to the limitation of value of real estate, as determined by the assessed value, that an applicant may own to be eligible for old age assistance, was taken up and considered.

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

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

Ayes, 44:

Boothby	Gillespie	Lynes	Prince
Buck	Gilmour	McCurdy	Putney
Butler	Grimstead	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hill	O'Connor	Shoeman
Evans	Hoffman	O'Malley	Stuart
Fisher	Hoschek	Potter	Turner
Frommelt	Hoxie	Prentis	Walker
Getting	Long	Price	Weber

Nays, none.

Absent or not voting, 6:

Byers	Eppers	Vance	Wolf
Coleman	Shaff		

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

On motion of Senator Stuart, Senate File 210, a bill for an act relating to the taking of a tax deed by the state board of social welfare, was taken up and considered.

Senator Dewel asked and received unanimous consent that action on Senate File 210 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, Senate File 211, a bill for an act to eliminate the requirement that a recipient of old age assistance be a citizen of the United States, was taken up and considered.

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

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

Ayes, 15:

Buck	Hoffman	Moore	Stuart
Frommelt	Hoschek	O'Connor	Turner
Gilmour	McCurdy	O'Malley	Wolf
Hill	Mincks	Potter	

Nays, 29:

Boothby	Getting	Lynes	Rigler
Butler	Gillespie	Miller	Ringgenberg
Byers	Hansen	Nolan	Schroeder
Dykhousé	Harbor	Prentis	Scott
Edelen	Henry	Price	Shoeman
Elijah	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Fisher			

Absent or not voting, 6:

Coleman	Eppers	Shaff	Vance
Dewel	Grimstead		

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Moore, House File 48, a bill for an act to amend section one hundred sixty-four point nine (164.9), Code 1958, relating to marking stock, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Moore moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhousé	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Coleman	Eppers	Shaff	Vance
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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 Moore asked and received unanimous consent that Senate File 16 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 21, a bill for an act to amend chapter three hundred twenty-one (321), Code 1958, relating to special automobile registration plates for holders of amateur radio licenses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller asked and received unanimous consent that action on Senate File 21 be deferred and that the bill be placed on the calendar under unfinished business.

On motion Senator O'Connor, Senate File 22, a bill for an act relating to fire protection in hotels, 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 the title of Senate File 22 by striking all after the word "to" and inserting in lieu thereof the following:

"the penalty for negligently setting fire to public buildings."

2. Further amend Senate File 22 as follows:

By striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Any person who shall, in a negligent manner, set fire to any part of a public building, as defined in section one hundred point thirty-five (100.35), Code 1958, or any contents thereof, as a result of which human life or property in such building is endangered, shall, upon conviction, be punished as provided in section one hundred point thirty-five (100.35), Code 1958.

Sec. 2. In each public building, as defined in section one hundred point thirty-five (100.35), Code 1958, a plainly printed notice shall be kept posted in a conspicuous place advising the public of the provisions of this act."

On motion of Senator Miller, the committee amendment was adopted.

Senator O'Connor moved that the bill be read a third 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:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 3:

Coleman

Shaff

Vance

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 passed the following bill in which the concurrence of the House was asked:

Senate File 152, a bill for an act relating to judicial conferences.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 153, a bill for an act relating to rules by the supreme court for the operation of inferior courts.

Also: That the House has amended and passed the following Senate joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 8, creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's office and to make an appropriation therefor.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 8

Senate Joint Resolution 8 is amended by inserting after the period in line fifteen (15), section two (2), the following:

"By July 1, 1959, the joint legislative committee shall conclude its duties and be discharged. On and after July 1, 1959, any further duties required under this act shall be discharged by the budget and financial control committee. If additional funds are required under the provisions of this act the release of said funds shall be subject to the approval of the budget and financial control committee."

President McManus took the chair at 11:10 a.m.

HOUSE AMENDMENT CONSIDERED

Senator Nolan called up for consideration Senate Joint Resolution 8, a joint resolution creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's Office of the State of Iowa and to make an appropriation therefor, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Nolan 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, 47:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhous	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none:

Absent or not voting, 3:

Coleman	Shaff	Vance
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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 Hoxie asked and received unanimous consent that the following report be printed in the Senate Journal:

REPORT OF IOWA-NEBRASKA BOUNDARY STUDY COMMITTEE

Pursuant to House Joint Resolution No. 8 adopted by the Fifty-seventh General Assembly of Iowa, Chapter 307 of the acts of the 1957 General Assembly, a special legislative committee of the State of Iowa was established to meet and confer with a like committee of the State of Nebraska to make a survey and study of the present boundary line between the States of Iowa and Nebraska and to report thereon to this session of the General Assembly.

The members appointed to this committee were, from the Senate: Frank Hoxie, Jim O. Henry and D. C. Nolan; and from the House: Henry Stevens, Fred L. Johnson and William E. Darrington, which committee respectfully submits the following report:

REPORT HISTORICAL BACKGROUND

Under the Acts of Congress dated March 3, 1845, admitting the State of Iowa to the Union, as amended and redefined by the constitutional representatives of Iowa, established the western boundary line of the State of Iowa as follows:

"* * * An extension of said line (northern boundary line of the State of Missouri) where it intersects the middle of the main channel of the Missouri River; thence up the middle of the main channel of the Missouri River to a point opposite the middle of the main channel of the Big Sioux River, according to Nicollet's Map; then up the main channel of said Big Sioux River, according to said map until it is intersected by the parallel of 43° 30' North Latitude * * *"

This boundary line was ratified by Congress on December 28, 1846, and this boundary line now appears in the Preamble of the Constitution of the State of Iowa.

The aforesaid line remained the western boundary line of the State of Iowa until 1943 with the exception that during the flood of 1877 the Missouri River cut a new channel across a narrow neck or loop of the river along the western boundary of Pottawattamie County which cut off from the State of Iowa several hundred acres and the territory that is now known as Carter Lake, Iowa. Dispute arose as to whether or not the so-called Carter Lake territory remained a part of the State of Iowa or became a part of the State of Nebraska but this issue was settled by the U. S. Supreme Court in the case of Nebraska vs. Iowa, 143 U.S. 359, where the Supreme Court held:

"If instead of a gradual and progressive change of its bed the river by accident turns out of its course and runs into one of the neighboring states, the bed which it has abandoned becomes thenceforth the boundary and remains the property of the former owner of the river. The river itself, as it were, annihilated in all that part while it's reproduced in its new bed and there belongs only to the state in which it flows."

The middle of the main channel of this abandoned loop of the river was later surveyed and described by metes and bounds and this description still remains a part of the legal boundary between Iowa and Nebraska. Later, floods filled the two ends of the abandoned loop with silt and left a body of water which has since been called Carter Lake, through which the survey line runs.

In 1943 by joint acts of the Iowa and Nebraska legislatures a joint boundary commission was established, which redefined the boundary line between Iowa and Nebraska with the exception that it did not change the boundary line as it pertained to the Carter Lake territory, which boundary line as established by the 1943 compact, and ratified by Congress, was in general as follows:

"Shall be the center line of the proposed stabilized channel of the Missouri River as established by the U. S. Army Corps of Engineer's Office, Omaha, Nebraska, and as shown on the Alluvial Plains maps of the Missouri River from Sioux City, Iowa, to Rulo, Nebraska, and identified by file no. AP-1 to AP-4, inclusive, dated January 30, 1940, and file no. AP-5 to AP-10, inclusive, dated March 29, 1940, which maps are on file in the U. S. Engineer's Office at Omaha, Nebraska, and copies thereof on file with the Secretary of State of the States of Iowa and Nebraska."

The boundary line as established by the 1943 compact between Iowa and Nebraska followed the center of the main channel of the Missouri River as it then existed with the exception of the area known as Carter Lake which has been referred to above.

REASON FOR CURRENT STUDY AND SURVEY OF IOWA-NEBRASKA BOUNDARY LINE

The Missouri River is historically known as a turbulent stream and has changed its main channel frequently during recent years as it had been doing since the stream has been known by mankind. The U. S. Corps of Army Engineers was given the job of attempting to stabilize the Missouri River channel and the United States has spent many millions of dollars in doing so. The Corps of Engineers found that it was not expedient and practical to hold the channel of the Missouri River on the boundary line as established in the 1943 compact and in its work of stabilizing the channel primarily between Omaha and Sioux City changed the course of the river in many localities so that at the present time approximately twenty-six (26) miles of the Missouri River lies west of the established Iowa-Nebraska

boundary and wholly within the State of Nebraska, whereas approximately thirteen (13) miles of the Missouri River lies wholly east of the Iowa-Nebraska boundary line and is within the boundaries of the State of Iowa, which involves several thousand acres of land.

An example of the change in the course of the Missouri River as brought about by the work of the Corps of Engineers is in the bend in the river known as the "Decatur Bend" which lies from three to five miles west and approximately one and one-half miles south of the City of Onawa. At the present time the new channel at the "Decatur Bend" is now flowing under the bridge, which was formerly a dry land bridge, and is entirely within the State of Nebraska, at least insofar as the 1943 compact and map AP-3 describe the stabilized channel.

Other deviations have been made in the river channel which places the channel either to the east or the west of the boundary as established in 1943.

THE PROBLEMS CAUSED BY THE PRESENT LOCATION OF THE IOWA-NEBRASKA BOUNDARY LINE

As indicated above, the legally established boundary line, as it now exists, no longer, in many instances, follows the middle of the channel of the Missouri River but is wholly an intangible line which may be several hundred feet from the river, thus making it most difficult to ascertain the location of the line, without a survey, which causes difficulty in determining whether the Iowa or Nebraska laws apply in regard to law enforcement, title to real estate and other problems which may arise as to which state has jurisdiction. This condition is aggravated by the fact that in the normal flow of the Missouri River it may change its course several hundred feet in a year's time, cutting away land on one side of the stream and by alluvial deposit leaving additional land on the other side.

Also, as stated above, the U. S. Army Corps of Engineers is seeking to establish for waterway transportation and other purposes a stabilized channel by various shore line improvements. Such stabilization has progressed to some extent north of Omaha but is less than fifty (50) per cent completed to Sioux City. With the construction of flood control dams and reservoirs in the Dakotas and Montana, high floods on the Missouri River are deemed to be no longer a threat with the exception that flooding on the Big Sioux River would accelerate the erosion caused by the river to the banks of the Missouri River south of Sioux City.

The existing boundary line through Carter Lake which places the Town of Carter Lake with some 1,600 inhabitants west of the Missouri River and accessible only through the City of Omaha creates many law enforcing problems and questions of jurisdiction such as the right of the City of Omaha to send its fire and police officers through the Carter Lake territory in going from one part of Omaha to another in that the Carter Lake, Iowa, territory is completely surrounded by the City of Omaha.

SCOPE OF STUDY OF JOINT BOUNDARY COMMITTEE

Your committee, after fully studying the many problems presented by the existing Iowa-Nebraska boundary line, met in joint session with the Nebraska committee, appointed by the Governor of that state, on several occasions to jointly study and survey the problems involved.

Public hearings were held by the Joint Committee at Council Bluffs, Carter Lake and Onawa, Iowa, and at Omaha and Tekamah, Nebraska. Public notice of each of such hearings was given and representatives of

public and civic groups attended each of them and presented to the Joint Committee many of the problems that the existing boundary line between the two states presents as outlined above.

Your Joint Committee was given all of the engineering data that the U. S. Corps of Engineers had on file and which it had developed over the years as well as its progress and proposed plan for further stabilization of the Missouri River.

Other agencies and officials assisting were the Iowa Conservation Commission; Nebraska Conservation Commission; city officials from Omaha and Tekamah, Nebraska, and from Council Bluffs, Carter Lake and Onawa, Iowa; county officials from all counties bordering on both sides of the Missouri River from Omaha, Nebraska, to Onawa, Iowa; and public school administrators from Omaha, Nebraska, and Carter Lake, Iowa.

During the course of the public hearings it was developed that the only place where the citizenship of any peoples would be involved if the boundary line was changed to the middle of the channel of the Missouri River were those people who lived in Carter Lake, Iowa. The committee found there was almost unanimous opposition voiced by not only the officials, but the residents of Carter Lake, Iowa, to a change of their citizenship from Iowa to Nebraska. It was the conclusion of your committee that the reasons that the inhabitants of Carter Lake, Iowa, desire to remain as citizens of Iowa were:

(1) For strictly sentimental reasons as residents of Iowa they wanted to remain such residents.

(2) They are the recipients of both Homestead and Soldier tax exemptions which they would not receive if they became residents and citizens of Nebraska, and

(3) They have all the benefits of living across the street, so to speak, from Omaha where they do practically all of their shopping and where no sales tax is imposed and yet enjoy the tax benefits of residents of Iowa. There are virtually no commercial retail enterprises in the Town of Carter Lake although there are several industries with large plants located there.

With the exception of Carter Lake, as stated above, the public officials in the various counties adjoining the Missouri River on both the Iowa and Nebraska sides were virtually unanimous in having the Iowa-Nebraska boundary line re-established in the middle of the channel of the Missouri River so that they would know where the line was at all times and there would be no question as to jurisdiction in either criminal or civil proceedings.

A NEW BOUNDARY LINE WOULD BE PREMATURE AT THIS TIME

From the various hearings which were held and from the data and information given by the U. S. Corps of Engineers your committee concluded that it would be impractical to attempt to fix a definite boundary line between Iowa and Nebraska as the middle of the channel of the Missouri River at this time for the following reasons:

(1) As indicated above, the U. S. Corps of Engineers has not completed its work in stabilizing the channel of the Missouri River between Omaha and Sioux City;

(2) There is now under way pursuant to an act of Congress a cutoff of what is known as "DeSoto Bend," which is at a point approximately eight (8) miles west of Missouri Valley, in Harrison County, Iowa, when completed, will place from 3,000 to 4,000 acres of land on the east side of the Missouri River and it is the belief of your committee that there cannot be delegated to the U. S. Army Corps of Engineers authority to fix the bound-

ary line between Iowa and Nebraska by using the middle channel of the Missouri River at such place as their work might place it;

(3) Your committee did not feel that it should, at this time, recommend a change in the citizenship of the some 1,600 people residing in Carter Lake, Iowa.

The conclusion of your committee is best expressed in the joint decision of your committee with the Nebraska committee which reads as follows:

"We, the members of the Iowa-Nebraska Joint Boundary Commission, find that the existing boundary line between Iowa and Nebraska creates many problems regarding land titles and the administration of various laws in both states. However, it would serve no useful purpose at this time to recommend the creation of a new boundary line until the Missouri River channel is stabilized, which work is now only approximately 50 per cent completed by the United States Corps of Engineers between Omaha and Sioux City.

To fix any boundary line other than the middle of the channel of the Missouri River would merely continue the existing problems.

It is therefore our judgment and decision that no action be taken at this time for the change of the Iowa-Nebraska boundary line, but that this Committee or a similar Committee be continued so that when the Missouri River channel is stabilized to the extent that the channel of the Missouri River can be used as a natural boundary line between the two States that this Committee or its successor can recommend a proposal for a new boundary line which will be readily definable and visible and which may be reasonably acceptable to the majority of the residents of the territories whose change in citizenship will be involved."

We recommend to the General Assembly of Iowa that the Boundary Study Committee, as provided in Chapter 307 of the Acts of the 1957 General Assembly of Iowa, be continued so that the State of Iowa may be kept conversant with the progress of the stabilization of the Missouri River as now being conducted by the U. S. Corps of Engineers on that part of the Missouri River between Omaha and Sioux City and for such other developments as may occur in that area in respect to the problems now involved with the present boundary line between the two states.

It is the belief of this committee that within the next five (5) years, unless something unforeseen, such as war, interferes, the channel of the Missouri River will be so stabilized that the middle thereof would be the most practical and reasonable boundary line between the States of Iowa and Nebraska.

Respectfully submitted,

FRANK HOXIE, *Chairman.*

W. E. DARRINGTON, *Secretary.*

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 288 Conservation
- S. F. 289 Social security
- S. F. 292 Insurance
- S. F. 293 Banks, building and loan
- S. F. 294 Appropriations
- S. F. 297 Conservation
- S. F. 298 Highways

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 132.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 132.

BILL SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate File 132.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 162**, a bill for an act to amend section seventy-five point six (75.6) Code 1958, relating to employment of a fiscal agent, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 163**, a bill for an act relating to rejection of bids and private sales, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 164**, a bill for an act relating to the sale of bonds for public utility plants, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 165**, a bill for an act relating to self-liquidating contracts and bonds of cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 170**, a bill for an act relating to lien of assistance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 173**, a bill for an act relating to the legislative research committee and research bureau and to provide for more legislative participation in legislative research, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 216**, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958, 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 216 as follows:

Amend section 1, line 4, by striking the period (.) and adding thereto "for good cause shown to the Chief Justice of the Supreme Court."

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 225**, a bill for an act to enable and empower the State of Iowa to convey certain easements and rights in, to and over certain lands owned by the State of Iowa, Johnson County, Iowa, in furtherance of the Coralville Reservoir Project, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 86**, a bill for an act relating to the height of vehicles, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend the amendment of February 9, 1959, to Senate Joint
2 Resolution 7 as follows:

3 Section 1. Strike the figures thirty-three (33) in
4 line eleven (11) and insert therefore the figure three (3).

5 Sec. 2. Add the following after period (.) on line
6 twenty (20) "Appointment to the district court shall be
7 from the name or names submitted to the governor by the
8 members of the Bar of the district or districts involved".

D. C. NOLAN.

1 Amend Senate File 115 by substituting the word "district" for
2 the word "juvenile" in line 13 of section one (1).

ANDREW G. FROMMELT.

1 Amend Senate File 213 by adding to line 6 of section
2 1 after the word, "time" the words, "and over an irregular
3 route".

4 Further amend said Senate File 213 by striking all of section
5 2 and inserting in lieu thereof the following:

6 Sec. 2. Section three hundred twenty-five point six (325.6),
7 Code 1958, is amended by adding at the end of said section the
8 following:

9 "No carrier of passengers shall operate as a charter carrier
10 in this state unless already possessed of a certificate of con-
11 venience and necessity as a common carrier of passengers and
12 operating in this state as such common carrier or possesses a
13 certificate of convenience and necessity to engage in the business
14 of a charter carrier."

ROBERT R. RIGLER.
D. C. NOLAN.

On motion of Senator Schroeder, the Senate adjourned until 10:30
a.m., Monday, February 16, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 16, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend John Orange, pastor of the First Presbyterian Church, Chariton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Dykhouse for the balance of the day.

PETITION

By Senator Hansen, from nine residents of Greene County in opposition to liquor by the drink.

INTRODUCTION OF BILLS

Senate File 299, by Senator Stuart, a bill for an act to establish an Iowa recreation board.

Read first and second times and passed on file.

Senate File 300, by Senators Gilmour, Butler, McCurdy, Hoffman and Hoxie, a bill for an act relating to the public schools in the State of Iowa and to repeal chapters two hundred seventy-three (273), two hundred seventy-four (274), two hundred seventy-five (275), and two hundred seventy-seven (277), Code 1958, and to amend chapters two hundred seventy-eight (278), two hundred seventy-nine (279), and two hundred eighty-five (285), Code 1958.

Read first and second times and passed on file.

Senate Joint Resolution 13, by Senators Schroeder and O'Malley, a joint resolution to create a committee to complete the study of the existing county school system in Iowa, and to recommend proposals for the structure and function of the intermediate units in the public school system of the state and to make an appropriation therefor.

Read first and second times and passed on file.

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

EXECUTIVE SESSION

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

J. R. Downing of Indianola, Warren County, Iowa, as a member of the Iowa Natural Resources Council for the unexpired term ending July 1, 1963.

Stanley L. Haynes of Mason City, Cerro Gordo County, Iowa, as a member of the Iowa Natural Resources Council for the unexpired term ending July 1, 1959, and for the regular term ending July 1, 1965.

The Senate arose from executive session and resumed regular session.

UNFINISHED BUSINESS

On motion of Senator Miller, Senate File 21, a bill for an act to amend chapter three hundred twenty-one (321), Code 1958, relating to special automobile registration plates for holders of amateur radio licenses, was taken up for further consideration.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Dykhouse

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 37, a bill for an act to amend chapter forty-three (43), Acts of the Fifty-seventh General Assembly, relating to urban transit systems.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 120, a bill for an act to legalize and validate the proceedings for the organization of Plainfield Community School District, in the Counties of Bremer and Butler, State of Iowa, and to legalize and validate the action of the board of directors of said school district in calling a special school bond election.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 121, a bill for an act relating to the buying and selling of eggs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 223, a bill for an act to provide state aid to persons or corporations first discovering crude oil in this state 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 261, a bill for an act to change the residence requirements for eligibility 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 262, a bill for an act the change the residence requirements for eligibility for aid to the blind.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 121, a bill for an act to amend chapter one hundred ninety-six (196), Code 1958, relating to the buying and selling of eggs.

Read first and second times and passed on file.

House File 223, a bill for an act to provide state aid to persons or corporations first discovering crude oil in this state and making an appropriation therefor.

Read first and second times and passed on file.

House File 261, a bill for an act to change the residence requirements for eligibility for aid to dependent children.

Read first and second times and passed on file.

House File 262, a bill for an act to change the residence requirements for eligibility for aid to the blind.

Read first and second times and passed on file.

NONCONTROVERSIAL CALENDAR

Senator Schroeder announced the following procedure for the preparation of a "Noncontroversial Calendar."

Suggestions for bills to be placed on a noncontroversial calendar should be turned in to the respective floor leaders so that they may be submitted to the Secretary of the Senate on or before 2:00 p.m., on Wednesday of each week, and a tentative noncontroversial calendar will be submitted to the members of the Senate on the following Thursday morning. Senators should then make such objections as they desire by striking said bills therefrom, signing and filing same in the office of the Secretary not later than 3:00 p.m., on Thursday.

A noncontroversial calendar will then be prepared for Friday morning.

This procedure will be in effect this week so that a "noncontroversial" calendar can be prepared for Senate action on Friday, February 20, 1959, and will continue each week thereafter until terminated by Senate action.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 8 and Senate Files 152 and 153; also, House Files 18, 48 and 220.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Joint Resolution 8 and Senate Files 152 and 153; also, House Files 18, 48 and 220.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 12, 1959, the Governor had approved the following bills:

Senate File 46, legalizing the proceedings of the board of directors of the Adair-Casey Community School District in Adair and Guthrie Counties of the State of Iowa.

Senate File 80, relating to powers of the Iowa Natural Resources Council.

Also, that on February 13, 1959, the Governor had approved the following bills:

Senate File 110, relating to installment loans by banks.

Senate File 132, relating to the abolishment of the special reserve fund of the State.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Leslie L. Blacketer of Polk County as a Doorkeeper of the Senate, effective Monday, February 16, 1959.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 299 Judiciary 2
 S. F. 300 Schools and educational institutions
 S.J.R. 13 Schools and educational institutions
 H. F. 121 Agriculture
 H. F. 223 Judiciary 2
 H. F. 262 Social security

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 62**, a bill for an act to legalize and validate the proceedings for the establishment and organization of the Community School District of Dunlap, 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 100**, a bill for an act to legalize and validate the proceedings of the board of directors of the Bettendorf community school district, in the County of Scott, State of Iowa, authorizing and providing for the issuance, sale and delivery of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, 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 169**, a bill for an act to provide rules and regulations for licensing of non-resident auctioneers and provide penalties for violation, 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 76**, a bill for an act relating to temporary appointment to fill

vacancy of the office of clerk or bailiff of the municipal court, and protection of appointee's accrued rights, 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 Nolan submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 52**, a bill for an act relating to drainage that runs to a public highway, begs leave to report it has had the same under consideration and recommends the same *do pass*.

D. C. NOLAN, *Ranking Member*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 99**, a bill for an act to change the final date for filing petitions for improvement of secondary highways by private funds, begs leave to report it has had the same under consideration and recommends the same *do pass*.

D. C. NOLAN, *Ranking Member*.

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 148**, a bill for an act to authorize the state board of regents to erect, equip, maintain and operate self-liquidating buildings and facilities, begs leave to report it has had the same under consideration and recommends the same *do pass*.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 134**, a bill for an act to increase the speed limit for motor vehicles drawing certain trailers, 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 134 by striking everything after the enacting clause and by inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended as follows:

1. By striking the period (.) at the end of subsection three (3) and by inserting in lieu thereof the following:

'except as hereinafter specified.'

2. By adding thereto the following subsection:

'Fifty-five (55) miles per hour for any motor vehicles drawing a one (1) or two (2) wheel trailer or a tandem wheel trailer not more than twenty-four (24) feet in length including towing arm with a gross weight of not more than three thousand (3,000) pounds.'

FRANK M. HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 155**, a bill for an act to establish daytime and nighttime speed limits on secondary roads, begs leave to report it has had the same under consideration and recommends the same *do pass*.

FRANK M. HOXIE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 229**, a bill for an act to amend section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways, begs leave to report it has had the same under consideration and recommends the same *do pass*.

FRANK M. HOXIE, *Chairman*.

Ordered passed on file.

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 128**, a bill for an act relating to the making of small loans so as to increase the maximum amount of loan, regulate the rate of interest on such loans, and relating to penalties for excessive interest, begs leave to report it has had the same under consideration and recommends the same *be amended as follows; and when so amended the bill do pass*:

Amend **Senate File 128**, section 8, lines 9 and 10, by striking the words "one and one-half (1½) percent" and insert in lieu thereof the words "one (1) percent".

Also by adding a new section as follows:

"Sec. 9. Any borrower shall be restricted to one (1) loan."

EARL ELIJAH, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 183**, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein and limiting the time for bringing actions on claims arising therefrom, begs leave to report it has had the same under consideration and recommends the same *do pass*.

EARL ELIJAH, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 239**, a bill for an act relating to the credit committee of credit unions, begs leave to report it has had the same under consideration and recommends the same *do pass*.

EARL ELIJAH, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 240**, a bill for an act relating to credit unions,

begs leave to report it has had the same under consideration and recommends the same **do pass**.

EARL ELIJAH, *Chairman*.

Ordered passed on file.

Senator Prince submitted the following report:

MR. PRESIDENT: Your committee on labor to which was referred **Senate File 191**, a bill for an act to amend sections seven hundred thirty-six A point one (736A.1), seven hundred thirty-six A point two (736A.2) and seven hundred thirty-six A point three (736A.3), Code 1958, providing for the union shop, 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 191 by striking all after the enacting clause and substituting the following in lieu thereof:

"Section 1. Chapter thirty-six A (36A), Code 1958, is hereby amended by adding the following section:

'Anything hereinabove to the contrary notwithstanding, it shall be lawful for employers and employees, or their duly authorized representatives, to negotiate and enter into an agreement providing: (1) that all members of a labor union, which is a party to such agreement, shall remain members of such union for the duration of the agreement; (2) that all new employees of the employer who are employed following the date of such agreement shall belong to such union, except that during the ten-day period immediately preceding termination of such agreement any employee may elect, by notice in writing to the employer, to terminate his membership in such union; and (3) that any employee so electing to terminate his membership in such union shall not be required to rejoin such union as a condition to his continued employment.'

G. W. PRINCE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 7 as follows:
- 2 1. Strike the words "Three nominees" in line 14, and
- 3 insert in lieu thereof the words "One or not more than three
- 4 nominees".
- 5 2. Strike the words "two nominees" in line 15, and
- 6 insert in lieu thereof "one or not more than two nominees".
- 7 3. Strike all following "law," in line 79 and insert in
- 8 lieu thereof the following ".".
- 9 4. Strike all of lines 80 and 81 and the following in
- 10 line 82 "provided by law."

D. C. NOLAN.

- 1 Amend Senate File 146 as follows:
- 2 1. Amend section 2, line 1, by striking
- 3 the word "title" and inserting in lieu thereof the word
- 4 "Act".
- 5 2. Amend section 8, line 2, by striking
- 6 the figures "1954" and inserting in lieu thereof the
- 7 figures "1958".
- 8 3. Amend section 9, line 2, by striking
- 9 the figures "1954" and inserting in lieu thereof the

10 figures "1958".

11 4. Amend section 10, line 7, by striking
12 the word and figures "Code 1954" and inserting in lieu
13 thereof the words "of the Code".

JACK SCHROEDER.

1 Amend Senate File 150 by inserting preceding the comma (,)
2 in line 7 of section 1, the words, "subject to the approval
3 of the department, board, commission, or officer".

J. KENDALL LYNES.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 17, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend James K. Delahooke, pastor of the Methodist Church, Marshalltown, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller for the day on request of Senator Dewel.

PETITIONS

By Senator Buck, from twenty-seven residents of Marshall and adjoining counties in opposition to liquor by the drink.

By Senator Evans, from forty-two residents of Van Buren County in opposition to liquor by the drink; also in opposition to a referendum pertaining to same.

By Senator Gilmour, from fifty-two residents of Keokuk County favoring proposed legislation relating to support of the poor; from fifty-nine residents of Keokuk County in opposition to liquor by the drink; also, in opposition to a referendum pertaining to same, favoring proposed changes relating to the operation of a motor vehicle while intoxicated, etc.; also, from one hundred thirty-two residents of Keokuk and Poweshiek Counties favoring modification of the right to work law.

By Senator Walker, from twenty residents of Hamilton County and seventeen residents of Hardin County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-three students from the St. Peter School who were present in the balcony accompanied by their instructor, Sister Mary Ursula.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-seven students from the Greenwood School who were present in the balcony accompanied by their instructor, Jack Gibbons.

INTRODUCTION OF BILLS

Senate File 301, by Senators Long, Butler, Frommelt, Hoschek, Wolf and Gilmour, a bill for an act to amend section three hundred sixty-eight point six (368.6), Code 1958, to provide cities and towns with the power to regulate, license, and examine radio and television repairmen for compensation.

Read first and second times and passed on file.

Senate File 302, by Senator O'Malley, a bill for an act to amend section six hundred four point eight (604.8), Code 1958, pertaining to the number of district judges in Polk County.

Read first and second times and passed on file.

Senate File 303, by Senator O'Malley, a bill for an act relating to mileage allowance to certain public officers and employees for use of automobiles.

Read first and second times and passed on file.

Senate File 304, by committee on board of control, a bill for an act relating to the providing of amphetamine or any of its derivatives to inmates of any of the institutions under the jurisdiction of the board of control.

Read first and second times and placed on the calendar.

Senate File 305, by committee on schools and educational institutions, a bill for an act amending section two hundred seventy-four point five (274.5), Code 1958, relating to the limitations of actions questioning the organization, reorganization, enlargement or changes in the boundaries of school corporations.

Read first and second times and placed on the calendar.

Senate File 306, by Senators Buck, Hoxie, Gilmour and Coleman, a bill for an act to require filing fees for the nomination of certain candidates for election in lieu of affidavits by candidates, and to authorize municipal corporations to provide filing fees for nomination.

Read first and second times and passed on file.

Senate File 307, by committee on social security, a bill for an act to amend section two hundred forty-one point eleven (241.11), Code 1958, so as to provide a procedure for appeal to the district court after hearing before the state board of social welfare.

Read first and second times and placed on the calendar.

Senate File 308, by committee on social security, a bill for an act

to amend section two hundred forty-one point two (241.2), subsection two (2), Code 1958, so as to eliminate the requirement that applicants of aid to the blind be a citizen of the United States or have made application for citizenship.

Read first and second times and placed on the calendar.

Senate File 309, by committee on social security, a bill for an act to repeal subsection five (5) of section two hundred forty-one point two (241.2), Code 1958, relating to the ineligibility of an applicant of aid to the blind if he at any time has solicited alms.

Read first and second times and placed on the calendar.

Senate File 310, by committee on social security, a bill for an act to amend section two hundred forty-one point twenty (241.20), Code 1958, and section two hundred forty-one point twenty-one (241.21), Code 1958, relating to the amount of participation by the county in the aid to the blind program.

Read first and second times and placed on the calendar.

Senate File 311, by Senators Prentis, Henry, Schroeder and Nolan, a bill for an act relating to the deposit of public funds not needed for current operating expense.

Read first and second times and passed on file.

Senate File 312, by Senators O'Malley, Miller, Wolf and Hoschek, a bill for an act to amend chapter six hundred five A (605A), Code 1958, to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits.

Read first and second times and passed on file.

UNFINISHED BUSINESS

On motion of Senator Shaff, Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law, was taken up for further consideration.

Senator Nolan offered the following amendment filed by Senators Nolan, Boothby, Vance, Putney and Byers:

Amend Senate Joint Resolution 7, by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend Article Five (V) of the Constitution of the State of Iowa as follows:

"1. Amend section four (4) thereof, as it appears in the Code 1958, by striking from lines eight (8) and nine (9) of such section the words 'exercise a supervisory' and inserting in lieu thereof the words, 'shall exercise a supervisory and administrative'.

"2. Sections three (3), five (5), nine (9) and eleven (11) thereof are repealed.

"3. Article Five (V) is further amended by adding the following sections:

Section 15. Vacancies in the Supreme Court and District Court shall be filled by appointment by the Governor subject to confirmation by a constitutional majority vote of the Senate of the State of Iowa at the session of the General Assembly next following such appointment.

Section 16. The members of such courts shall hold office during good behavior. The General Assembly shall prescribe mandatory retirement for judges of such courts at a specified age and shall provide for adequate retirement compensation. Retired judges may be assigned to temporary judicial duties by the chief justice of the Supreme Court during their period of retirement.

Section 17. Judges of the Supreme Court and District Court shall receive salaries from the state, and such salaries shall not be diminished during their continuance in office. They shall be members of the bar of the state and shall have such other qualifications as may be provided by law and shall be eligible to hold or be a candidate for any elective office while serving on said courts.

Section 18. Judges of the Supreme Court and District Court who were elected or appointed prior to the effective date hereof shall continue in office during good behavior and until reaching the age of retirement.

"Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election, and the secretary of state is hereby directed to cause the same to be published as provided by law."

Senator Nolan offered the following amendment to the amendment:

Amend the amendment as follows:

Section 1. Strike the figures thirty-three (33) in line eleven (11) and insert therefor the figure three (3).

Sec. 2. Add the following after period (.) on line twenty (20) "Appointment to the district court shall be from the name or names submitted to the governor by the members of the Bar of the district or districts involved".

Senator Nolan asked and received unanimous consent to withdraw section 1 of the amendment to the amendment.

On motion of Senator Nolan, section 2 of the amendment to the amendment was adopted.

Senator Dewel moved the previous question on the amendment.

Roll call was demanded.

On the question "Shall the previous question be ordered?" the vote was:

Ayes, 37:

Boothby	Evans	Hoffman	Rigler
Buck	Fisher	Hoschek	Ringgenberg
Butler	Getting	Long	Schroeder
Byers	Gillespie	Lynes	Scott
Coleman	Gilmour	McCurdy	Shaff
Dewel	Grimstead	Mincks	Shoeman
Dykhouse	Harbor	Moore	Stuart
Edelen	Henry	Price	Vance
Elijah	Hill	Prince	Weber
Eppers			

Nays, 12:

Frommelt	Nolan	Potter	Turner
Hansen	O'Connor	Prentis	Walker
Hoxie	O'Malley	Putney	Wolf

Absent or not voting, 1:

Miller

The motion prevailed and the previous question was ordered.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was demanded.

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

Ayes, 11:

Boothby	Getting	Potter	Scott
Byers	Nolan	Prentis	Vance
Eppers	O'Connor	Putney	

Nays, 38:

Buck	Gillespie	Long	Ringgenberg
Butler	Gilmour	Lynes	Schroeder
Coleman	Grimstead	McCurdy	Shaff
Dewel	Hansen	Mincks	Shoeman
Dykhouse	Harbor	Moore	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Price	Walker
Evans	Hoffman	Prince	Weber
Fisher	Hoschek	Rigler	Wolf
Frommelt	Hoxie		

Absent or not voting, 1:

Miller

The amendment was lost.

Senator Nolan offered the following amendment and moved the adoption of divisions 1 and 2 of the amendment:

Amend Senate Joint Resolution 7 as follows:

1. Strike the words "Three nominees" in line 14, and insert in lieu thereof the words "One or not more than three nominees".

2. Strike the words "two nominees" in line 15, and insert in lieu thereof "one or not more than two nominees".

3. Strike all following "law," in line 79 and insert in lieu thereof the following "":

4. Strike all of lines 80 and 81 and the following in line 82 "provided by law."

Roll call was demanded.

On the question "Shall divisions 1 and 2 of the amendment be adopted?" the vote was:

Ayes, 13:

Boothby	Getting	Mincks	Putney
Byers	Grimstead	Nolan	Scott
Coleman	McCurdy	Prentis	Vance
Eppers			

Nays, 33:

Buck	Hansen	Lynes	Ringgenberg
Butler	Harbor	Moore	Shaff
Dewel	Henry	O'Malley	Shoeman
Edelen	Hill	O'Connor	Stuart
Elijah	Hoffman	Potter	Turner
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Gillespie	Long	Rigler	Wolf
Gilmour			

Absent or not voting, 4:

Dykhouse	Frommelt (present)	Miller	Schroeder
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Division 1 and 2 of the amendment was lost.

Senator Nolan moved the adoption of divisions 3 and 4 of the amendment.

Divisions 3 and 4 of the amendment were adopted.

Senator Moore offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 7 by striking from section 1 all of lines 19 to 52, inclusive, and inserting in lieu thereof the following:

"Section 16. There shall be a state judicial nominating commission as shall be provided by law. The commission shall make nominations to fill vacancies in the supreme court. There shall also be a district judicial nominating committee in each judicial district of the state as shall be provided by law. Such commissions shall make nominations to fill vacancies in the district court within their respective districts."

Roll call was demanded.

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

Ayes, 24:

Byers	Edelen	Evans	Gillespie
Coleman	Eppers	Frommelt	Gilmour

Hansen	McCurdy	O'Connor	Price
Harbor	Mincks	O'Malley	Putney
Hill	Moore	Potter	Scott
Hoxie	Nolan	Prentis	Wolf

Nays, 25:

Boothby	Getting	Lynes	Shoeman
Buck	Grimstead	Prince	Stuart
Butler	Henry	Rigler	Turner
Dewel	Hoffman	Ringgenberg	Vance
Dykhouse	Hoschek	Schroeder	Walker
Elijah	Long	Shaff	Weber
Fisher			

Absent or not voting, 1:

Miller

The amendment was lost.

Senator Shaff offered the following amendment and moved its adoption:

Amend the title to Senate Joint Resolution 7 as follows:

1. By striking the semicolon (;) in line 6 and inserting in lieu thereof the word "and".

2. By inserting a period (.) after the word "Courts" in line 8 and striking the balance of lines 8, 9 and 10.

The amendment was adopted.

Senator Shaff 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, 29:

Buck	Getting	Hoschek	Ringgenberg
Butler	Gilmour	Hoxie	Schroeder
Coleman	Hansen	Long	Shaff
Dewel	Harbor	Lynes	Stuart
Dykhouse	Henry	Moore	Walker
Edelen	Hill	O'Malley	Weber
Elijah	Hoffman	Rigler	Wolf
Fisher			

Nays, 18:

Boothby	Grimstead	Potter	Putney
Byers	McCurdy	Prentis	Scott
Eppers	Mincks	Price	Turner
Evans	Nolan	Prince	Vance
Frommelt	O'Connor		

Absent or not voting, 8:

Gillespie	Miller	Shoeman
(present)		

The resolution 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 passed the following bill in which the concurrence of the House was asked:

Senate File 9, a bill for an act relating to funeral director and embalmers licenses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 12, a bill for an act to amend section two hundred thirty-nine point nine (239.9) and section two hundred forty-one point seven (241.7), Code 1958, relating to funeral expenses for dependent children and the blind.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 39, a bill for an act relating to public safety peace officers' retirement, accident and disability system.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 154, a bill for an act relating to the appointment, term and authority of the chief justice of the state.

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 the selection of commissioners for memorial halls and monuments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 23, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 51, a bill for an act relating to municipal transit systems.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 56, a bill for an act relating to the abolishment of certain boards and commissions created by cities or towns.

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 fees charged by the clerk of the district court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 154, a bill for an act relating to defendant's counterclaim for divorce.

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 the definition of vagrants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 259, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products.

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 to change the residence requirements for eligibility for old age assistance.

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 to amend sections two hundred eighty-five point one (285.1) and two hundred eighty-five point two (285.2), Code 1958, relating to public school transportation.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 154

Amend Senate File 154 as follows:

Amend Senate File 154, section 1 by striking lines 4 to 13, inclusive, and inserting in lieu thereof the following:

"The members of the supreme court shall select one (1) of their number to be chief justice, to serve as such throughout the remainder of his then term of office. He shall be eligible for reselection. The chief justice shall appoint one (1) of the other members of the court to act in his place and stead in case of his absence or inability to act and, when so acting, such member shall have all the rights, duties and powers given by law to the chief justice."

RESIGNATION OF EMPLOYEES

Senator Putney announced the resignation of Delores Essen of Polk County as his committee clerk effective February 14, 1959. Also, the resignation of Josephine Prince of Polk County as a clerk in the law library on the joint legislative payroll effective February 14, 1959.

APPOINTMENT OF EMPLOYEES

Senator Putney announced the appointment of Lucille Consoliver of Polk County as his committee clerk effective February 17, 1959. Also, the appointment of Delores Essen of Polk County as a clerk in the law library on the joint legislative payroll effective February 18, 1959.

PROOF OF PUBLICATION

Published copy of Senate File 313 and verified proof of publication of said bill in The Mason City Globe-Gazette on February 11, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 37 and 120.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 37 and 120.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 February, 1959, sent to the Governor for his approval: Senate Joint Resolution 8, Senate Files 37, 120, 152 and 153.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 301 Cities and towns
- S. F. 302 Judiciary 1
- S. F. 303 Compensation of public officers and employees
- S. F. 306 Governmental affairs
- S. F. 311 Governmental affairs
- S. F. 312 Judiciary 1

REPORTS OF COMMITTEES

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 91**, a bill for an act to permit the county board of supervisors to establish, under certain circumstances, public disposal grounds and operate and maintain them from fees collected on a general tax levy, or both, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

Amend the Elijah amendment filed February 11, 1959, to Senate File 91 by striking the word "one (1)" in line 11 and inserting in lieu thereof "one-fourth ($\frac{1}{4}$)".

JOHN D. SHOEMAN, *Chairman.*

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 34**, a bill for an act relating to the support of the poor, begs leave to report it has had the same under consideration and recommends the same **de pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 92**, a bill for an act to amend section four hundred five point nineteen (405.19), Code 1958, to provide for employment and payment of appraisers in cities having more than one hundred twenty-five thousand (125,000) population, begs leave to report it has had the same under consideration and recommends the same **de pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 18, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend James W. Marlin, pastor of the First Methodist Church, Jefferson, Iowa.

PETITIONS

By Senator Gilmour, from one hundred nine residents of Keokuk County favoring modification of the right to work law.

By Senator Putney, from twenty-seven residents of Tama County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator O'Connor rose on a point of personal privilege and presented to the Senate the Honorable Art J. Johnson of Clayton County, a former member of the Senate who was present in the Senate chamber.

Senator Wolf rose on a point of personal privilege and presented to the Senate the Honorable John P. Berg of Black Hawk County, a former member of the Senate who was present in the Senate chamber.

Senator Shoeman asked and received unanimous consent to present to the Senate forty-two members of the senior government class of The Cumberland and Massena Community High School who were present in the balcony accompanied by their instructor, Mrs. Harold Wohlenhouse.

From Senator Schroeder, on behalf of the members of the Senate—"Happy Birthday," Senator Shaff!

HOUSE FILE 244 RE-REFERRED

Senator Dewel asked and received unanimous consent that House File 244 be re-referred to the committee on transportation.

SENATE FILE 54 WITHDRAWN

Senator Price asked and received unanimous consent that Senate File 54 be withdrawn from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 313, by Senator Edelen, a bill for an act to legalize and validate the proceedings of the board of supervisors of Cerro Gordo County, Iowa, authorizing and providing for the issuance of courthouse bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county.

Read first and second times and passed on file.

Senate File 314, by Senators Price, Fisher, Dykhouse, Prince, Schroeder, Turner and Prentis, a bill for an act relating to membership in the Iowa public employees retirement system.

Read first and second times and passed on file.

Senate File 315, by Senator Long, a bill for an act relating to warrants drawn by the state comptroller.

Read first and second times and passed on file.

Senate File 316, by Senator Mincks, a bill for an act to amend chapter eighty-nine (89), Code 1958, relating to boiler inspection.

Read first and second times and passed on file.

Senate File 317, by Senator Long, a bill for an act to amend chapter one hundred ninety-one (191), Code 1958, relating to labeling of foods.

Read first and second times and passed on file.

Senate File 318, by Senator Long, a bill for an act relating to claims against the state filed with the state comptroller.

Read first and second times and passed on file.

Senate File 319, by committee on schools and educational institutions, a bill for an act to amend sections two hundred seventy-three point four (273.4), two hundred seventy-three point nine (273.9), two hundred seventy-seven point one (277.1), two hundred seventy-seven point twenty-four (277.24), two hundred seventy-seven point twenty-six (277.26), two hundred seventy-seven point twenty-eight (277.28), two hundred seventy-nine point one (279.1), and two hundred seventy-nine point fourteen (279.14), Code 1958, to effect a change of date for election of members of boards of directors in school districts and members of county boards of education.

Read first and second times and placed on the calendar.

Senate File 320, by committee on banks, building and loan, a bill

for an act to amend, revise and codify the statutes relating to building and loan associations and savings and loan associations.

Read first and second times and placed on the calendar.

Senate File 321, by Senator O'Malley, a bill for an act relating to motor vehicle testing stations of cities and towns.

Read first and second times and passed on file.

Senate File 322, by Senator Henry, a bill for an act relating to the appointment, tenure and removal from office of county engineers and assistant county engineers.

Read first and second times and passed on file.

Senate File 323, by Senators Henry, Dykhouse and Hoffman, a bill for an act relating to the duties of the state highway commission.

Read first and second times and passed on file.

Senate File 324, by Senators Buck, Walker, Harbor, Hoxie, Boothby, Getting, Ringgenberg, Lynes, Vance, Prince, Schroeder, Elijah and Miller, a bill for an act relating to the compensation of the Speaker of the House of Representatives.

Read first and second times and passed on file.

Senate Joint Resolution 14, by Senators Buck, Walker, Harbor, Hoxie, Boothby, Getting, Ringgenberg, Lynes, Vance, Prince, Schroeder, Elijah and Miller, a joint resolution proposing a constitutional amendment to reduce the compensation of the lieutenant governor while presiding in the Senate.

Read first and second times and passed on file.

Senate File 325, by Senators Getting, Gillespie, Elijah, Hoxie and Long, a bill for an act to provide for a uniform rural residence numbering system and define the duties of the state highway commission in relation thereto; to provide for regulations as to the size, construction material and placement of such number signs; and to authorize counties to erect rural residence number signs and pay the cost thereof and to provide penalties for violation of the act.

Read first and second times and passed on file.

Senate File 326, by Senators Getting, Stuart and Nolan, a bill for an act relating to the authority of the county board of supervisors to regulate and license certain business establishments.

Read first and second times and passed on file.

Senate File 327, by Senators Walker, Price and Ringgenberg, a bill

for an act relating to the registration tolerance of vehicles transporting raw farm products.

Read first and second times and passed on file.

HOUSE MESSAGES CONSIDERED

House File 14, a bill for an act relating to the selection of commissioners for memorial halls and monuments.

Read first and second times and passed on file.

House File 23, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement.

Read first and second times and passed on file.

House File 51, a bill for an act relating to municipal transit systems.

Read first and second times and passed on file.

House File 56, a bill for an act relating to the abolishment of certain boards and commissions created by cities or towns.

Read first and second times and passed on file.

House File 128, a bill for an act relating to fees charged by the clerk of the district court.

Read first and second times and passed on file.

House File 154, a bill for an act relating to defendant's counterclaim for divorce.

Read first and second times and passed on file.

House File 161, a bill for an act to amend section seven hundred forty-six point one (746.1), Code 1958, relating to the definition of vagrants.

Read first and second times and passed on file.

House File 259, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products.

Read first and second times and passed on file.

House File 263, a bill for an act to change the residence requirements for eligibility for old age assistance.

Read first and second times and passed on file.

House File 289, a bill for an act to amend sections two hundred

eighty-five point one (285.1) and two hundred eighty-five point two (285.2), Code 1958, relating to public school transportation.

Read first and second times and passed on file.

HOUSE AMENDMENT CONSIDERED

Senator Stuart called up for consideration Senate File 154, a bill for an act relating to the appointment, term and authority of the chief justice of the state, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 154

Amend Senate File 154 as follows:

Amend Senate File 154, section 1 by striking lines 4 to 13, inclusive, and inserting in lieu thereof the following:

"The members of the supreme court shall select one (1) of their number to be chief justice, to serve as such throughout the remainder of his then term of office. He shall be eligible for reselection. The chief justice shall appoint one (1) of the other members of the court to act in his place and stead in case of his absence or inability to act and, when so acting, such member shall have all the rights, duties and powers given by law to the chief justice."

The Senate concurred in the House amendment.

Senator Stuart moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 38:

Boothby	Getting	Lynes	Schroeder
Buck	Gillespie	Miller	Scott
Butler	Grimstead	Nolan	Shaff
Byers	Hansen	Prentis	Shoeman
Dykhouse	Harbor	Price	Stuart
Elijah	Henry	Prince	Turner
Eppers	Hill	Putney	Vance
Evans	Hoschek	Rigler	Walker
Fisher	Hoxie	Ringgenberg	Weber
Frommelt	Long		

Nays, 12

Coleman	Gilmour	Mincks	O'Malley
Dewel	Hoffman	Moore	Potter
Edelen	McCurdy	O'Connor	Wolf

Absent or not voting, none.

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

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 219, a bill for an act to adopt the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs, was taken up and considered.

Senator Putney asked and received unanimous consent that House File 247 be substituted for Senate File 219.

On motion of Senator Putney, House File 247, a bill for an act to adopt the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs, was taken up and considered.

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

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

Ayes, 47:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Long	Prince	Wolf
Fisher	Lynes	Putney	

Nays, 1:

Weber

Absent or not voting, 2:

Gilmour

Hoxie

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

Senator Putney asked and received unanimous consent that Senate File 219 be withdrawn from further consideration of the Senate.

On motion of Senator Stuart, Senate File 220, a bill for an act to amend chapter one hundred seven (107), Code 1958, relating to the fidelity bonds of conservation commission employees, was taken up and considered.

Senator Stuart asked and received unanimous consent that House File 173 be substituted for Senate File 220.

On motion of Senator Stuart, House File 173, a bill for an act to amend chapters sixty-four (64) and one hundred seven (107),

Code 1958, relating to the fidelity bonds of conservation commission employees, was taken up and considered.

Senator Stuart offered the following amendment and moved its adoption :

Amend House File 173 as follows:

Section 3, line 3, by striking the period (.) and inserting in lieu thereof the following: “, and in line two (2) the letter ‘s’ from the word ‘bonds’.”

Further amend House File 173 by striking all of section 1 and renumbering the remaining sections.

The amendment was adopted.

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

On the question “Shall the bill pass?” the vote was:

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

Senator Stuart asked and received unanimous consent that Senate File 220 be withdrawn from further consideration of the Senate.

On motion of Senator Putney, Senate File 224, a bill for an act to lengthen the spearing season on certain species of fish and to extend area open to spearing, was taken up and considered.

Senator Putney asked and received unanimous consent that House File 167 be substituted for Senate File 224.

On motion of Senator Harbor, House File 167, a bill for an act to lengthen the spearing season on certain species of fish and to extend the area open to spearing, was taken up and considered.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

Senator Harbor asked and received unanimous consent that Senate File 224 be withdrawn from further consideration of the Senate.

On motion of Senator O'Connor, Senate File 198, a bill for an act to amend chapter one hundred six (106), Code 1958, to regulate the use of water skis, surfboards and similar devices on the waters of the state, was taken up and considered.

Senator Putney asked and received unanimous consent to withdraw the amendment to Senate File 198 filed by him and found on page 244 of the Senate Journal.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 198 as follows:

1. By striking all of subsection 3 of section 3.

2. Further amend Senate File 198 by adding the following new sections:

"Sec. 4. Senate File one hundred sixty-eight (168), Acts of the Fifty-eighth General Assembly is hereby repealed.

"Sec. 5. Section one hundred six point seventeen (106.17), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'No boat race, marine parade, tournament, exhibition, or regatta shall be conducted upon state waters unless permission is granted by the commission.

'Boats not participating in such race, marine parade, tournament, exhibition, or regatta shall remain at least fifty (50) feet from the racing course or designated boundaries of such events as provided in this section during the performance thereof.

'Laws pertaining to speeds, passing distances, mufflers and the provisions of section one hundred six point thirteen (106.13), Code 1958, shall not apply to boats, boat operators, or persons manipulating any water skis,

surfboard, or similar device engaged in such events as provided in this section.

'The provisions of this section shall not apply to the Mississippi and the Missouri rivers.'

The amendment was adopted.

Senator O'Connor moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, 1:

Coleman

Absent or not voting, none.

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

On motion of Senator Putney, Senate File 228, a bill for an act to provide for the registration of all boats and watercraft propelled by machinery and provide a fee therefor, was taken up and considered.

Senator Putney asked and received unanimous consent that action on Senate File 228 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Edelen, Senate File 234, a bill for an act to amend chapters one hundred nine (109) and one hundred ten (110), Code 1958, relating to regulations of commercial fishing to clarify the uses of certain types of commercial fishing gear and the licenses required, was taken up and considered.

Senator Shaff offered the following amendment:

Amend Senate File 234 as follows:

1. Amend Senate File 234 by striking section 11.

Senator Edelen asked and received unanimous consent that action on Senate File 234 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Walker, Senate File 237, a bill for an act relating to reciprocity and apportionment of motor vehicle registrations and to the compensation tax on certain motor vehicles, was taken up and considered.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

On motion of Senator Lynes, Senate File 150, a bill for an act to provide for the supervision and performance of the legal work of the various departments, offices, boards, and commissions of the State of Iowa, was taken up and considered.

Senator Lynes offered the following amendment and moved its adoption:

Amend Senate File 150 by inserting preceding the comma (,) in line 7 of section 1, the words, "subject to the approval of the department, board, commission, or officer".

The amendment was adopted.

Senator Prentis asked and received unanimous consent that action on Senate File 150 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Prentis, Senate File 150 was taken up for further consideration.

Senator Byers moved the previous question on the bill, which motion prevailed.

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, 33:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Byers	Henry	Prince	Stuart
Dewel	Hoxie	Putney	Turner
Dykhous	Long	Rigler	Vance
Elijah	Lynes	Ringgenberg	Walker
Evans	Miller	Schroeder	Weber
Fisher			

Nays, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

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 Lynes asked and received unanimous consent that Senate File 150 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoxie, Senate File 171, a bill for an act to amend section two hundred eighty-two point three (282.3), Code 1958, relating to the age of children starting to school, 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 171 by striking from line five (5) of section 1, "1960" and inserting in lieu thereof "1962". Also, by striking from section 1 all of subsection four (4).

On motion of Senator Rigler, the committee amendment was adopted.

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

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

Ayes, 29:

Boothby	Edelen	Getting	Henry
Butler	Evans	Gillespie	Hill
Byers	Fisher	Gilmour	Hoffman
Dykhous	Frommelt	Hansen	Hoxie

Long	Potter	Ringgenberg	Stuart
McCurdy	Prince	Shaff	Walker
Nolan	Rigler	Shoeman	Weber
O'Connor			

Nays, 19:

Buck	Grimstead	Mincks	Scott
Coleman	Harbor	Moore	Turner
Dewel	Hoschek	Prentis	Vance
Elijah	Lynes	Putney	Wolf
Eppers	Miller	Schroeder	

Absent or not voting, 2:

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

On motion of Senator Schroeder, House File 19, a bill for an act relating to the recording of instruments, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him and found on page 118 of the Senate Journal.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 19 by adding the following new section:

Sec. 2. Section three hundred thirty-five point fourteen (335.14), subsection two (2), Code 1958, is hereby amended by striking the period (.) at the end thereof and inserting a semi-colon (;) in lieu thereof and adding thereto the following: "provided in those counties where photostatic, photographic or other similar processes are in use, the fees shall not exceed one dollar fifty cents (\$1.50) for the first page of any instrument and fifty cents (\$.50) for each additional page."

The amendment was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 19 as follows:

1. Amend House File 19 by striking from line 6 the word "including" and inserting in lieu thereof the word "excluding".

The amendment was adopted.

Senator Byers asked and received unanimous consent to withdraw the committee amendment filed and found on page 242 of the Senate Journal.

Senator Shaff offered the following amendment filed by Senators Shaff and Stuart:

Amend House File 19 by adding to Section 1 thereof, the following:

"No instrument by which the title to real estate or personal property, or any interest therein or lien thereon, is conveyed, created, encumbered, assigned or otherwise disposed of, shall be received for record or filing by the county recorder unless the name of the person who, or governmental agency which, prepared such instrument appears at the conclusion of such instrument and such name is either printed, typewritten, stamped or signed in a legible manner. An instrument will be in compliance with this section if it contains a statement in the following form: 'This instrument was prepared by (name).'"

"This section does not apply to any instruments executed prior to the effective date of this section, nor to the following: any decree, order, judgment, or writ of any court; any will or death certificate; or any instrument executed or acknowledged outside this state. Failure to insert the statement as herein designated shall not invalidate the instrument."

Senator Schroeder asked and received unanimous consent that action on House File 19 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 111, a bill for an act relating to the fluoridation of public water supplies.

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 the compensation of councilmen.

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 to increase the compensation of county welfare board members.

WILLIAM R. KENDRICK, *Chief Clerk.*

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 9, 12 and 39.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 9, 12 and 39.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 9, 12 and 39.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that, on February 18, the Governor had approved the following bills:

Senate File 9, relating to funeral director and embalmers licenses.

Senate File 12, relating to funeral expenses for dependent children and the blind.

Senate File 39, relating to public safety peace officers' retirement, accident and disability system.

Senate File 120, legalizing the action of the board of directors of the Plainfield Community School District.

Senate File 152, relating to judicial conferences.

Senate Joint Resolution 8, creating a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the State Treasurer's office of the State of Iowa, and authorizing an appropriation therefor.

MOTION TO RECONSIDER

I move that the Senate reconsider the vote by which Senate Joint Resolution 7 passed the Senate.

R. G. MOORE.

CALL OF THE SENATE

We, the undersigned, pursuant to Senate Rule 5, hereby request a "Call of the Senate" on the motion to reconsider Senate Joint Resolution 7.

DAVID O. SHAFF.

ROBERT R. RIGLER.

JACK SCHROEDER.

JIM O. HENRY.

WILLIAM H. HARBOR.

N. B. EVANS.

G. W. WEBER.

DUANE E. DEWEL.

X. T. PRENTIS.

GUY G. BUTLER.

GEORGE E. O'MALLEY.

EARL ELIJAH.

D. C. NOLAN.

JACK MILLER.

IRVING D. LONG.

GEORGE L. SCOTT.

J. K. LYNES.

MELVIN H. WOLF.

MEMORIAL COMMITTEE APPOINTED

President McManus announced the appointment of the following committee:

SENATOR
James J. Gillespie

MEMORIAL RESOLUTION COMMITTEE
O'Malley
Nolan
Byers

BILLS ASSIGNED TO COMMITTEE

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

S. F. 313 Judiciary 2
S. F. 314 Social security
S. F. 315 Governmental affairs
S. F. 316 Labor
S. F. 317 Agriculture
S. F. 318 Governmental affairs
S. F. 321 Cities and towns
S. F. 322 Governmental affairs
S. F. 323 Highways
S. F. 324 Compensation of public officers and employees
S. F. 325 Judiciary 1
S. F. 326 Public health
S. F. 327 Transportation
S.J.R. 14 Judiciary 1
H. F. 14 Military affairs
H. F. 51 Cities and towns
H. F. 56 Cities and towns
H. F. 128 Judiciary 1
H. F. 154 Judiciary 1
H. F. 161 Judiciary 2
H. F. 259 Agriculture
H. F. 263 Social security
H. F. 289 Schools and educational institutions

REPORTS OF COMMITTEES

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **House File 245**, a bill for an act to establish a daytime and nighttime speed limit on secondary roads, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 245 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended by adding thereto the following subsection:

'Fifty (50) miles per hour at any time on secondary roads without portland cement, concrete, or bituminous surface. Whenever the board of supervisors of any county shall determine upon the basis of an engineering and traffic investigation conducted by the state highway commission when so requested by said board that the speed limit on any secondary road with any type of surface is greater than is reasonable or safe under the condi-

tions found to exist at any intersection or other place or upon any part of a secondary road, said board shall determine and declare a reasonable and safe speed limit thereat which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the highway.' "

FRANK HOXIE, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred House File 98, a bill for an act to amend chapter one hundred nine (109), Code 1958, relating to special and local fishing restrictions on certain artificial lakes, begs leave to report it has had the same under consideration and recommends the same *de pass.*

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 84 by striking all of sections 5 and 6.
JOHN J. O'CONNOR.

1 Amend Senate File 128 by adding the following section:
2 "Sec. 9. Section five hundred thirty-six point four (536.4),
3 Code 1958, is hereby amended as follows:
4 1. By striking from line four (4) thereof the word 'such' and
5 inserting in lieu thereof the words 'a thorough and complete';
6 2. By striking from line seven (7) thereof the word 'or' and
7 inserting in lieu thereof the word 'and';
8 3. By inserting after the word 'investigation' in line seven
9 (7) thereof the following: 'that the applicant can have a
10 reasonable expectancy of a successful lending business at the
11 location of the office for which application is made, and that
12 there is a real need and necessity in that community for
13 additional lending facilities to adequately serve the local
14 people, and that said applicant is one who will command the
15 respect of and confidence from the people in that community;'"

EARL ELIJAH.
GENE L. HOFFMAN.
GUY G. BUTLER.
GEORGE L. SCOTT.

1 Amend Senate File 183, section 2, by striking all after the
2 period (.) in line 8 through 15 inclusive.

ANDREW G. FROMMELT.

1 Amend Senate File 157 by striking section 1 and
2 inserting in lieu thereof the following:
3 Section 1. Section four hundred twenty-nine point one
4 (429.1), Code 1958, is hereby amended to read as follows:
5 "The term 'moneys and credits', as used in this chapter,
6 shall mean the following: shares of stock and surplus and
7 undivided profits of national banks and state and savings
8 banks and loan and trust companies, located in this state,
9 as valued and defined in chapter four hundred thirty (430);
10 shares of mutual building and loan or savings and loan

11 associations exclusively engaged in such business, valued as
 12 provided in section four hundred thirty-one point nine
 13 (431.9); and capital of agencies employed in the
 14 business of making loans or investments within the state
 15 of Iowa, as defined in chapter four hundred thirty A (430A)."

16 Sec. 2. Section four hundred twenty-nine point two
 17 (429.2), Code 1958, is hereby amended to read as follows:

18 "Moneys and credits shall be taxed upon a uniform basis
 19 throughout the state of five (5) mills on the dollar of
 20 valuation, same to be assessed and collected where the
 21 owner resides, except that in the case of shares of said
 22 mutual building and loan or savings and loan associations
 23 the basis shall be one (1) mill.

24 Sec. 3. Sections four hundred twenty-nine point four
 25 (429.4) through four hundred twenty-nine point ten (429.10)
 26 and section four hundred thirty-one point one (431.1)
 27 through four hundred thirty-one point five (431.5), Code
 28 1958, inclusive, are hereby repealed.

29 Sec. 4. Nothing herein shall be deemed to repeal the
 30 additional one (1) mill levy provided by chapter sixty-one
 31 (61), Acts of the Fifty-sixth General Assembly.

32 Further amend Senate File 157 by renumbering section
 33 two (2) to read "section five (5)".

JACK MILLER.
 X. T. PRENTIS.

1 Amend Senate File 265 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:

3 Section 1. Section three hundred twelve point two
 4 (312.2), Code 1958, is hereby amended by striking in subsection
 5 three (3) the words "fifteen per cent" and substituting in lieu
 6 thereof the words "nine per cent." Further amend section three
 7 hundred twelve point two (312.2), by striking the words "eight
 8 per cent" and substituting in lieu thereof the following: "fourteen
 9 per cent."

10 Sec. 2. Section three hundred twelve point five (312.5),
 11 Code 1958, is hereby repealed and the following enacted in lieu
 12 thereof: "All farm-to-market road funds, except funds which
 13 under section three hundred ten point twenty (310.20) come from
 14 any county's allotment of road use tax funds, shall be allotted
 15 among the counties by the highway commission. Farm-to-market
 16 road funds shall be allotted among all the counties of the state
 17 in the ratio that the area of each county bears to the total
 18 area of the whole state."

JACK SCHROEDER.

On motion of Senator Schroeder, the Senate adjourned until 9:15
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 19, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend George Pennington, pastor of the Methodist Church, Columbus Junction, Iowa.

PETITIONS

By Senator Coleman, from forty-one residents of Webster County in opposition to liquor by the drink.

By Senator Miller, from residents of Woodbury County, members of the Sioux City Bird Club, in opposition to an open season on mourning doves.

By Senator Putney, from thirteen residents of Tama County in opposition to combining the offices of county recorder and clerk of the district court; also, from twenty residents of Tama County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-seven students from the Greenwood School who were present in the balcony accompanied by their instructor, Jack Gibbons.

INTRODUCTION OF BILLS

Senate File 328, by committee on conservation, a bill for an act to amend chapter one hundred six (106), Code 1958, to increase fees collected for boat inspection.

Read first and second times and placed on the calendar.

Senate File 329, by Senators Byers, O'Malley, Scott, Putney, Dykhouse and Butler, a bill for an act to provide for more effective integration of a fish and wildlife conservation program with state water resource developments.

Read first and second times and passed on file.

Senate File 330, by Senators Mincks and Evans, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Cardinal Community School District, in the Counties

of Wapello, Davis and Jefferson, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

Senate File 331, by Senators Mincks and Evans, a bill for an act to legalize and validate the proceedings of the board of directors of the Cardinal Community School District, in the Counties of Wapello, Davis and Jefferson, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

Senate File 332, by Senator O'Malley, a bill for an act to amend chapter four (4), Code 1958, relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.

Read first and second times and passed on file.

Senate File 333, by Shaff, a bill for an act relating to the absent voters law.

Read first and second times and passed on file.

Senate File 334, by Senators Getting, Elijah, Potter and Hoxie, a bill for an act to allow as a credit against the taxable value of agricultural or horticultural lands sixty (60) percent of the value of certain buildings and structures thereon.

Read first and second times and passed on file.

Senate File 335, by Senators Boothby, Buck, Shoeman, Hoxie, Elijah and Eppers, a bill for an act relating to the composition and power of the state board of health and to provide for the appointment of a commissioner of public health and to repeal and amend certain sections of the Code relating thereto.

Read first and second times and passed on file.

Senate File 336, by committee on schools and educational institutions, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, relating to the reorganization of school districts.

Read first and second times and placed on the calendar.

Senate File 337, by committee on social security, a bill for an act relating to the procedure and responsibility for the licensing and supervision of maternity homes.

Read first and second times and placed on the calendar.

Senate File 338, by committee on social security, a bill for an act to amend chapter two hundred thirty-five (235), Code 1958, to provide for the use of state funds for direct care of children in approved foster family homes or licensed group care facilities.

Read first and second times and placed on the calendar.

Senate File 339, by Senators Harbor and Potter, a bill for an act to repeal a portion of section two hundred seventy-five point nine (275.9), Code 1958, relating to reorganization plans of school districts.

Read first and second times and passed on file.

Senate File 340, by Senators Harbor and Potter, a bill for an act relating to hearing on petition to change boundaries or consolidate school districts.

Read first and second times and passed on file.

Senate File 341, by Mincks and Hoschek, a bill for an act relating to the creation of an Iowa state labor relations board, affixing its responsibilities, authority, and its manner of operation.

Read first and second times and passed on file.

Senate File 342, by committee on conservation, a bill for an act to prohibit the placing of refuse materials in or near a stream or lake or upon land subject to overflow.

Read first and second times and placed on the calendar.

Senate File 343, by Senator McCurdy, a bill for an act relating to retention from payments on construction contracts.

Read first and second times and passed on file.

Senate File 344, by Senator McCurdy, a bill for an act relating to payments on the contract price of public construction contracts.

Read first and second times and passed on file.

Senate Joint Resolution 15, by Senator Gilmour, a joint resolution providing for an investigation to determine the sentiment of the people of the state on the question of sale and control of intoxicating liquors.

Read first and second times and passed on file.

HOUSE MESSAGES CONSIDERED

House File 111, a bill for an act relating to the fluoridation of public water supplies.

Read first and second times and passed on file.

House File 117, a bill for an act to amend section three hundred sixty-three point thirty-nine (363.39), Code 1958, relating to the compensation of councilmen.

Read first and second times and passed on file.

House File 178, a bill for an act to increase the compensation of county welfare board members.

Read first and second times and passed on file.

LEAVE OF ABSENCE

Senator Boothby asked unanimous consent that Senator Getting be excused for the day.

Objection was raised.

Senator Schroeder moved that Senator Getting be excused for the day, and also that he be excused from the "Call of the Senate" which is currently before the Senate.

Senator Nolan moved as a substitute motion that further action on Senate Joint Resolution 7 be deferred until the return of the Senator from O'Brien.

The Chair ruled the substitute motion out of order.

On the question "Shall the motion by Senator Schroeder to excuse Senator Getting be adopted?" the vote was:

Ayes, 47:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, 1:

Moore

Absent or not voting, 2:

Coleman Getting
(present)

The motion prevailed and Senator Getting was excused for the day and also from the Call of the Senate.

CALL OF THE SENATE

The Chair called attention to the Call of the Senate on the motion to reconsider the vote by which Senate Joint Resolution 7 passed the Senate, and directed the Secretary to call the roll to ascertain if all the members of the Senate were present.

The Chair announced that the roll call revealed all members present with the exception of Senator Getting, who had previously been excused from the Call of the Senate, and declared the Call of the Senate in effect.

MOTION TO RECONSIDER

Senator Moore called up the following motion, filed by him, and moved its adoption:

"I move that the Senate reconsider the vote by which Senate Joint Resolution 7 passed the Senate."

Senator Shaff moved that the motion to reconsider be laid on the table.

Roll call was demanded.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Buck	Henry	Prentis	Shaff
Butler	Hoffman	Price	Shoeman
Dewel	Hoxie	Prince	Stuart
Elijah	Long	Rigler	Turner
Fisher	Lynes	Ringgenberg	Weber
Harbor	Miller	Schroeder	

Nays, 26:

Boothby	Frommelt	McCurdy	Potter
Byers	Gillespie	Mincks	Putney
Coleman	Gilmour	Moore	Scott
Dykhouse	Grimstead	Nolan	Vance
Edelen	Hansen	O'Connor	Walker
Eppers	Hill	O'Malley	Wolf
Evans	Hoschek		

Absent or not voting, 1:

Getting

The motion to table was lost.

On motion to reconsider, the vote was:

Ayes, 25:

Boothby	Edelen	Frommelt	Grimstead
Coleman	Eppers	Gillespie	Hansen
Dykhouse	Evans	Gilmour	Hill

Hoxie	Nolan	Prentis	Vance
McCurdy	O'Connor	Putney	Walker
Mincks	Potter	Scott	Wolf
Moore			

Nays, 22:

Buck	Henry	Price	Shaff
Butler	Hoffman	Prince	Shoeman
Dewel	Hoschek	Rigler	Stuart
Elijah	Long	Ringgenberg	Turner
Fisher	Lynes	Schroeder	Weber
Harbor	Miller		

Absent or not voting 3:

Byers	Getting	O'Malley
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The motion to reconsider prevailed.

RECONSIDERATION OF SENATE JOINT RESOLUTION 7

Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law.

Senator Moore moved that the vote by which Senate Joint Resolution 7 went to its third reading be reconsidered, which motion prevailed.

Senator Schroeder moved that the resolution be read a third time and placed upon its passage.

Senator Boothby moved, as a substitute motion, that the vote by which the amendment filed by Senator Moore failed of adoption be reconsidered, which motion prevailed.

Senator Boothby asked unanimous consent that action on Senate Joint Resolution 7 be deferred and that the resolution be made a "Special Order of Business" for 10:00 a.m., Tuesday, February 24, 1959.

Objection was raised.

Senator Boothby moved that action on Senate Joint Resolution 7 be deferred and that the resolution be made a "Special Order of Business" for 10:00 a.m., Tuesday, February 24, 1959, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Ringgenberg, House File 206, a bill for an act relating to the powers of school districts and to amend certain sections of the Code relating thereto for the purpose of extending such powers to community districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Getting

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

Senator Rigler asked and received unanimous consent that House File 206 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, Senate File 82, a bill for an act to amend section four hundred twenty-seven point six (427.6), Code 1958, relating to the time for filing of claims for veteran's property tax exemption, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 17:

Buck	Byers	Edelen	Fisher
Butler	Dewel	Elijah	Hansen

Harbor	Miller	Nolan	Prince
Hill	Mincks	Prentis	Schroeder
Long			

Nays, 31:

Boothby	Grimstead	O'Malley	Shoeman
Coleman	Henry	Potter	Stuart
Dykhouse	Hoffman	Price	Turner
Eppers	Hoxie	Putney	Vance
Evans	Lynes	Rigler	Walker
Frommelt	McCurdy	Ringgenberg	Weber
Gillespie	Moore	Scott	Wolf
Gilmour	O'Connor	Shaff	

Absent or not voting, 2:

Getting	Hoschek
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Nolan, Senate File 90, a bill for an act relating to the judicial retirement system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 45:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Shaff
Byers	Hansen	Moore	Shoeman
Dewel	Harbor	Nolan	Stuart
Dykhouse	Henry	O'Connor	Turner
Edelen	Hill	O'Malley	Vance
Elijah	Hoffman	Potter	Walker
Eppers	Hoschek	Prentis	Weber
Evans	Hoxie	Price	Wolf
Fisher	Long	Prince	Rigler
Frommelt			

Nays, 3:

Coleman	Lynes	Ringgenberg
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Absent or not voting, 2:

Getting	Scott
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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 Hoffman, Senate File 104, a bill for an act relating to court expense fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman asked and received unanimous consent that action on Senate File 104 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 21, a bill for an act relating to special automobile registration plates for holders of amateur radio licenses.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 40, a bill for an act relating to county hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 26, a bill for an act to increase the speed limit for any vehicle drawing certain trailers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 65, a bill for an act relating to the boarding of prisoners by sheriffs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 136, a bill for an act relating to the salary of county attorneys in certain counties.

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 the mileage to be paid sheriffs for services in all cases required by law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 207, a bill for an act to revert to the general fund of the state the unexpended balance of appropriations provided for the improvement of university hospital buildings for the care and treatment of emotionally disturbed or mentally retarded children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 311, a bill for an act relating to the buying or selling at retail by motor vehicle dealers of new and used motor vehicles on Sunday.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 312, a bill for an act relating to the maximum gross weight of motor vehicles.

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 to make an emergency appropriation from the general fund of the State of Iowa to the state conservation commission for flood damage repair to Pammel State Park.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 26, a bill for an act to increase the speed limit for any vehicle drawing certain trailers.

Read first and second times and passed on file.

House File 65, a bill for an act relating to the boarding of prisoners by sheriffs.

Read first and second times and passed on file.

House File 136, a bill for an act relating to the salary of county attorneys in certain counties.

Read first and second times and passed on file.

House File 163, a bill for an act relating to the mileage to be paid sheriffs for services in all cases required by law.

Read first and second times and passed on file.

House File 207, a bill for an act to revert to the general fund of the state the unexpended balance of appropriations provided for the improvement of university hospital buildings for the care and treatment of emotionally disturbed or mentally retarded children, and to appropriate funds to the state board of regents for the construction and equipment of facilities for emotionally disturbed children.

Read first and second times and passed on file.

House File 311, a bill for an act to amend section three hundred twenty-two point three (322.3), Code 1958, relating to the buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Snuday.

Read first and second times and passed on file.

House File 312, a bill for an act relating to the maximum gross weight of motor vehicles.

Read first and second times and passed on file.

House File 425, a bill for an act to make an emergency appropriation from the general fund of the State of Iowa to the state conservation commission for flood damage repair to Pammel State Park.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate File 154; and House Files 167 and 247.

CARL RINGGENBERG,
Ranking Member Senate Committee.
J. KENNETH STRINGER,
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 154; and House Files 167 and 247.

BILL SENT TO GOVERNOR

Senator Ringgenberg, 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 February, 1959, sent to the Governor for his approval: Senate File 154.

CARL RINGGENBERG, *Ranking Member.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 329 Water rights
S. F. 330 Judiciary 2
S. F. 331 Judiciary 2
S. F. 332 Judiciary 1
S. F. 333 Governmental affairs
S. F. 334 Tax revision
S. F. 335 Public health
S. F. 339 Schools and educational institutions
S. F. 340 Schools and educational institutions
S. F. 341 Labor
S. F. 343 Highways
S. F. 344 Public lands and buildings
S.J.R. 15 Judiciary 2
H. F. 26 Highway safety
H. F. 65 Compensation of public officers and employees
H. F. 111 Public health
H. F. 117 Cities and towns
H. F. 136 Compensation of public officers and employees
H. F. 163 Compensation of public officers and employees
H. F. 178 Compensation of public officers and employees
H. F. 207 Appropriations
H. F. 312 Transportation

REPORT OF COMMITTEE

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred House File 244, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1958, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund, begs leave to report it has had the same under consideration and recommends the same *do pass*.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 86 by adding the following:
 2 Sec. 2. Section three hundred twenty-one point four hundred
 3 fifty-six (321.456), Code 1958, is further amended by striking
 4 all of the section following the word "inches" in line three (3)
 5 and inserting in lieu thereof the following words:
 6 " Nothing herein contained shall be construed to require
 7 any railroad or public authorities to provide sufficient ver-
 8 tical clearance to permit the operation of such vehicle upon
 9 the highways of this state. Any damage to highways, highway
 10 or railroad structures or underpasses caused by the height of
 11 any vehicle provided for by this section shall be borne by the
 12 operator or owner of such vehicle."

HOWARD C. BUCK.

1 Amend Senate File 266 by striking the period (.) in
 2 line 4 and inserting in lieu thereof the following:
 3 "and provide for their examination."
 4 Further amend Senate File 266 by adding the following
 5 at the end thereof:
 6 "A regular employee of a manufacturing, industrial,
 7 public utility or business establishment, who does electrical
 8 work for that establishment only, shall not be required to
 9 obtain a license."

JACK MILLER.

1 1. Amend Senate File 311 by adding after the word "depositories"
 2 in line 4 of section 5 the following: "and the amounts severally
 3 deposited therein".
 4 2. Further amend Senate File 311 by adding thereto the following
 5 new section:
 6 "This act being deemed of immediate importance shall be in
 7 full force and effect from and after its passage and publication
 8 in the Nonpareil, a newspaper published at Council Bluffs, Iowa
 9 and the Journal-Reporter, a newspaper published at Leon, Iowa."

JIM O. HENRY.
 X. T. PRENTIS.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Friday.

JOURNAL OF THE SENATE

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend A. C. Long, pastor of the Methodist Church, Tipton, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Miller for the day on request of Senator Hoffman.

PETITIONS

By Senator Hill, from forty-seven residents of Jasper County in opposition to liquor by the drink.

By Senator Hoxie, from members of the Fremont County board of social welfare favoring proposed legislation relating to support of the poor.

By Senator Ringgenberg, from twenty-six residents of Story County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator Buck rose on a point of personal privilege and presented to the Senate the Honorable Wilbur C. Molison of Poweshiek County, a former member of the Senate who was present in the Senate chamber.

Senator Hoxie rose on a point of personal privilege and presented to the Senate the Honorable Carl O. Sjulín of Fremont County, a former member of the Senate who was present in the Senate chamber.

Senator Rigler rose on a point of personal privilege and presented to the Senate the Honorable W. H. Tate, a former member of the Senate from Cerro Gordo County, who was present in the Senate chamber.

Senator O'Connor asked and received unanimous consent to present to the Senate twenty-five students from the Luana High School of Clayton County who were present in the balcony accompanied by their superintendent, Aubrey Russell.

POINT OF ORDER

Senator Lynes raised a point of order relative to House File 156 and House File 157, now on the Senate Calendar, for the reason that

under Senate temporary Rule 21 "All bills and resolutions carrying appropriations or involving the expenditure of state funds shall be referred to the committee on appropriations."

The Chair ruled the point well taken and, pursuant to Rule 21, reassigned House Files 156 and 157 to the committee on appropriations.

INTRODUCTION OF BILLS

Senate File 345, by committee on agriculture, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns.

Read first and second times and placed on the calendar.

Senate File 346, by Senators Hoffman, Gilmour and Ringgenberg, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof.

Read first and second times and passed on file.

Senate File 347, by Senators Hoffman, Ringgenberg, McCurdy, Henry and Gilmour, a bill for an act to permit the combining of the duties of certain county officers and employees.

Read first and second times and passed on file.

Senate File 348, by Senator Eppers, a bill for an act authorizing and empowering the City of Keokuk and the Keokuk bridge commission to issue revenue bonds to be paid only from the revenue of the Keokuk municipal bridge without the vote of the electors.

Read first and second times and passed on file.

Senate File 349, by Senators Elijah and Long, a bill for an act relating to transfer of school funds.

Read first and second times and passed on file.

Senate File 350, by Senators Potter, Hoffman and O'Malley, a bill for an act to transfer the motor vehicle fuel tax division from the state treasurer to the state tax commission.

Read first and second times and passed on file.

Senate File 351, by Senator Potter, a bill for an act relating to three-card monte and other games.

Read first and second times and passed on file.

Senate File 352, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for capital improvements, repairs, replace-

ments, alterations, equipment and institutional roads at state institutions and to the state historical society of Iowa for equipment in the centennial building at Iowa City.

Read first and second times and placed on the calendar.

Senate File 353, by Senators Hill, Ringgenberg and Elijah, a bill for an act relating to the licensing of private, fraternal, service, golf, and country clubs or associations which allow their members to consume alcoholic beverages in excess of four (4) percent alcohol by weight that such members or guests bring upon the premises of such club or association.

Read first and second times and passed on file.

Senate File 354, by committee on judiciary 1, a bill for an act relating to the election of members of the board of supervisors, after reduction of membership of the board, and to amend chapter three hundred thirty-one (331), Code 1958.

Read first and second times and placed on the calendar.

Senate File 355, by committee on judiciary 1, a bill for an act relating to the liability of negligent drivers of motor vehicles.

Read first and second times and placed on the calendar.

Senate File 356, by Senator O'Malley, a bill for an act relating to the vacating of any rule, order, or regulation made by the state commerce commission.

Read first and second times and passed on file.

Senate File 357, by Senator O'Malley, a bill for an act relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.

Read first and second times and passed on file.

Senate File 358, by Senators Buck and Schroeder, a bill for an act to require notification to depositors that bank accounts are dormant.

Read first and second times and passed on file.

Senate File 359, by Senator Schroeder, a bill for an act relating to the duties of the clerks of the district courts.

Read first and second times and passed on file.

Senate File 360, by Senator Schroeder, a bill for an act to amend sections five hundred ninety-five point two (595.2) and five hundred ninety-five point three (595.3), Code 1958, relating to the minimum age of marriage and the procuring of a marriage license.

Read first and second times and passed on file.

Senator Nolan asked and received unanimous consent that Senate File 90 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Hoffman, Senate File 104, a bill for an act relating to court expense fund, was taken up for further consideration.

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

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

Ayes, 37:

Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Shaff
Edelen	Henry	Nolan	Shoeman
Elijah	Hill	O'Connor	Stuart
Eppers	Hoffman	O'Malley	Turner
Evans	Hoschek	Potter	Vance
Fisher	Hoxie	Price	Weber
Frommelt	Lynes	Rigler	Wolf
Gillespie			

Nays, 10:

Boothby	Getting	Prentiss	Scott
Coleman	Harbor	Putney	Walker
Dykhouse	Long		

Absent or not voting, 3:

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

THIRD READING OF BILLS

On motion of Senator Frommelt, Senate File 115, a bill for an act relating to the appointment and compensation of officers and secretaries in the juvenile courts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 115 by substituting the word "district" for the word "juvenile" in line 13 of section one (1).

The amendment was adopted.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 115 by striking the words "the juvenile" in lines 25 and 30 of section 1, and inserting in lieu thereof the words "a district".

The amendment was adopted.

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

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

Ayes, 40:

Buck	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Dewel	Grimstead	Mincks	Schroeder
Dykhouse	Hansen	Moore	Scott
Edelen	Henry	Nolan	Shaff
Elijah	Hill	O'Connor	Shoeman
Eppers	Hoffman	O'Malley	Stuart
Evans	Hoschek	Potter	Turner
Fisher	Hoxie	Prentis	Weber
Frommelt	Long	Putney	Wolf

Nays, 5:

Boothby	Getting	Price	Walker
Coleman			

Absent or not voting, 5:

Byers	Miller	Prince	Vance
Harbor			

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

President pro tempore Lynes took the chair at 10:30 a.m.

On motion of Senator Grimstead, Senate File 268, a bill for an act relating to publication of the official ballot, was taken up and considered.

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

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

Ayes, 44:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Coleman	Gilmour	Moore	Scott
Dewel	Grimstead	Nolan	Shaff
Dykhouse	Hansen	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Putney	Weber

Nays, 2:

Hoffman Wolf

Absent or not voting, 4:

Byers Harbor Miller Prince

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

On motion of Senator Dewel, Senate File 270, a bill for an act relating to publication of legal notices, was taken up and considered.

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

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

Ayes, 42:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Coleman	Gilmour	Moore	Scott
Dewel	Grimstead	Nolan	Shoeman
Dykhouse	Hansen	O'Connor	Stuart
Edelen	Harbor	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoschek	Prentis	Weber
Evans	Hoxie	Price	Wolf
Fisher	Long		

Nays, 2:

Hoffman Shaff

Absent or not voting, 6:

Byers Miller Putney Walker
Henry Prince

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 84, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Columbus Community School District, in the Counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Also: 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 the judicial retirement system.

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 rounding of corners on establishment of highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 15, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors.

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 exemption of inmates of county homes from securing a license to hunt, fish or trap on land or in waters of the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 63, a bill for an act to authorize the executive council of the State of Iowa to sell certain land belonging to the State of Iowa, included in and forming a part of the City of Des Moines, Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 90, a bill for an act to legalize the procedure relating to the action of the Winneshiek County board of supervisors in making expenditures for repairs of the Winneshiek County courthouse roof.

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 to increase the maximum assessment for benefited water districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 112, a bill for an act relating to the elimination of all weeds on county and primary roads.

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 to increase the maximum millage rate which may be levied by townships for fire-fighting equipment and fire protection.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 129, a bill for an act to allow county board of supervisors to authorize the use of excess funds in the domestic animal fund by societies that care for animals or fowls, domestic or otherwise.

Also: 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 to require a sixty day waiting period before a decree of separate maintenance may be granted.

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 to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 182, a bill for an act relating to the creation of the office of state archeologist.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 183, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 186, a bill for an act relating to documents which simulate legal process.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 232, a bill for an act relating to the investment of cemetery trust funds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 233, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Ringsted Benefited Fire District, in the Counties of Emmet, Kossuth and Palo Alto, State of Iowa.

Also: That the House has amended and passed the following bill in which the concurrence of the Senate was asked:

House File 272, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 346, a bill for an act to increase the fees collected for boat inspection.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 347, a bill for an act to pay for expenses in the organization of a subdistrict of a soil conservation district.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 348, a bill for an act to amend the provisions of the soil conservation districts law relating to the discontinuance of districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 349, a bill for an act to provide for a fee for the issuance of construction permits by the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 357, a bill for an act relating to the custody, pending appeal, of persons found by the commission of hospitalization to be mentally ill.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 359, a bill for an act to exempt employees of the board of control or in institutions under the board of control from the jurisdiction of the division of personnel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 360, a bill for an act relating to the duties of the board of control and to repeal section two hundred twenty-three point twenty-one (223.21), Code 1958.

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 publication of delinquent tax notices.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 369, a bill for an act relating to the public peace officers' retirement, accident and disability system.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 378, a bill for an act relating to the qualification of employees of the department of social welfare.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 426, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 15, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors.

Read first and second times and passed on file.

House File 54, a bill for an act relating to exemption of inmates of county homes from securing a license to hunt, fish or trap on land or in the waters of the state.

Read first and second times and passed on file.

House File 63, a bill for an act to authorize the executive council of the state to sell certain land belonging to the State of Iowa situated in Block I, Griffiths Addition, No. Two (2), now included in and forming a part of the City of Des Moines, Iowa.

Read first and second times and passed on file.

House File 90, a bill for an act to legalize the procedure relating to the action of the Winneshiek County board of supervisors in making expenditures for repairs of the Winneshiek County courthouse roof in the County of Winneshiek, State of Iowa.

Read first and second times and passed on file.

House File 102, a bill for an act to increase the maximum assessment for benefited water districts.

Read first and second times and passed on file.

House File 112, a bill for an act relating to the elimination of all weeds on county and primary roads.

Read first and second times and passed on file.

House File 126, a bill for an act to increase the maximum millage rate which may be levied by townships for fire-fighting equipment and fire protection.

Read first and second times and passed on file.

House File 129, a bill for an act to allow county boards of supervisors to authorize the use of excess funds in the domestic animal fund by societies that care for animals or fowls, domestic or otherwise.

Read first and second times and passed on file.

House File 135, a bill for an act to require a sixty (60) day waiting period before a decree of separate maintenance may be granted.

Read first and second times and passed on file.

House File 151, a bill for an act to amend chapter six hundred five A (605A), Code 1958, to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits.

Read first and second times and passed on file.

House File 182, a bill for an act relating to the creation of the office of state archeologist.

Read first and second times and passed on file.

House File 183, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes.

Read first and second times and passed on file.

House File 186, a bill for an act relating to documents which simulate legal process.

Read first and second times and passed on file.

House File 232, a bill for an act relating to the investment of cemetery trust funds.

Read first and second times and passed on file.

House File 233, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Ringsted Benefited Fire District, in the Counties of Emmet, Kossuth and Palo Alto, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 272, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958.

Read first and second times and passed on file.

House File 346, a bill for an act to amend chapter one hundred six (106), Code 1958, to increase the fees collected for boat inspection.

Read first and second times and passed on file.

House File 347, a bill for an act to pay for expenses in the organization of a subdistrict of a soil conservation district.

Read first and second times and passed on file.

House File 348, a bill for an act to amend the provisions of the soil conservation districts law relating to the discontinuance of districts.

Read first and second times and passed on file.

House File 349, a bill for an act to amend chapter one hundred eleven (111), Code 1958, to provide for a fee for the issuance of construction permits by the state conservation commission.

Read first and second times and passed on file.

House File 357, a bill for an act relating to the custody, pending appeal, of persons found by the commission of hospitalization to be mentally ill.

Read first and second times and passed on file.

House File 359, a bill for an act to exempt employees of the board of control or in institutions under the board of control from the jurisdiction of the division of personnel.

Read first and second times and passed on file.

House File 360, a bill for an act relating to the duties of the board of control and to repeal section two hundred twenty-three point twenty-one (223.21), Code 1958.

Read first and second times and passed on file.

House File 364, a bill for an act relating to publication of delinquent tax notices.

Read first and second times and passed on file.

House File 369, a bill for an act relating to the public peace officers' retirement, accident and disability system.

Read first and second times and passed on file.

House File 378, a bill for an act relating to the qualification of employees of the department of social welfare.

Read first and second times and passed on file.

House File 426, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Grimstead, Senate File 274, a bill for an act relating to publication of delinquent tax notices, was taken up and considered.

Senator Grimstead asked and received unanimous consent that House File 364 be substituted for Senate File 274.

Senator Grimstead asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 364, a bill for an act relating to publication of delinquent tax notices.

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

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

Ayes, 46:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurry	Schroeder
Butler	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Rigler	Wolf
Frommelt	Long		

Nays, none.

Absent or not voting, 4:

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

Senator Fisher asked and received unanimous consent that Senate File 274 be withdrawn from further consideration of the Senate.

On motion of Senator Prentis, Senate File 290, a bill for an act to make an emergency appropriation from the general fund of the State of Iowa to the state conservation commission for flood damage repairs to Pammel State Park, was taken up and considered.

Senator Gillespie asked and received unanimous consent that House File 425 be substituted for Senate File 290.

On motion of Senator Gillespie, House File 425, a bill for an act to make an emergency appropriation from the general fund of the State of Iowa to the state conservation commission for flood damage repair to Pammel State Park, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt	Long	Rigler	

Nays none.

Absent or not voting, 3:

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

Senator Gillespie asked and received unanimous consent that Senate File 290 be withdrawn from further consideration of the Senate.

President McManus took the chair at 11:05 a.m.

Senator Schroeder asked and received unanimous consent that all bills on the Noncontroversial Calendar passed by the Senate be immediately messaged to the House, which request was complied with.

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

EXECUTIVE SESSION

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

Don W. Lowe of Des Moines, Polk County, Iowa, as Labor Commissioner for the regular term ending June 30, 1961.

Reverend W. E. Nye of Dubuque, Dubuque County, Iowa, as a member of the Board of Examiners in the Basic Sciences for the unexpired term ending June 30, 1959, and for the regular term ending June 30, 1965.

Harold J. Teachout of Shenandoah, Page County, Iowa, as a member of the State Highway Commission for the unexpired term ending June 30, 1961.

The Senate arose from executive session and resumed regular session.

PROOFS OF PUBLICATION

Published copy of House File 90 and verified proof of publication of said bill in *The Decorah Journal* on January 15, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 233 and verified proof of publication of said bill in the *Kossuth County Advance*, Algona, Iowa, on February 3, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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, 40, and House File 173.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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, 40, and House File 173.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 20th day of February, 1959, sent to the Governor for his approval: Senate Files 21 and 40.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 346	Governmental affairs
S. F. 347	Governmental affairs
S. F. 348	Judiciary 2
S. F. 349	Schools and educational institutions
S. F. 350	Governmental affairs
S. F. 351	Judiciary 2
S. F. 353	Judiciary 2
S. F. 356	Transportation
S. F. 357	Governmental affairs
S. F. 358	Banks, building and loan
S. F. 359	Judiciary 1
S. F. 360	Judiciary 2
H. F. 54	Conservation
H. F. 63	Public lands and buildings
H. F. 90	Judiciary 2
H. F. 102	Water rights
H. F. 112	Highway safety
H. F. 126	Tax revision
H. F. 129	Agriculture
H. F. 135	Judiciary 1
H. F. 151	Judiciary 1
H. F. 182	Governmental affairs
H. F. 183	Judiciary 2
H. F. 186	Judiciary 1
H. F. 232	Banks, building and loan
H. F. 233	Judiciary 2
H. F. 346	Conservation
H. F. 347	Conservation
H. F. 348	Conservation
H. F. 349	Conservation
H. F. 357	Board of control
H. F. 359	Governmental affairs
H. F. 360	Board of control
H. F. 369	Social security
H. F. 378	Social security
H. F. 426	Appropriations

REPORTS OF COMMITTEE

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 3**, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 24**, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 251 as follows:

2 1. Amend Senate File 251 by striking section 1 and
3 inserting in lieu thereof the following:

4 "Section 1. Section two hundred ninety-six point
5 two (296.2), Code 1958, is hereby amended by striking
6 the following words from line six (6) 'regular school
7 election' and inserting in lieu thereof the following
8 words 'election of school officials'."

DAVID O. SHAFF.

1 Amend House File 19 by adding to section 1 thereof, the
2 following:

3 "No instrument by which the title to real estate is conveyed
4 shall be received for record by the county recorder unless the
5 name of the person who, or governmental agency which, prepared
6 such instrument appears at the conclusion of such instrument and
7 such name is either printed, typewritten, stamped or signed in a
8 legible manner. An instrument will be in compliance with this
9 section if it contains a statement in the following form: 'This
10 instrument was prepared by (name).'

11 "This section does not apply to any instruments executed prior
12 to the effective date of this section, or any instrument prepared,
13 executed or acknowledged outside this state. Failure to insert
14 the statement as herein designated shall not invalidate the instru-
15 ment."

W. C. STUART.
DAVID O. SHAFF.

1 Amend Senate File 100, section 2, by striking all of lines
2 4, 5, and 6 and inserting in lieu thereof the following: "Bettendorf,
3 Iowa, and in The Daily Times, a newspaper published in Davenport,
4 Iowa, without expense to the state."

JACK SCHROEDER.

1 Amend Senate File 183 by striking the word "chapter" in
2 line 1 of section 1 and inserting in lieu thereof
3 the word "section".

ANDREW G. FROMMELT.

1 Amend Senate File 240 by striking the word "chapter" in
2 line 1 of section 1 and inserting in lieu thereof
3 the word "section".

ANDREW G. FROMMELT.

1 Amend Senate Joint Resolution 7, by striking all after
2 the enacting clause and inserting in lieu thereof the following:
3 "Section 1. Amend Article Five (V) of the Constitution of
4 the State of Iowa as follows:
5 1. Amend section four (4) thereof, as it appears in the
6 Code 1958, by striking from lines eight (8) and nine (9) of such
7 section the words 'exercise a supervisory' and inserting in lieu
8 thereof the words, 'shall exercise a supervisory and administra-
9 tive'.
10 2. Sections three (3), five (5), nine (9) and eleven (11)
11 thereof are repealed.
12 3. Article Five (V) is further amended by adding thereto
13 the following:
14 (1) The method of selecting judges of all courts shall
15 be as provided by the General Assembly.
16 (2) The terms of office of such judges shall be deter-
17 mined by the General Assembly, provided, however, that the
18 terms of Supreme Court judges shall not be less than eight
19 years and the terms of District Court judges shall be not
20 less than six years.
21 (3) Judges of the Supreme Court and District Court shall
22 receive salaries from the State and such salaries shall not
23 be diminished during their continuance in office. They shall
24 be members of the Bar of the state and shall have such other
25 qualifications as may be provided by law and shall be in-
26 eligible to hold or be a candidate for any other public office
27 while serving on said courts except as otherwise provided by
28 law.
29 (4) The General Assembly shall prescribe mandatory re-
30 tirement for judges of the Supreme Court and District Court
31 at a specified age and shall provide for adequate retire-
32 ment compensation. Retired judges may be assigned to tempo-
33 rary judicial duties by the Chief Justice of the Supreme
34 Court during their period of retirement.
35 (5) Judges of the Supreme Court and District Court
36 who are holding office on the effective date hereof shall
37 continue in such office for the remainder of the term to
38 which they were elected or appointed and for such further
39 time as may be provided by the General Assembly."
40 "Sec. 2. The foregoing proposed amendment to the Consti-
41 tution of the State of Iowa is hereby referred to the General
42 Assembly to be chosen at the next general election, and the

43 secretary of state is hereby directed to cause the same to be
44 published as provided by law."

D. C. NOLAN.
L. M. BOOTHBY.
L. PUTNEY.
C. M. VANCE.

On motion of Senator Schroeder, the Senate adjourned until 10:30
a.m., Monday, February 23, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 23, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend H. William Sorenson, pastor of the Central Lutheran Church, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Schroeder for the day on request of Senator Lynes.

PETITIONS

By Senator Buck, from twenty-six residents of Marshall County in opposition to liquor by the drink.

By Senator Byers, from fifty-seven employees of the City of Cedar Rapids, Linn County, urging revision of the Iowa public employees retirement system.

By Senator Harbor, from four hundred residents of Mills County in opposition to liquor by the drink.

By Senator Hoffman, from twenty-eight residents of Davis County in opposition to liquor by the drink.

By Senator Hoxie, from seventeen residents of Woodbury County favoring proposed legislation pertaining to entrance age for school children.

By Senator Lynes, from twenty-five residents of Butler and adjoining counties in opposition to liquor by the drink.

By Senator McCurdy, from eighty residents of Mahaska County in opposition to liquor by the drink.

By Senator Miller, from the Iowa conference of municipal court judges, the city councils of Sioux City, Des Moines, Clinton, Marshalltown, Waterloo and Ames, and the board of supervisors of the Counties of Woodbury, Polk, Clinton and Marshall favoring proposed legislation providing for the inclusion of municipal and superior court judges in the judicial retirement system.

By Senator Scott, from forty residents of Allamakee County favoring proposed legislation establishing a firemanship and civil defense training center at Iowa State College.

By Senator Shoeman, from forty-five residents of Cass County urging a survey for the proposed Lake Anita site.

By Senator Walker, from twelve residents of Hardin County in opposition to liquor by the drink.

INTRODUCTION OF BILLS

Senate File 361, by committee on conservation, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji, and other state owned waters, in Dickinson County, Iowa.

Read first and second times and passed on file.

Senate File 362, by Senators Rigler, O'Connor, Price and Shaff, a bill for an act to establish a commission on interstate cooperation.

Read first and second times and passed on file.

Senate File 363, by Senators Hill and Potter, a bill for an act relating to the powers and duties of the state tax commission and making an appropriation therefor.

Read first and second times and passed on file.

Senate File 364, by Senator O'Malley, a bill for an act relating to school instruction of inmates of county detention homes in counties of more than one hundred twenty-five thousand (125,000) population.

Read first and second times and passed on file.

Senate File 365, by Senators Harbor and Potter, a bill for an act to provide for the reorganization of school districts by initiated petition and vote.

Read first and second times and passed on file.

BILLS RE-REFERRED

Senator Putney asked and received unanimous consent that House File 346, 347, 348 and 349 be re-referred to the committee on water rights.

Senator Price asked and received unanimous consent that House File 244 be re-referred to the committee on appropriations.

COMMITTEE FROM THE HOUSE

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

In accordance with House Concurrent Resolution 6, duly adopted, the Senate proceeded to the House under the direction of the sergeant-at-arms.

JOINT CONVENTION

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

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

Mensing of Cedar moved that a committee of six be appointed to notify Mr. Preston J. Moore, National Commander of the American Legion, Stillwater, Oklahoma, that the joint convention was ready to receive him.

Motion prevailed and the President appointed Senators Harbor of Mills, Hoffman of Davis and Eppers of Lee on the part of the Senate and Representatives Mensing of Cedar, Fischer of Grundy and Nelson of Winnebago on the part of the House.

The committee waited upon Mr. Preston J. Moore and escorted him, Dale Baird, State Commander of the American Legion, and Don Johnson, National Committeeman of the American Legion from Iowa and former State Commander, to the Speaker's station.

Mensing of Cedar presented to the joint convention Mr. Preston J. Moore who offered the following remarks:

I am grateful for the privilege of appearing before you distinguished members of the Iowa legislature. You honor The American Legion in permitting me to address you today.

I know that I speak for Department Commander Dale Baird, Department Adjutant R. J. "Skin" Laird, National Executive Committeeman Don Johnson and all Iowa Legionnaires when I say that The American Legion appreciates all that you have done to advance the welfare of veterans and all citizens in this great state.

Contributing to the general welfare of our fellow-citizens and helping to make our communities better places in which to live are important goals of The American Legion. Through our service programs we try to be a positive force for good in every community and every state.

We willingly undertake these programs as an obligation of citizenship. May I suggest, however, that in a very real sense, we are trying to complete the unfinished work of such great Americans and Legionnaires as Roy L. Pell, of Marshalltown, Iowa. He was headed for an outstanding year as Department Commander at the time of his death following our National Convention in Chicago last September. Dale Baird and the other officers are carrying on the program Roy so ably started.

Although this program is broad in scope and tailored to the needs of those we serve, veterans and non-veterans alike must look to you legislators for guidance and help in many instances. Only the state government, with

its resources, its experience and its delegated powers can answer many community and state-wide problems.

Even when seeking your help, however, the individual citizen still retains final authority for approving your actions, accepting your decisions and abiding by the laws you enact.

It is incumbent upon him to exercise this authority wisely and well on election day. His responsibility as a citizen to insure good government cannot be met by this act alone, however. Responsible citizenship is a continuing condition of life demanding of the individual at least three things.

First, that he become informed on those issues of government affecting his rights, safety, and welfare and that of his fellow citizens.

Secondly, that he have the courage of his convictions and fight for the principles in which he believes.

And third, that he give to you legislators the benefit of his thinking. You want to know his views and opinions. You want to share in his knowledge and experience. More than this, you must be guided by the expressed will of those you represent.

A silent, indifferent electorate cannot hope for a truly democratic government that will achieve the greatest good for the greatest number. An apathetic, inarticulate citizenry does not deserve such government.

Believing this, we in The American Legion have never hesitated to speak out on those vital questions affecting the security of America and the welfare of all our people, especially our nation's veterans and their families.

The American Legion's views on national security are clear and simple. We believe that today the United States is confronted by the most powerful, fanatical enemy ever to threaten our freedoms, our way of life, our very survival. We believe that our people must make whatever sacrifices may be needed to defend America against the communist enemy.

No thinking American disagrees with us. Yet many of our citizens today are perfectly willing to accept our present defense program as entirely adequate.

It is dangerously inadequate, in the opinion of The American Legion.

Our conventional military strength cannot begin to equal Russia's. Our reserve forces are too few. Our missile research and development program is too little. In the event of war tomorrow, it could be too late.

Appropriate congressional committees are trying to find out from defense officials the true state of American preparedness. Without criticizing the testimony of these officials, The American Legion holds that the defense budget proposed for the fiscal year beginning July 1 is too tight for comfort.

We are told that even if more missile research and development funds were appropriated they couldn't be spent. We are told that America is going as fast as it can in this field.

This may be true. Yet the fact remains that we are not going as fast as we must.

Recognized, respected authorities concede that the United States is at least two to three years behind Russia in missile development. Perhaps we can be encouraged by recalling that a year ago we were even further behind. Personally I find little consolation in this fact. Nor can I find any comfort in the thought that ultimately we will close the remaining gap.

Those who assure us of this must assume that Russia is going to stand still and wait for us to catch up.

The only place the Russians are going to be standing is on the moon. And I doubt that they're going to invite us to join them there.

A balanced budget is desirable. But we can't buy control of space. We're going to have to earn it with missiles, satellites and whatever other weapons

it takes. And these space products must be in being . . . not on the drawing boards or programmed for some future budget.

National security is costly. It is complex. It is also necessary.

No Legionnaire appreciates this more than one of your own distinguished citizens, Robert H. Bush, of Des Moines, chairman of The American Legion's National Security Commission. None has made a greater contribution to the formulation and conduct of this program than Bob Bush.

Recently I was privileged to travel to Europe with Bob to inspect American military, naval and air installations on the Continent. That trip reconfirmed a fact I have long known. Bob Bush has a broad grasp of national defense programs, policies and problems. He believes sincerely that The American Legion's national security program is sound and necessary. He is dedicated to the realization of the objectives set forth in our program.

All of us in The American Legion are proud to be associated with Bob Bush. He is a credit to our organization and to your great state.

I need not add that so are nearly 84,000 other Hawkeye Legionnaires.

They know, as do all our members, that national security cannot be our only cause. The welfare of America's veterans, their dependents and survivors must also remain our constant concern.

You understand the needs of Iowa's 340,000 veterans. You appreciate, that among the nearly 50,000 World War I veterans in Iowa are many sick and disabled Americans who need the modest benefits The American Legion is trying to obtain for them in this session of Congress.

Those in need deserve our help. The legislation we seek is designed only for those in need.

Under the program we propose, veterans age 65 or over would be recognized as unemployable. This isn't any charitable assumption. It is a fact in virtually every case. However, the veteran would not receive a pension simply because of age. He would still have to meet a strict income limitation. His income could not exceed \$1,800 a year if he had no dependents or \$3,000 a year if there were dependents in order for him to be entitled to a modest monthly pension. We also seek to raise the amount of pension benefits slightly to reflect the increase in the cost of living since the present rates were established.

This is our principal veteran welfare objective this year. It reflects The American Legion's historic concern for aging, disabled veterans and our unchanging belief that the benefits must be based on need.

There is one final problem to which I would like to invite your attention. I mention the problem of unemployment as it affects veterans, particularly the older workers, merely to assure you that The American Legion shares your concern over this matter.

Presently nearly one million veterans, including more than 88,000 disabled veterans, are unemployed in this country. They're still jobless because of conditions . . . not by choice. Even if economic conditions improve in their communities, many will continue to have trouble in getting a job because of their age.

Statistics supplied by the Department of Labor indicate that a large number of job openings have upper-age limits of 35 or less. More than 41 per cent of job openings bar those 45 or older. One out of every two jobs has an age limit under 55.

What does this mean to veterans?

The average age of World War I veterans is 64. For World War II veterans, including the 220,000 living here in Iowa, the average age is 40. Thus, World War I veterans are long past employment age. And those who

helped defend our country in World War II are rapidly approaching the employment age barrier.

This barrier must be broken down. Employable veterans, anxious and able to work, must not be denied, because of age only, the opportunity and right, for which they fought, to earn a decent living for themselves and their families.

The American Legion is confident that you distinguished legislators will continue to do everything possible to solve this and all other problems affecting veterans in this great state.

In closing, may I again thank you for the privilege of speaking to you today. It is an honor I shall treasure always.

President McManus thanked Mr. Moore for appearing before the joint convention.

The committee previously appointed came forward and escorted Mr. Moore, Mr. Baird and Mr. Johnson from the House chamber.

Swisher of Johnson moved that the joint convention be now dissolved.

The motion prevailed.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 125, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 319, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 395, a bill for an act relating to the election of members of the board of supervisors in certain counties, after reduction of membership of the board.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 125, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue.

Read first and second times and passed on file.

House File 319, a bill for an act relating to records and files of

credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.

Read first and second times and passed on file.

House File 395, a bill for an act relating to the election of members of the board of supervisors in certain counties, after reduction of membership of the board, and to amend chapter three hundred thirty-one (331), Code 1958.

Read first and second times and passed on file.

THIRD READING OF BILLS

On motion of Senator Putney, Senate File 248, a bill for an act relating to the use of the establishing and maintaining industry revolving funds of the state penitentiary at Fort Madison and the state reformatory at Anamosa, was taken up and considered.

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

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

Ayes, 47:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Lynes	Putney	

Nays, none.

Absent or not voting, 3:

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

Senator Lynes asked and received unanimous consent that the Senate proceed with the following bills on the noncontroversial calendar: Senate Files 183, 239 and 240.

On motion of Senator Frommelt, Senate File 183, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt asked and received unanimous consent that House File 319 be substituted for Senate File 183.

On motion of Senator Frommelt, House File 319, a bill for an act relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom, was taken up and considered.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Getting	Miller	Rigler
Buck	Gillespie	Mincks	Ringgenberg
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhous	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 4:

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

Senator Frommelt asked and received unanimous consent that Senate File 183 be withdrawn from further consideration of the Senate.

On motion of Senator Frommelt, Senate File 239, a bill for an act relating to the credit committee of credit unions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Byers	Dykhous	Eppers
Buck	Coleman	Edelen	Fisher
Butler	Dewel	Elijah	Frommelt

Getting	Hoxie	O'Malley	Shaff
Gillespie	Long	Potter	Shoeman
Grimstead	Lynes	Prentis	Stuart
Hansen	McCurdy	Price	Turner
Harbor	Miller	Prince	Vance
Henry	Mincks	Putney	Walker
Hill	Moore	Rigler	Weber
Hoffman	Nolan	Ringgenberg	Wolf
Hoschek	O'Connor	Scott	

Nays, none.

Absent or not voting, 3:

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

On motion of Senator Frommelt, Senate File 240, a bill for an act relating to credit unions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 240 by striking the word "chapter" in line 1 of section 1 and inserting in lieu thereof the word "section".

The amendment was adopted.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf
Frommelt	Lynes	Putney	

Nays, none:

Absent or not voting, 3:

Evans	Gilmour	Schroeder
-------	---------	-----------

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

PROOFS OF PUBLICATION

Published copy of Senate File 830 and verified proof of publication of said bill in The Eldon Forum on February 12, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of Senate File 331 and verified proof of publication of said bill in The Eldon Forum on February 12, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 84, 90 and 116.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 the Senate: Senate Files 84, 90 and 116.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of February, 1959, sent to the Governor for his approval: Senate Files 84, 90 and 116.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 19, 1959, the Governor had approved the following bill:

Senate File 154, relating to the appointment, term and authority of the Chief Justice of the state.

Also: That on February 20, 1959, the Governor had approved the following bill:

Senate File 153, relating to rules by the Supreme Court for the operation of inferior courts.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 361 Appropriations
- S. F. 362 Iowa development
- S. F. 363 Governmental affairs
- S. F. 364 Schools and educational institutions
- S. F. 365 Schools and educational institutions
- H. F. 395 Governmental affairs

REPORT OF COMMITTEE

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **House File 289**, a bill for an act to amend sections two hundred eighty-five point one (285.1) and two hundred eighty-five point two (285.2), Code 1958, relating to public school transportation, 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 289 as follows:

1. By striking in line (4) of section (1) the word "a" and inserting after the word "of" the words, "an incorporated".
2. By adding in line (5) of section (2) the sentence, "Provided, however, that in any case where the claim of a given high school district was in excess of thirty dollars (\$30) per pupil for the 1957-1958 school year, the claim of that school district for the 1958-1959 school year, and for each subsequent school year prior to July 1, 1962, shall be on the basis of the same per pupil claim as for the 1957-1958 school year.

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 210 by inserting a period (.) after the
- 2 word "deed" in line 5 and striking the balance of lines 5, 6, 7
- 3 and 8, and inserting in lieu thereof a quotation mark (").

W. C. STUART.

- 1 Amend Senate File 281 by striking lines 4, 5, 6 and 7.

FRANK M. HOXIE.

- 1 Amend House File 156 by inserting after the word "crediting"
- 2 in line 4 the following: ", for a period of two years
- 3 following the effective date of this act,".

WM. H. HARBOR.

- 1 Amend House File 16 as follows:

- 2 1. By adding to section 1 the following subsection thereto:
- 3 "Amend section three hundred twenty-one point two hundred
- 4 ninety (321.290), Code 1958, by inserting in line thirteen
- 5 (13) after the word, 'highway' the following: 'except
- 6 such a speed limit on an extension of a primary road in a
- 7 city or town must be approved by local authorities before
- 8 it shall become effective.' "

9 2. Further amend House File 16, section 2, line 6, by
10 inserting after the word "towns" the following: "without
11 first securing the approval of the state highway commission".

JOHN J. O'CONNOR.

1 Amend Senate File 134, section 1, by striking all of subsection 1 and
2 inserting in lieu thereof the following:

3 "1. By striking the period (.) at the end of subsection three (3)
4 and by inserting in lieu thereof the following: ', except as hereinafter
5 specified.'

6 "2. By adding thereto the following subsection:

7 "Fifty-five (55) miles per hour for any motor vehicle drawing
8 one (1) or two (2) wheel trailers not more than twenty-four (24)
9 feet in length including towing arm.' "

FRANK HOXIE.

On motion of Senator Lynes, the Senate adjourned until 9:30 a.m.,
Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 24, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Carl Schmidt, pastor of the Zion Lutheran Church, Denison, Iowa.

PETITIONS

By Senator Evans, from thirty-one residents of Van Buren County favoring proposed school legislation.

By Senator Fisher, from twenty-three residents of Warren County favoring a tax on cigarettes for conservation purposes.

By Senator Gilmour, from twenty residents of Keokuk and Poweshiek Counties favoring legislation authorizing the board of control to construct a building equipped for the care of the infirm at the Soldiers Home at Marshalltown.

By Senator O'Malley, from thirty-one residents of Winnebago County favoring proposed legislation relating to state aid to schools.

By Senator Weber, from thirty-five residents of the State of Iowa favoring proposed legislation relating to state aid to schools.

PRESENTATION OF VISITORS

Senator Shoeman asked and received unanimous consent to present to the Senate twenty-seven members of the senior government class of the Elk Horn High School who were present in the balcony accompanied by their principal, Gene A. Sanders, and their coach, Ron Leviene.

ANNOUNCEMENT

Senator Schroeder asked and received unanimous consent to make the following announcement relative to the time of filing individual bills:

"Under temporary Rule 22 of the Senate rules, the time of introducing individual bills shall be fixed at immediately prior to adjournment on February 25, 1959."

APPROPRIATION BILL CALENDAR

Senator Lynes asked and received unanimous consent that the Secretary be instructed to prepare a special calendar comprised of

all bills on the regular calendar carrying an appropriation and reported out by the committee on appropriations, and all bills by the committee on appropriations.

INTRODUCTION OF BILLS

Senate File 366, by Senators Gillespie, Lynes, Prentis, Edelen, Putney, Hansen, Elijah, Hoxie, Weber, Gilmour and Butler, a bill for an act relating to the agricultural land tax credit fund and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 367, by Henry and O'Connor, a bill for an act relating to the adoption and enforcement of uniform regulations of state-wide effect for the distribution of natural gas and propane-air gas mixture.

Read first and second times and passed on file.

Senate File 368, by Senator O'Malley, a bill for an act to provide for the designation of the state psychopathic hospital, through its director, as the Iowa mental health authority to receive and distribute federal and state funds providing for community mental health services, including community mental health centers (clinics).

Read first and second times and passed on file.

Senate File 369, by Senators Elijah, Weber and Gillespie, a bill for an act authorizing insurance companies, savings banks, building and loan associations, trustees, fiduciaries, the State of Iowa, the state treasurer of the State of Iowa as custodian of public moneys coming into his possession, as custodian of the permanent school fund and the state sinking fund for public deposits, and as custodian and trustee of the Iowa Public Employees' Retirement Fund, the finance committee of the state board of regents and the board of trustees of the Iowa department of public safety peace officers' retirement, accident and disability system, to invest in the bonds and debentures issued either singly or collectively by any of the twelve (12) federal land banks, the twelve (12) federal intermediate credit banks, or the thirteen (13) banks for cooperatives under the supervision of the farm credit administration.

Read first and second times and passed on file.

Senate File 370, by Senator Prentis, a bill for an act relating to petitions for secondary road assessment districts.

Read first and second times and passed on file.

Senate File 371, by committee on banks, building and loan, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1958, relating to salaries of bank examiners and the deputy superintendent of banking.

Read first and second times and placed on the calendar.

Senate File 372, by Senator Coleman, a bill for an act relating to credit unions of state, county, city and town government employees.

Read first and second times and passed on file.

Senate File 373, by Senator Schroeder, a bill for an act authorizing the state permit board to issue Class "A" beer permits.

Read first and second times and passed on file.

Senate File 374, by Senator O'Connor, a bill for an act relating to collections of money by the State of Iowa on behalf of certain organizations and professions.

Read first and second times and passed on file.

Senate File 375, by committee on highways, a bill for an act to amend section three hundred seven point five (307.5), Code 1958, relating to the duties of the state highway commission.

Read first and second times and placed on the calendar.

Senate File 376, by committee on board of control, a bill for an act relating to houses and supplies furnished certain officers of the Iowa soldiers home.

Read first and second times and placed on the calendar.

Senate File 377, by Senator Vance, a bill for an act authorizing a patent to the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of section sixteen (16), township seventy north (70N), range five (5) West of the 5th principal meridian, Henry County, Iowa.

Read first and second times and passed on file.

Senate File 378, by Senator Hoffman, a bill for an act relating to membership in the Iowa public employees' retirement system.

Read first and second times and passed on file.

Senate File 379, by committee on schools and educational institutions, a bill for an act to repeal section two hundred eighty-six A point seven (286A.7), Code 1958, relating to school funds.

Read first and second times and placed on the calendar.

Senate File 380, by Senator O'Malley, a bill for an act to amend

chapter three hundred seventy-two (372), Code 1958, relating to river-front improvement commissions of cities.

Read first and second times and passed on file.

Senate File 381, by Senators Rigler and Nolan, a bill for an act relating to the suspension of motor vehicle operator's or chauffeur's licenses.

Read first and second times and passed on file.

Senate File 382, by committee on schools and educational institutions, a bill for an act to amend chapter two hundred ninety-eight (298), Code 1958, relating to school taxes and bonds.

Read first and second times and placed on the calendar.

Senate File 383, by Senators Gillespie and Dewel, a bill for an act relating to the taxation for street purposes of agricultural land in cities and towns.

Read first and second times and passed on file.

Senate File 384, by Senator Gilmour, a bill for an act to create and establish a state tort claims act; defining terms and conferring upon each state agency in behalf of the state the power to consider, ascertain, adjust, determine and settle claims against the state; providing for the maximum amount of the claim; permitting the state to be sued; conferring jurisdiction in the district court to hear, determine, and render judgment; and generally providing for the practice and procedure to establish liability of the state.

Read first and second times and passed on file.

Senate File 385, by Senators Frommelt, Prentis, Coleman, Grimstead, Miller and Mincks, a bill for an act to amend chapter eighty-eight (88), Code 1958, relating to health and safety appliances.

Read first and second times and passed on file.

Senate File 386, by Senators Miller and Mincks, a bill for an act to amend chapter ninety-one (91), Code 1958, to establish a state board of power engineering examiners, and to provide for the licensing of steam engineers, boiler firemen, refrigeration and air conditioning engineers.

Read first and second times and passed on file.

Senate File 387, by Senators Scott and Prentis, a bill for an act relating to the rehabilitation of inmates of the men's reformatory and the state penitentiary and to provide an appropriation therefor.

Read first and second times and passed on file.

Senate File 388, by Senator Hoffman, a bill for an act to amend section two hundred eighty point one (280.1), Code 1958, relating to courses of study.

Read first and second times and passed on file.

Senate File 389, by Senators Walker, Putney, O'Malley, Turner, Boothby, Hoxie, Coleman and O'Connor, a bill for an act relating to the abandonment of a railroad station, removal of depot or withdrawal of agency service.

Read first and second times and passed on file.

Senate File 390, by Senator Schroeder, a bill for an act granting to certain cities, including cities acting under special charter, title to the bed and banks of the Mississippi River, islands and made lands therein abutting upon and lying adjacent to said cities and within stated boundaries.

Read first and second times and passed on file.

Senate File 391, by Senators Elijah, Buck and Lynes, a bill for an act to amend chapter one hundred twenty-four (124), Code 1958, relating to the powers and authority of the permit board referred to in said chapter.

Read first and second times and passed on file.

Senate File 392, by Senator O'Malley, a bill for an act relating to compensation of council members in cities and towns under the council-manager form of government.

Read first and second times and passed on file.

Senate File 393, by Senators Mincks and McCurdy, a bill for an act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to man locomotives, trains, and other self-propelled engines or machines with competent employees; to provide the least number of men that may be employed in locomotives, trains, and other self-propelled engines or machines; to provide qualifications of certain employers and to provide a penalty for the violation thereof.

Read first and second times and passed on file.

Senate File 394, by Senators Henry and Miller, a bill for an act to amend section three hundred sixty-three point thirty-four (363.34), Code 1958, relating to the adoption of change in the form of municipal government.

Read first and second times and passed on file.

Senate File 395, by Senators Henry and Long, a bill for an act relating to employee pension, profit sharing or other welfare plans and to amend section four hundred twenty-seven point one (427.1), subsection nineteen (19), Code 1958, relating thereto.

Read first and second times and passed on file.

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

Senator Schroeder asked and received unanimous consent that the Senate take up out of order Senate File 52.

THIRD READING OF BILLS

On motion of Senator Grimstead, Senate File 52, a bill for an act relating to drainage that runs to a public highway, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

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 Grimstead asked and received unanimous consent that Senate File 52 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 Senate is asked:

House File 4, a bill for an act to permit the refund of motor fuel tax paid on motor fuel used in corn shellers and roller mills.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 237, a bill for an act relating to reciprocity and apportionment of motor vehicle registrations and to the compensation tax on certain motor vehicles.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 237

Amend Senate File 237 as follows:

1. Add to line sixteen (16) of section two (2) after the word, "owners" the word, "of".
2. Strike from line twenty-seven (27) of section two (2) the word, "application" and insert the word, "applicant".

HOUSE MESSAGE CONSIDERED

House File 4, a bill for an act to permit the refund of motor fuel tax paid on motor fuel used in corn shellers and roller mills.

Read first and second times and passed on file.

SPECIAL ORDER OF BUSINESS

The hour of 10:30 a.m. having arrived, the Chair announced the special order of business for the reconsideration of Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law.

Senator Moore called up the following amendment, filed by him, and the action on same found on page 351 of the Senate Journal:

Amend Senate Joint Resolution 7 by striking from section 1 all of lines 19 to 52, inclusive, and inserting in lieu thereof the following:

"Section 16. There shall be a state judicial nominating commission as shall be provided by law. The commission shall make nominations to fill vacancies in the supreme court. There shall also be a district judicial nominating committee in each judicial district of the state as shall be provided by

law. Such commissions shall make nominations to fill vacancies in the district court within their respective districts."

Senator Nolan asked and received unanimous consent to take up out of order the following amendment filed by Senators Nolan, Boothby, Putney and Vance:

Amend Senate Joint Resolution 7, by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Amend Article Five (V) of the Constitution of the State of Iowa as follows:

1. Amend section four (4) thereof, as it appears in the Code 1958, by striking from lines eight (8) and nine (9) of such section the words 'exercise a supervisory' and inserting in lieu thereof the words, 'shall exercise a supervisory and administrative'.

2. Sections three (3), five (5), nine (9) and eleven (11) thereof are repealed.

3. Article Five (V) is further amended by adding thereto the following:

(1) The method of selecting judges of all courts shall be as provided by the General Assembly.

(2) The terms of office of such judges shall be determined by the General Assembly, provided, however, that the terms of Supreme Court judges shall not be less than eight years and the terms of District Court judges shall be not less than six years.

(3) Judges of the Supreme Court and District Court shall receive salaries from the state and such salaries shall not be diminished during their continuance in office. They shall be members of the Bar of the state and shall have such other qualifications as may be provided by law and shall be ineligible to hold or be a candidate for any other public office while serving on said courts except as otherwise provided by law.

(4) The General Assembly shall prescribe mandatory retirement for judges of the Supreme Court and District Court at a specified age and shall provide for adequate retirement compensation. Retired judges may be assigned to temporary judicial duties by the Chief Justice of the Supreme Court during their period of retirement.

(5) Judges of the Supreme Court and District Court who are holding office on the effective date hereof shall continue in such office for the remainder of the term to which they were elected or appointed and for such further time as may be provided by the General Assembly."

"Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election, and the secretary of state is hereby directed to cause the same to be published by law."

Senator Nolan moved the adoption of the amendment.

Roll call was demanded.

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

Ayes, 14:

Boothby	Frommelt	O'Connor	Putney
Byers	Mincks	Potter	Scott
Coleman	Moore	Prentis	Vance
Eppers	Nolan		

Nay, 36:

Buck	Gillespie	Hoxie	Ringgenberg
Butler	Gilmour	Long	Schroeder
Dewel	Grimstead	Lynes	Shaff
Dykhouse	Hansen	McCurdy	Shoeman
Edelen	Harbor	Miller	Stuart
Elijah	Henry	O'Malley	Turner
Evans	Hill	Price	Walker
Fisher	Hoffman	Prince	Weber
Getting	Hoschek	Rigler	Wolf

Absent or not voting, none.

The amendment was lost.

Senator Moore again called up the amendment, filed by him, offered the following amendment to the amendment and moved its adoption:

Amend line 7 of the amendment by striking the word "committee" and inserting in lieu thereof the word "commission".

The amendment to the amendment was adopted.

Senator Moore 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, 15:

Byers	Gillespie	Mincks	Potter
Coleman	Gilmour	Moore	Putney
Eppers	Hansen	Nolan	Scott
Frommelt	Hill	O'Connor	

Nays, 35:

Boothby	Getting	McCurdy	Shaff
Buck	Grimstead	Miller	Shoeman
Butler	Harbor	O'Malley	Stuart
Dewel	Henry	Prentis	Turner
Dykhouse	Hoffman	Price	Vance
Edelen	Hoscheck	Prince	Walker
Elijah	Hoxie	Rigler	Weber
Evans	Long	Ringgenberg	Wolf
Fisher	Lynes	Schroeder	

Absent or not voting, none.

The amendment as amended was lost.

Senator Shaff 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, 31:

Buck	Dykhouse	Evans	Gillespie
Butler	Edelen	Fisher	Gilmour
Dewel	Elijah	Getting	Hansen

Henry	Lynes	Rigler	Vance
Hill	Miller	Schroeder	Walker
Hoffman	O'Malley	Shaff	Weber
Hoschek	Price	Shoeman	Wolf
Long	Prince	Stuart	

Nays, 19:

Boothby	Grimstead	Moore	Putney
Byers	Harbor	Nolan	Ringgenberg
Coleman	Hoxie	O'Connor	Scott
Eppers	McCurdy	Potter	Turner
Frommelt	Mincks	Prentiss	

Absent or not voting, none.

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

Senator Shaff moved that the vote by which the resolution passed the Senate be reconsidered and that the motion to reconsider be laid on the table.

Division was called for.

The motion prevailed.

Senator Schroeder moved that the Secretary be instructed to immediately message Senate Joint Resolution 7 to the House, which motion prevailed.

SENATE CONCURRENT RESOLUTION 12

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 1958:

Office Machine Supply Co., repairing typewriters, repair, clean and furnish new ribbon on Burroughs adding machine, 1 new Hermes Ambassador typewriter, check 54 typewriters @\$2.00 each and furnish 54 new typewriter ribbons @ \$9.00 per dozen (Senate)	\$ 381.50
Koch Brothers, 2 Gunlocke chairs for use of Lieutenant Governor (Senate)	468.80
Storey-Kenworthy Co., lamps and tubes (Senate)	154.64
Globe Machinery & Supply Co., step ladder (Senate)	20.00
Smith-Corona Marchant Inc., 2 Smith-Corona typewriters (Senate)	387.00
Royal McBee Corporation, 2 Royal standard typewriters (Senate)	387.00
Des Moines Rubber Stamp Co., 14 badges, 1 desk sign, rubber stamps, doorkeeper badges, Sergeant-at-Arms badge, Page badges (Senate)	78.70
Northwestern Bell Telephone Co., telephone and toll charges (Senate)	36.75
Jack Schroeder, long distance toll charges (Senate)	56.34

Des Moines County Treasurer, Conn-Hoschek election contest (Senate)	82.55
S. L. Hagie, personal expenses Conn-Hoschek election contest (Senate)	73.65
Executive Council, telephone expense (November-December) (Senate)	97.79
Richard W. Berglund, postage \$50.00, miscellaneous expense \$1.22 (Senate)	51.22
Herman Kucharo, Page uniforms (Senate)	200.00
W. B. Kendrick, postage advance to legislative post office and miscellaneous House expense (House)	53.64
Des Moines Rubber Stamp Co., stamps and badges (House)	34.85
Storey-Kenworthy Co., office furniture and supplies (House)	938.39
Royal McBee Corporation, typewriters (House)	815.00
Burroughs Corporation, adding machine (House)	204.00
International Business Machines, Inc., typewriter (House)	441.40
Office Machine Supply Co., typewriter repairs (House)	9.00
Smith-Corona Inc., typewriters (House)	654.00
Freeman Decorating Co., Standee posts and roping (House)	87.00
Remington Rand, typewriters (House)	327.00
Northwestern Bell Telephone Co., installation and service (House)	126.64
Savery Hotel, room for Frey-Klefstad-Rooney election contest (House)	15.00
Heck Ross Uniform Co., Page uniforms (House)	274.95
Pitney-Bowes, Inc., scale for post office (joint)	129.98
Remington Rand Co., legislative expense (joint)	639.95
	<hr/>
	\$7,226.74

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 206, 364 and 425.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 206, 364 and 425.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 23, 1959, the Governor had approved the following bill:

Senate File 40, relating to county hospitals.

The following communication was also received by the Secretary:

Honorable Melvin D. Synhorst,
Secretary of State,
Des Moines, Iowa.

Dear Sir:

I hereby transmit Senate File 37, an act amending Chapter 43, Acts of the Fifty-seventh General Assembly, extending until July 1, 1963, the tax relief provisions enacted by the Fifty-seventh General Assembly.

Senate File 37 is transmitted to you without my signature. This act was received in my office February 17, 1959, and therefore the three day constitutional period expired without the bill having been signed.

Very truly yours,
/s/ HERSCHEL C. LOVELESS,
Governor.

"This bill (Senate File 37) having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 23rd day of February, 1959."

/s/ MELVIN D. SYNHORST,
Secretary of State.

A communication was also received announcing that on February 24, 1959, the Governor had approved the following bill:

Senate File 21, relating to special automobile registration plates for holders of amateur radio licenses.

REPORTS OF COMMITTEES

Senator Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **House File 26**, a bill for an act to increase the speed limit for any vehicle drawing certain trailers, 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 26, section 1, line 9, by striking all after the word "drawing" and inserting in lieu thereof the following: "a one (1) or two (2) wheel trailer or a tandem wheel trailer not more than twenty-four (24) feet in length including towing arm with a gross weight of not more than three thousand (3,000) pounds."

FRANK M. HOXIE, *Chairman.*

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 172**, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto, 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 178**, a bill for an act to declare National TTT Society a corporation, not for pecuniary profit and to confer upon such society all of the powers and duties relating to such corporations, 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 255**, a bill for an act relating to the penalty for contributing to the delinquency of a minor, 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 281**, a bill for an act requiring special entrances to public buildings of the state for handicapped persons, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment by Senator Hoxie filed February 23, 1959, printed in the Senate Journal February 23, 1959, 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 313**, a bill for an act to legalize and validate the proceedings of board of supervisors of Cerro Gordo County, Iowa, authorizing and providing for issuance of courthouse bonds of said county and for levy of taxes for payment of said bonds and declaring bonds issued pursuant to said proceedings to be enforceable obligations of said county, 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 80**, a bill for an act relating to dismissal of employees of the department of public safety, 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 183**, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other 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 by inserting a period (.) after the word "misdemeanor" in section 3, line 3, and striking everything thereafter.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 223**, a bill for an act to provide state aid to persons or corporations first discovering crude oil in this state and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 81**, a bill for an act relating to appeals from acts or orders of the Iowa Natural Resources Council, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WM. H. HARBOR, *Chairman*.

Ordered passed on file.

Senator Nolan submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 292**, a bill for an act to amend section five hundred nine point one (509.1), Code 1958, relating to group life insurance authorizing credit unions and their members as being included thereunder, begs leave to report it has had the same under consideration and recommends the same **do pass**.

D. C. NOLAN, *Chairman*.

Ordered passed on file.

Senator Scott submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 63**, a bill for an act to authorize the state board of regents to employ and determine compensation of its central office staff and determine salaries of the finance committee, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 294**, a bill for an act providing for an appropriation to the service compensation fund existing under section thirty-five A point three (35A.3), Code 1958, for the purpose of paying unpaid claims to veterans of

World War II and the expense of administration of the service, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 326**, a bill for an act relating to the authority of the county board of supervisors to regulate and license certain business establishments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 335**, a bill for an act relating to the composition and power of the state board of health and to provide for the appointment of a commissioner of public health and to repeal and amend certain sections of the Code relating thereto, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 38**, a bill for an act to amend section four hundred four point ten (404.10), Code 1958, relating to municipal enterprises fund, begs leave to report it has had the same under consideration and recommends the same **be indefinitely postponed**.

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 73**, a bill for an act relating to the appointment of civil service commissioners in cities, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 73 as follows:

1. Amend by striking all after the enacting clause and inserting in lieu thereof the following:

"Whenever a city having a population of less than eight thousand (8,000) provides for the appointment of a civil service commission, it may by ordinance abolish such office, but said ordinance shall not take effect until it has been submitted to the voters at a regular municipal election and approved by a majority of the voters at such election. The ordinance shall be published once each week for two (2) consecutive weeks preceding the date of said election in a newspaper published in and having a general circulation in said city or town. In the event there is no newspaper published in such city, publication may be made in any newspaper having general circulation in the county."

2. Further amend Senate File 73 by striking all after the word "Act" in

the title and inserting in lieu thereof the following: "relating to a civil service commission in cities having a population of less than eight thousand (8,000)."

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 142**, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 142 as follows:

1. By striking in line 6 of section 1 the words "the senior" and inserting in lieu thereof the word "a".
2. By striking in section 11 all of lines 6, 7 and 8.
3. By striking all of section 5 and renumbering the remaining sections.

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 197**, a bill for an act relating to speed limits in alleys, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 56**, a bill for an act relating to the abolishment of certain boards and commissions created by cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman*.

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 366 Tax revision
- S. F. 367 Public utilities
- S. F. 368 Governmental affairs
- S. F. 369 Banks, building and loan
- S. F. 370 Highways
- S. F. 372 Governmental affairs
- S. F. 373 Governmental affairs
- S. F. 374 Governmental affairs
- S. F. 377 Judiciary 2
- S. F. 378 Social security
- S. F. 380 Cities and towns
- S. F. 381 Judiciary 1

S. F. 383	Cities and towns
S. F. 384	Judiciary 1
S. F. 385	Labor
S. F. 386	Labor
S. F. 387	Board of control
S. F. 388	Schools and educational institutions
S. F. 389	Transportation
S. F. 390	Judiciary 1
S. F. 391	Judiciary 1
S. F. 392	Cities and towns
S. F. 393	Transportation
S. F. 394	Cities and towns
S. F. 395	Tax revision
H. F. 4	Ways and means
H. F. 223	Appropriations (Under Senate Rule 21)

AMENDMENTS FILED

- 1 Amend Senate File 323 as follows:
- 2 Amend section 1, line 5, by striking the word and figure
- 3 "ten (10)" and inserting in lieu thereof the word and figure
- 4 "five (5)".
- 5 Further amend section 1, line 7, by striking the following:
- 6 "five (5) years.", and inserting in lieu thereof "year in order to
- 7 have a continuing five (5) year program."

JIM O. HENRY.

- 1 Amend House File 312 as follows:
- 2 1. By striking from line 49 the figure "68,546"
- 3 and inserting in lieu thereof the figure "66,284".
- 4 2. By striking from line 50 the figure "69,568"
- 5 and inserting in lieu thereof the figure "67,097".
- 6 3. By striking from line 51 the figure "70,590"
- 7 and inserting in lieu thereof the figure "67,883".
- 8 4. By striking from line 52 the figure "71,612"
- 9 and inserting in lieu thereof the figure "68,294".
- 10 5. By striking from line 53 the figure "72,634"
- 11 and inserting in lieu thereof the figure "69,455".

JOHN A. WALKER.

- 1 Amend Senate File 143 as follows:
- 2 Amend Section 1, line 10, following the period (.) after
- 3 the word "month" by inserting the following new sentence:
- 4 "The term 'employees' as used herein shall include county
- 5 superintendents of schools and superintendents of public
- 6 schools."

C. EDWIN GILMOUR.

- 1 Amend Senate File 311 by adding as a new section the following:
- 2 "This Act shall be construed as severable. A decision
- 3 invalidating any portion hereof shall not affect other provisions
- 4 which can be given effect without such invalid part."

JIM O. HENRY.
X. T. PRENTIS.

- 1 Amend Senate File 185 as follows:
- 2 By adding the words: "or sells" in line 30 after
- 3 the word "furnishes" and by adding in line 35
- 4 after the word "resale" the following: "other than to persons
- 5 defined in the preceding sentence".

JACK SCHROEDER.

On motion of Senator Schroeder, the Senate adjourned until 9:30 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 25, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Wm. G. Bohi, pastor of the First Methodist Church, Havelock, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Fisher for the day on request of Senator Ringgenberg.

PETITIONS

By Senator Edelen, from twenty-four residents of Cerro Gordo County in opposition to liquor by the drink.

By Senator Elijah, from one hundred forty-seven residents of Cedar County relating to the authorities of the county boards of supervisors.

By Senator Gilmour, from twenty-one residents of Keokuk and Mahaska Counties, and from twenty-seven residents of Poweshiek County in opposition to liquor by the drink.

By Senator Hoffman, from twenty-six residents of Davis County in opposition to liquor by the drink.

By Senator Prince, from eight residents of Guthrie County urging an increase in the appropriation for the state traveling library.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate seventy-four students from the Callanan Junior High School, Des Moines, who were present in the balcony accompanied by their instructors, John Tracy and Howard Shelton.

Senator Buck asked and received unanimous consent to present to the Senate forty students from St. Mary's High School at Marshalltown who were present in the balcony accompanied by their instructor, Father A. May.

Senator Edelen asked and received unanimous consent to present to the Senate nine students from the Kanawha Christian School who were present in the balcony accompanied by their instructor, Alvin Vanden Bosch.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty-five students from the Callanan Junior High School, Des Moines, who were present in the balcony accompanied by their instructors, Miss Martin and Mr. Hosfelt.

Senator Edelen asked and received unanimous consent to present to the Senate twelve students from the Ventura Community School who were present in the balcony accompanied by their superintendent, Leo Esbeck, and their instructor, Don Brooks.

Senator Gillespie asked and received unanimous consent to present to the Senate seventy-five students from the rural schools of Madison County who were present in the balcony accompanied by their instructors, Lloyd Smith, E. J. Housewirth, and Mesdames Denton, Merrill and Cameron.

Senator Putney asked and received unanimous consent to present to the Senate thirty-six students from the Reinbeck High School who were present in the balcony accompanied by their instructor, Lewis Taylor.

Senator Vance asked and received unanimous consent to present to the Senate seventeen students from the Crawfordsville High School who were present in the balcony accompanied by their instructor, Charles L. Wood.

Senator Mincks asked and received unanimous consent to present to the Senate twenty-two members of the senior class in advanced agriculture of the Ottumwa High School who were present in the balcony accompanied by their instructor, The Honorable Paul Troeger, a former member of the House of Representatives.

INTRODUCTION OF BILLS

Senate File 396, by Senators Long, Hoffman, Shaff, Schroeder, O'Malley, Price, Nolan and McCurdy, a bill for an act to amend, revise, and codify chapters four hundred five (405), four hundred five A (405A), four hundred forty-one (441) and four hundred forty-two (442), Code 1958, relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals; to repeal certain sections of the Code, 1958, relating thereto, and to amend certain sections of the Code, 1958, relating thereto.

Read first and second times and passed on file.

Senate File 397, by Senators Hoschek, Eppers and Weber, a bill for an act relating to powers and duties of governing boards in drainage and levee districts.

Read first and second times and passed on file.

Senate File 398, by Senators Hoschek, Eppers and Weber, a bill for an act relating to powers and duties of the board, or boards of supervisors, or trustees in drainage and levee districts with pumping stations to prevent injury to the levees maintained by said districts, and providing penalties for the violation thereof.

Read first and second times and passed on file.

Senate File 399, by Senator O'Connor, a bill for an act relating to election contests.

Read first and second times and passed on file.

Senate File 400, by Senator Schroeder, a bill for an act to legalize and validate the proceedings of the city council of the City of Bettendorf, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of funding bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city.

Read first and second times and passed on file.

Senate File 401, by Senator Schroeder, a bill for an act granting to the town of LeClaire title to the bed and banks of the Mississippi River and islands and made lands therein, within stated boundaries.

Read first and second times and passed on file.

Senate File 402, by committee on highway safety, a bill for an act to amend section three hundred twenty-one point one hundred eighty-six (321.186), Code 1958, to provide a penalty for failure to submit to a re-examination for driver's license.

Read first and second times and placed on the calendar.

Senate File 403, by Senators Prentis and Schroeder, a bill for an act to provide for continuity of the state legislature in the event of an attack by an enemy of the United States.

Read first and second times and passed on file.

Senate File 404, by Senators Prentis and Schroeder, a bill for an act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state and the governments of the political subdivisions of the state by providing for additional officers who can act as governor; by providing for emergency interim succession to other executive offices of the state and its political subdivisions; by providing for special emergency judges; and by authorizing political subdivisions to enact resolutions and ordinances relating to the subject.

Read first and second times and passed on file.

Senate File 405, by Senators Prentis and Schroeder, a bill for an act to authorize political subdivisions of this state to establish an emergency temporary location, or locations, for their seats of government and to exercise governmental powers and functions thereat.

Read first and second times and passed on file.

Senate File 406, by Senators Prentis and Schroeder, a bill for an act to authorize the establishment of an emergency temporary location, or locations, for the seat of government for the state and to authorize the exercise of governmental powers and functions thereat.

Read first and second times and passed on file.

Senate File 407, by Senators Mincks and Coleman, a bill for an act to amend section eighty-five point thirty-seven (85.37), Code 1958, relating to workmen's compensation benefits.

Read first and second times and passed on file.

Senate File 408, by Senators Mincks and Coleman, a bill for an act to prohibit practices in unemployment and in membership in labor unions based on race, color, creed, national origin, or ancestry; to create a commission on job discrimination, prescribing its duties and powers; and for other purposes; and providing penalties for violations hereof.

Read first and second times and passed on file.

Senate File 409, by committee on insurance, a bill for an act relating to liability insurance for commissions, departments, boards and agencies of the state and their employees.

Read first and second times and placed on the calendar.

Senate File 410, by Senators Wolf, Byers, Buck, Grimstead and Potter, a bill for an act to appropriate funds to the state psychopathic hospital at Iowa City, for additional psychiatric services for community mental health centers.

Read first and second times and passed on file.

Senate File 411, by committee on printing, a bill for an act to amend section fifteen point forty-two (15.42), Code 1958, relating to permissive use of duplicators.

Read first and second times and placed on the calendar.

Senate File 412, by committee on appropriations, a bill for an act to authorize the public safety department, highway patrol division, to use money provided by chapter one (1), section forty-nine (49), Acts of the Fifty-seventh General Assembly.

Read first and second times and placed on the calendar.

Senate File 413, by Senators Miller, Prentis, Boothby, Mincks, Coleman, Shoeman, O'Connor and Eppers, a bill for an act to amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, relating to suspension of licenses of motor vehicle operators or chauffeurs.

Read first and second times and passed on file.

Senate File 414, by Senators O'Malley and Gilmour, a bill for an act to amend section two hundred ninety-four point fifteen (294.15), Code 1958, relating to minimum state retirement allowance payments to certain employees in the public schools of the State of Iowa, to include certain classes of individuals thereunder.

Read first and second times and passed on file.

Senate File 415, by Senators Hill and Potter, a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1958, relating to revision of the formula by which income of corporations is to be apportioned between the State of Iowa and the other states for purposes of the Iowa income tax on corporations.

Read first and second times and passed on file.

Senate File 416, by Senator Shaff, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts.

Read first and second times and passed on file.

Senate File 417, by Senators Nolan and Miller, a bill for an act to amend section three hundred ninety point one (390.1), Code 1958, relating to municipal parking lots.

Read first and second times and passed on file.

Senate File 418, by Senators Miller and Hansen, a bill for an act to amend sections three hundred twenty-one point one hundred seventy-seven (321.177), three hundred twenty-one point one hundred eighty (321.180), three hundred twenty-one point one hundred eighty-four (321.184), and three hundred twenty-one point one hundred ninety-four (321.194), and to repeal section three hundred twenty-one point one hundred seventy-eight (321.178), Code 1958, to change the age requirements for motor vehicle operators' licenses and permits.

Read first and second times and passed on file.

Senate File 419, by Senator Shoeman, a bill for an act to legalize the action of the board of supervisors of Cass County, Iowa, in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed.

Read first and second times and passed on file.

Senate File 420, by committee on social security, a bill for an act to amend chapter ninety-six (96), Code 1958, relating to employment security and the determination and payment of unemployment compensation benefits, so as to provide for increased weekly benefits up to a maximum of forty-four dollars (\$44.00) per week taking into consideration family status and number of dependents, and up to twenty-six (26) weeks duration; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of certain disqualification provisions.

Read first and second times and placed on the calendar.

Senate File 421, by Senator Schroeder, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of revenue bonds by the City of Bettendorf, Scott County, Iowa, to defray the cost of constructing sewage works and facilities 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 city.

Read first and second times and passed on file.

Senate File 422, by Senators Elijah, Long and Gilmour, a bill for an act relating to the definition of intoxicating liquors in the dram shop law.

Read first and second times and passed on file.

Senate File 423, by committee on water rights, a bill for an act to provide subdistricts of soil conservation districts with the right of eminent domain.

Read first and second times and placed on the calendar.

Senate File 424, by committee on water rights, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts.

Read first and second times and placed on the calendar.

Senate File 425, by Senator Miller, a bill for an act to amend chapter fifty-two (52), Code 1958, relating to voting machines.

Read first and second times and passed on file.

Senate Joint Resolution 16, by Senators Shaff, Long and Edelen, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators.

Read first and second times and passed on file.

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

SENATE CONCURRENT RESOLUTION 12

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 1958:

Office Machine Supply Co., repairing typewriters, repair, clean and furnish new ribbon on Burroughs adding machine, 1 new Hermes Ambassador typewriter, check 54 typewriters @ \$2.00 each and furnish 54 new typewriter ribbons @ \$9.00 per dozen (Senate)	\$ 381.50
Koch Brothers, 2 Gunlocke chairs for use of Lieutenant Governor (Senate)	468.80
Storey-Kenworthy Co., lamps and tubes (Senate)	154.64
Globe Machinery & Supply Co., step ladder (Senate)	20.00
Smith-Corona Marchant Inc., 2 Smith-Corona typewriters (Senate)	387.00
Royal McBee Corporation, 2 Royal standard typewriters (Senate)	387.00
Des Moines Rubber Stamp Co., 14 badges, 1 desk sign, rubber stamps, doorkeeper badges, Sergeant-at-Arms badge, Page badges (Senate)	78.70
Northwestern Bell Telephone Co., telephone and toll charges (Senate)	36.75
Jack Schroeder, long distance toll charges (Senate)	56.34
Des Moines County Treasurer, Conn-Hoschek election contest (Senate)	82.55
S. L. Hagie, personal expenses Conn-Hoschek election contest (Senate)	73.65
Executive Council, telephone expense (November-December) (Senate)	97.79
Richard W. Berglund, postage \$50.00, miscellaneous expense \$1.22 (Senate)	51.22
Herman Kucharo, Page uniforms (Senate)	200.00
W. B. Kendrick, postage advance to legislative post office and miscellaneous House expense (House)	53.64
Des Moines Rubber Stamp Co., stamps and badges (House)	34.85
Storey-Kenworthy Co., office furniture and supplies (House)	938.39
Royal McBee Corporation, typewriters (House)	815.00
Burroughs Corporation, adding machine (House)	204.00
International Business Machines, Inc., typewriter (House)	441.40
Office Machine Supply Co., typewriter repairs (House)	9.00
Smith-Corona Inc., typewriters (House)	654.00
Freeman Decorating Co., standee posts and roping (House)	87.00
Remington Rand, typewriters (House)	327.00
Northwestern Bell Telephone Co., installation and service (House)	126.64
Savery Hotel, room for Frey-Klefstad-Rooney election contest (House)	15.00
Heck Ross Uniform Co., Page uniforms (House)	274.95

Pitney-Bowes, Inc., scale for post office (joint)	129.98
Remington Rand Co., legislative expense (joint)	639.95
	\$7,226.74

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.

HOUSE AMENDMENTS CONSIDERED

Senator Walker called up for consideration Senate File 237, a bill for an act relating to reciprocity and apportionment of motor vehicle registrations and to the compensation tax on certain motor vehicles, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 237 as follows:

1. Add to line sixteen (16) of section two (2) after the word, "owners" the word, "of".
2. Strike from line twenty-seven (27) of section two (2) the word, "application" and insert the word, "applicant".

The Senate concurred in the House amendments.

Senator Walker 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Fisher

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

UNFINISHED BUSINESS

On motion of Senator Stuart, Senate File 210, a bill for an act relating to the taking of a tax deed by the state board of social welfare, was taken up for further consideration.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 210 by inserting a period (.) after the word "deed" in line 5 and striking the balance of lines 5, 6, 7 and 8, and inserting in lieu thereof a quotation mark (").

The amendment was adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Fisher

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

On motion of Senator Schroeder, House File 19, a bill for an act relating to the recording of instruments, was taken up for further consideration.

Senator Shaff asked and received unanimous consent to withdraw the amendments filed by Senators Stuart and Shaff and found on pages 340, 341 and 373 of the Senate Journal.

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

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

Ayes, 48:

Boothby	Coleman	Edelen	Evans
Buck	Dewel	Elijah	Frommelt
Butler	Dykhouse	Eppers	Getting

Gillespie	Hoxie	O'Malley	Scott
Gilmour	Long	Potter	Shaff
Grimstead	Lynes	Prentis	Shoeman
Hansen	McCurdy	Price	Stuart
Harbor	Miller	Prince	Turner
Henry	Mincks	Putney	Vance
Hill	Moore	Rigler	Walker
Hoffman	Nolan	Ringgenberg	Weber
Hoschek	O'Connor	Schroeder	Wolf

Nays, 1:

Byers

Absent or not voting, 1:

Fisher

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

Senator Schroeder asked and received unanimous consent that House File 19 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 352, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for capital improvements, repairs, replacements, alterations, equipment and institutional roads at state institutions and to the state historical society of Iowa for equipment in the centennial building at Iowa City, was taken up and considered.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Fisher

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

Senator Stuart asked and received unanimous consent that Senate File 352 be immediately messaged to the House, which request was complied with.

On motion of Senator Rigler, Senate File 250, a bill for an act relating to the acceptance and distribution of federal funds, services, commodities, or equipment and to repeal chapter two hundred eighty-three (283), Code 1958, relating thereto, and to enact a substitute therefor, was taken up and considered.

Senator Hoxie asked and received unanimous consent that action on Senate File 250 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, Senate File 251, a bill for an act to amend section two hundred ninety-six point two (296.2), Code 1958, relating to petition for election on bond issues, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 251 as follows:

1. Amend Senate File 251 by striking section 1 and inserting in lieu thereof the following:

"Section 1. Section two hundred ninety-six point two (296.2), Code 1958, is hereby amended by striking the following words from line six (6) 'regular school election' and inserting in lieu thereof the following words 'election of school officials'."

The amendment was adopted.

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

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

Ayes, 43:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Dewel	Henry	Nolan	Shoeman
Dykhouse	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Elijah	Hoschek	Potter	Vance
Eppers	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes	Rigler	

Nays, 1:

Coleman

Absent or not voting, 6:

Evans	Harbor	Price	Walker
Fisher	Prentis		

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

On motion of Senator Vance, Senate File 253, a bill for an act to amend subsection four (4) of section six hundred thirty-eight point thirty-four (638.34), Code 1958, relating to final reports of executors or administrators, was taken up and considered.

Senator Vance offered the following amendment and moved its adoption:

Amend the title of Senate File 253 by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections four (4) and five (5)".

The amendment was adopted.

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

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

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Price	Weber
Frommelt	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Fisher Prince

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

On motion of Senator Prentis, Senate File 294, a bill for an act providing for an appropriation to the service compensation fund existing under section thirty-five A point three (35A.3), Code 1958, for the purpose of paying unpaid claims to veterans of World War II and the expense of the administration of the service compensation board, with report of committee on appropriations recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 294 as follows:

Amend Senate File 294 by striking section 1 thereof and inserting in lieu thereof the following:

"Section 1. There is hereby appropriated from the general fund of the state, from funds not otherwise appropriated, the sum of sixty-six thousand dollars (\$66,000.00) or so much thereof as may be necessary to the service compensation fund provided for by section thirty-five A point three (35A.3), Code 1958. The sum herein appropriated shall be used for the purpose of paying claims, filed on or before June 30, 1957, which have been, or may hereafter be, allowed by the auditor of state and to pay the expenses of the administration in carrying out the duties as prescribed by the provisions of chapter thirty-five A (35A), Code 1958.

Notwithstanding the provisions of any other statute or statutes the balance remaining in the service compensation fund, after the payment of all expenditures herein authorized, shall revert to the general fund of the state."

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend the title to Senate File 294, line 4, by striking all after the numeral "II" and all of line 5 and inserting in lieu thereof the following: "and the expenses of administration by the auditor."

The amendment was adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Fisher

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

On motion of Senator Nolan, House File 39, a bill for an act relating to the investment of funds of life insurance companies in real estate bonds and mortgages, with report of committee recommend-

ing passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 43:

Boothby	Gilmour	Mincks	Ringgenberg
Buck	Grimstead	Moore	Schroeder
Byers	Hansen	Nolan	Scott
Dewel	Harbor	O'Connor	Shaff
Dykhouse	Henry	O'Malley	Shoeman
Edelen	Hoschek	Potter	Stuart
Eppers	Hoxie	Prentis	Turner
Evans	Long	Price	Vance
Frommelt	Lynes	Prince	Weber
Getting	McCurdy	Putney	Wolf
Gillespie	Miller	Rigler	

Nays, 4:

Butler	Coleman	Hill	Hoffman
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Absent or not voting, 3:

Elijah (present)	Fisher	Walker
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moore, House File 47, a bill for an act to amend chapter five hundred eighty-one (581), Code 1958, relating to veterinarian's lien, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

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

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

Rule 8 was revoked.

Ayes, 33:

Buck	Grimstead	McCurdy	Prince
Butler	Hansen	Miller	Putney
Byers	Henry	Mincks	Schroeder
Dewel	Hill	Moore	Shaff
Dykhouse	Hoffman	Nolan	Shoeman
Edelen	Hoschek	O'Connor	Stuart
Elijah	Long	O'Malley	Vance
Evans	Lynes	Price	Wolf
Frommelt			

Nays 15:

Boothby	Gilmour	Prentiss	Turner
Coleman	Harbor	Rigler	Walker
Eppers	Hoxie	Ringgenberg	Weber
Gillespie	Potter	Scott	

Absent or not voting, 2:

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

On motion of Senator Stuart, House File 33, a bill for an act to require that every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made, was taken up for consideration.

Senator Stuart asked and received unanimous consent that action on House File 33 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, House File 34, a bill for an act relating to attorney's fees in criminal cases, was taken up for consideration.

Senator Stuart asked and received unanimous consent that action on House File 34 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 96, a bill for an act relating to the use tax on farm chemicals.

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 relating to the height of vehicles.

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

House Concurrent Resolution 8, making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 8

By Stringer, Grassley and Flatt

A concurrent resolution making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States.

Whereas, there is much concern about federal spending and the federal debt; and

Whereas, Article V of the Constitution of the United States provides that upon application of two-thirds ($\frac{2}{3}$) of the states, Congress shall call a convention for proposing amendments to such Constitution, which shall be submitted to the state legislatures or state conventions for ratification;

Therefore, Be It Resolved by the General Assembly of the State of Iowa, that this General Assembly hereby makes application to the Congress of the United States to call a convention for the purpose of proposing one amendment to the Constitution of the United States, such amendment to provide for the following:

1. That the annual appropriations of Congress shall not exceed the estimated receipts which shall be transmitted to Congress by the President on the first day of each regular session of Congress. Such estimated receipts shall be for the ensuing fiscal year under the existing tax laws. If, however, Congress revises the tax laws, the President shall estimate the effect of such revisions and transmit a revised estimate of total receipts to Congress, which shall be the amount to which appropriations shall be limited.

2. That if Congress appropriates money in excess of the estimated receipts for said fiscal year, the President shall be authorized and directed to reduce such appropriations so that they do not exceed the receipts transmitted by the President.

3. That the foregoing limitations shall not apply in time of war or during the period ending on the date of the expiration of one (1) full fiscal year after the termination thereof.

Resolved, that the Secretary of State of the State of Iowa is hereby directed to send certified copies of this Concurrent Resolution to the Secretary of the Senate of the United States, to the Clerk of the House of Representatives of the United States, to each member of Congress from the State of Iowa, and to the Chief Executive and presiding officers of the legislative bodies of each of the several states.

HOUSE MESSAGES CONSIDERED

House File 96, a bill for an act to amend section four hundred twenty-three point four (423.4), Code 1958, relating to the use tax on farm chemicals.

Read first and second times and passed on file.

House File 188, a bill for an act relating to the height of vehicles.

Read first and second times and passed on file.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

INTRODUCTION OF BILLS

Senate File 426, by Senators Miller and Harbor, a bill for an act to amend chapter eighty-four (84), Code 1958, relating to oil and gas wells.

Read first and second times and passed on file.

Senate File 427, by committee on insurance, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to regulation of registration, issuance, and sale of securities and to the regulation of securities dealers.

Read first and second times and placed on the calendar.

Senate File 428, by committee on judiciary 1, a bill for an act to amend subsection one (1) of section eighty-five point twenty-two (85.22), Code 1958, relating to workman's compensation.

Read first and second times and placed on the calendar.

Senate File 429, by Senator Putney, a bill for an act relating to the administration and financing of support for the poor for Indians residing on a reservation in the State of Iowa.

Read first and second times and passed on file.

Senate File 430, by Senators Gillespie, Putney, Byers and Scott, a bill for an act relating to the acquiring and sale of real estate by the board of control.

Read first and second times and passed on file.

Senate File 431, by Senators Schroeder and Shoeman, a bill for an act relating to outdoor advertising along the national system of interstate highways.

Read first and second times and passed on file.

Senate File 432, by Senator Schroeder, a bill for an act to create an Iowa-Illinois bi-state development and study commission, to define its powers and duties, and to make an appropriation therefor.

Read first and second times and passed on file.

Senate File 433, by Senator Schroeder, a bill for an act to amend section six hundred six point fifteen (606.15), Code 1958, relating to court costs.

Read first and second times and passed on file.

Senate File 434, by Senator Henry, a bill for an act relating to the standardization of school stop signs on highways.

Read first and second times and passed on file.

Senate File 435, by Senator Harbor, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries of the attendants and attendant supervisors employed at the mental institutions.

Read first and second times and passed on file.

Senate File 436, by Senator Harbor, a bill for an act to amend chapter seven hundred fifty (750), Code 1958, relating to police radio systems, and to prohibit monitoring or otherwise interfering with such systems.

Read first and second times and passed on file.

Senate File 437, by Senators Wolf and Schroeder, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, to provide that cities and towns and their urban school districts shall consist of conterminous territory.

Read first and second times and passed on file.

Senate File 438, by Senators Coleman and O'Malley, a bill for an act to repeal sections three hundred eighty-nine point thirty-one (389.31) to three hundred eighty-nine point thirty-six (389.36), Code 1958, and to amend sections three hundred eighty-nine point thirty-seven (389.37), three hundred ninety-one point one (391.1) subsection three (3), three hundred ninety-one point two (391.2) subsection one (1) and three hundred ninety-one point thirty-nine (391.39), Code 1958, all relating to permanent sidewalk improvements in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements.

Read first and second times and passed on file.

Senate File 439, by Senator Dykhouse, a bill for an act relating to places where persons under sixteen years of age are prohibited in employment.

Read first and second times and passed on file.

Senate File 440, by Senator Prentis, a bill for an act to make an appropriation to the state conservation commission for improvements at Green Valley State Park, Union County, Iowa.

Read first and second times and passed on file.

Senate File 441, by Senator Coleman, a bill for an act relating to the imposition of a five (5) percent excise tax on all guns, pistols and other similar weapons and on all water sports equipment.

Read first and second times and passed on file.

Senate File 442, by Senator Moore, a bill for an act to legalize and validate the proceedings of the board of directors of the Community School District of Whiting, in the County of Monona, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds

and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

Senate File 443, by Senators Nolan and Prentis, a bill for an act relating to state aid for school transportation.

Read first and second times and passed on file.

Senate File 444, by Senators Potter and Miller, a bill for an act to adjust the computation of the Iowa income tax by amending various sections of chapter four hundred twenty-two (422), Code 1958.

Read first and second times and passed on file.

Senate File 445, by Senators Hoxie, Gillespie and Harbor, a bill for an act to prohibit hunting or shooting within three hundred (300) feet of occupied farm buildings without first securing permission of the owner or occupant.

Read first and second times and passed on file.

Senate File 446, by committee on social security, a bill for an act to amend section two hundred forty-one point two (241.2), Code 1958, relating to the eligibility of applicants for aid to the blind when an inmate or patient of an institution.

Read first and second times and placed on the calendar.

Senate File 447, by Senator Dewel, a bill for an act regulating the business of conducting a debt adjusting service.

Read first and second times and passed on file.

Senate File 448, by Senators Nolan and Prentis, a bill for an act relating to agricultural land tax credit.

Read first and second times and passed on file.

Senate File 449, by Senators Miller, Dewel and Potter, a bill for an act to amend chapter four hundred twenty-one (421), Code 1958, relating to the state tax commission.

Read first and second times and passed on file.

Senate File 450, by Senators Miller and Long, a bill for an act to amend chapter twenty-three (23), Code 1958, relating to public contracts and bonds.

Read first and second times and passed on file.

Senate File 451, by Senators Hill, Potter, Miller, Turner and Dewel, a bill for an act to amend section four hundred twenty-two

point thirty-three (422.33), Code 1958, relating to corporation income tax.

Read first and second times and passed on file.

Senate File 452, by committee on agriculture, a bill for an act pertaining to the Iowa horse and mule breeders association.

Read first and second times and placed on the calendar.

Senate File 453, by Senators Coleman, Walker and Henry, a bill for an act to provide one (1) copy of the Code of Iowa, rules of civil procedure and supreme court rules, and the Acts of the General Assembly to each United States Senator and Representative from Iowa.

Read first and second times and passed on file.

Senate File 454, by committee on appropriations, a bill for an act to make appropriations to the members of the Iowa-Nebraska Boundary Study Committee, namely: Frank Hoxie, D. C. Nolan, Jim O. Henry, Fred L. Johnson, William E. Darrington and Henry Stevens.

Read first and second times and placed on the calendar.

Senate File 455, by Senators Nolan and Prentis, a bill for an act relating to general school aid.

Read first and second times and passed on file.

Senate File 456, by Senators Getting, Ringgenberg, Hoxie and Coleman, a bill for an act to provide for increased additions to surplus of a co-operative association, to provide for payment of deferred patronage dividends of a co-operative association upon the death of a member or patron or the dissolution of a member or patron association, and to remove the limitation on the exemption of securities of a co-operative association from the Iowa Securities Law.

Read first and second times and passed on file.

Senate File 457, by Senators Frommelt and Mincks, a bill for an act to prescribe minimum wages for employees, to provide for the administration of the minimum wage provisions, and to provide for the enforcement of such provisions.

Read first and second times and passed on file.

Senate File 458, by Senators Getting, Ringgenberg, Hoxie and Coleman, a bill for an act to entitle patrons of an Iowa co-operative association to share in allocations.

Read first and second times and passed on file.

Senate File 459, by Senators Nolan and Prentis, a bill for an act relating to supplemental aid to schools.

Read first and second times and passed on file.

Senate File 460, by Senator Weber, a bill for an act to make an appropriation for bridge construction in Wildcat Den State Park.

Read first and second times and passed on file.

Senate File 461, by Senator Price, a bill for an act relating to payment of expenses incident to litigation.

Read first and second times and passed on file.

Senate File 462, by Senators Henry and Coleman, a bill for an act to amend section one hundred seven point twenty-four (107.24), Code 1958, relating to the purchase of uniforms by the state conservation commission.

Read first and second times and passed on file.

Senate File 463, by Senators Hoxie, Lynes and Schroeder, a bill for an act to amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, relating to the suspension of licenses to operate motor vehicles.

Read first and second times and passed on file.

Senate File 464, by Senators Buck, Weber, Gilmour, Shoeman, Schroeder, Long, Lynes, McCurdy, Rigler, Getting, O'Connor and Coleman, a bill for an act relating to the solicitation of contributions for any cause from students of public schools and the charging of admission fees for activities or programs during regular school hours.

Read first and second times and passed on file.

Senate File 465, by Senators Schroeder, Lynes and Hoxie, a bill for an act relating to the administrative and judicial appeal from an order suspending the privilege to operate motor vehicles.

Read first and second times and passed on file.

Senate File 466, by Senators Lynes, Hoxie and Schroeder, a bill for an act to amend section eighty point four (80.4), Code 1958, to increase the authorized strength of the highway patrol to three hundred fifty (350) members.

Read first and second times and passed on file.

Senate File 467, by Senator Henry, a bill for an act to provide for an orientation and rehabilitation center for the blind.

Read first and second times and passed on file.

Senate File 468, by Senators Potter, Gillespie, Coleman and Hill, a bill for an act to amend section four hundred forty-one point thirteen (441.13), Code 1958, to adjust property assessment values.

Read first and second times and passed on file.

Senate File 469, by Senators Schroeder, Hoxie and Lynes, a bill for an act to amend section three hundred twenty-one point two hundred seventy-one (321.271), Code 1958, to permit the utilization of all accident reports, except the written report required to be forwarded to the department of public safety by the driver or occupant of a vehicle.

Read first and second times and passed on file.

Senate File 470, by Senator Dewel, a bill for an act to repeal section four hundred seventy-nine point forty-four (479.44), Code 1958, and to amend section four hundred seventy-nine point fourteen (479.14), Code 1958, to authorize the Iowa State Commerce Commission upon investigation to prescribe regulations of transportation for shorter and longer distances over the same route.

Read first and second times and passed on file.

Senate File 471, by Senators Hoschek, Coleman, Mincks and Hansen, a bill for an act to amend chapter ninety-one (91), Code 1958, relating to the powers of the bureau of labor.

Read first and second times and passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 23, 1959, the Governor had approved the following bills:

Senate File 84, legalizing the establishment of the Columbus Community School District.

Senate File 90, relating to the judicial retirement system.

Senate File 116, relating to rounding of corners on establishment of highways.

REPORTS OF COMMITTEES

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 176**, a bill for an act to amend section three hundred fourteen point nine (314.9), Code 1958, relative to entry on private property for the purpose of making surveys for highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 232**, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

1. Amend the title by inserting before the word "utilities" in line 1, the words, "publicly or municipally owned".

2. Further amend by striking section 4 and inserting in lieu thereof the following:

"Sec. 4. The term 'utility' shall include only publicly or municipally owned systems for supplying water, sewer, electric lights, street lights and traffic lights, gas, or like service to the public."

W. C. STUART, Chairman.

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 51**, a bill for an act to amend chapter three hundred eighty-six B (386B), Code 1958, relating to municipal transit systems, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

1. Amend House File 51 by striking everything after the word "board." in line 6 and inserting in lieu thereof the following: "Such contract shall be entered into and awarded subject to the following terms and conditions:

"a. Such contract shall be opened to competitive bids and the contract shall be awarded to the lowest responsible bidder.

"b. No contract shall be awarded for a period longer than five (5) years.

"c. Once each year the party having the contract for the operation of said transit system shall be required to publish in a newspaper, published and having general circulation in the community, a detailed statement of expenditures and receipts and showing the amount of profit or loss on the contract."

JACK MILLER, Chairman.

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 72**, a bill for an act to amend section ninety-seven A point six (97A.6), Code 1958, relating to retirement benefits, accidental death benefits, and military leaves as provided in chapter ninety-seven A (97A), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass.**

HOWARD C. BUCK, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **House File 262**, a bill for an act to change the residence requirements for eligibility for aid to the blind, begs leave to report it has had the same under consideration and recommends the same **do pass.**

HOWARD C. BUCK, Chairman.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 109**, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Pocahontas Community School District, in the County of Pocahontas, State of Iowa, in calling a special school bond election and the issuance of school bonds pursuant to said election, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 120**, a bill for an act to amend chapter thirty-three (33), Acts of the Fifty-fourth General Assembly, relating to the trust fund of Robert O. Winn, 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 218**, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Ocheydan Community School District, in the County of Osceola, State of Iowa, etc., 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 233**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Ringsted Benefited Fire District, in the Counties of Emmet, Kossuth and Palo Alto, State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 184**, a bill for an act to include sunflowers, except the garden variety, in the category of secondary noxious weeds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 29**, a bill for an act to include musk thistles in the category of primary noxious weeds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 6**, a bill for an act to eliminate the stating of color and sex on the absent voter's affidavit, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **House File 182**, a bill for an act relating to the creation of the office of state archeologist, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 118**, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, relating to county hospitals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 119**, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to city hospitals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 43**, a bill for an act to amend chapter one hundred ten A, (110A), Code 1958, relating to hunting season upon a game breeding and shooting preserve area, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 226**, a bill for an act to provide for the maintenance and improvement of Lake of Three Fires in Taylor County, Iowa, and for an appropriation to the state conservation commission for said purpose, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 252**, a bill for an act to amend section one hundred nine point

forty-eight (109.48), Code 1958, to permit the conservation commission to provide an open season on mourning doves, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**
LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on conservation to which was referred **House File 184**, a bill for an act relating to charges for nonresident licenses for hunting, fishing trapping and similar activities, begs leave to report it has had the same under consideration and recommends the same **do pass.**
LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 226 Appropriations (Under Senate Rule 21)
- S. F. 396 Governmental affairs
- S. F. 397 Judiciary 1
- S. F. 398 Judiciary 1
- S. F. 399 Governmental affairs
- S. F. 400 Judiciary 2
- S. F. 401 Public lands and buildings
- S. F. 403 Governmental affairs
- S. F. 404 Governmental affairs
- S. F. 405 Governmental affairs
- S. F. 406 Governmental affairs
- S. F. 407 Labor
- S. F. 408 Labor
- S. F. 410 Public health
- S. F. 413 Judiciary 1
- S. F. 414 Social security
- S. F. 415 Tax revision
- S. F. 416 Compensation of public officers and employees
- S. F. 417 Cities and towns
- S. F. 418 Highway safety
- S. F. 419 Judiciary 1
- S. F. 421 Judiciary 2
- S. F. 422 Judiciary 1
- S. F. 425 Tax revision
- S.J.R. 16 Legislative redistricting

AMENDMENTS FILED

- 1 Amend Senate Concurrent Resolution 11 by striking all
- 2 after the resolving clause and inserting in lieu thereof the
- 3 following:

4 "That as a matter of policy, the athletic departments of the
5 State University and Iowa State College should schedule football
6 games between the said institutions as often as possible.

J. A. WALKER.

1 Amend Senate File 228 by adding the following section at
2 the end thereof:

3 "Registration fees imposed by this Act shall be in lieu of
4 all taxes, general or local, to which machinery propelled boats
5 or watercraft, not operated for hire, may be subject, except in
6 the case of such boats or watercraft occupied as homes."

JACK MILLER.

1 Amend Senate File 234 as follows:

2 1. Amend section 3 of Senate File 234 by adding after the
3 word "attached." in line 10 the following: "Identification tags
4 shall be furnished by the Commission and a charge of ten cents
5 shall be made for each tag and such tags shall be renewed
6 annually."

7 2. Amend section 11 of Senate File 234 by striking lines
8 9, 10 and 11 and inserting in lieu thereof the following:
9 "Trammel net: for the first 300 lineal feet or fraction thereof
10 \$10.00 and for each additional 300 lineal feet or fraction thereof
11 \$10.00."

12 3. Amend section 11 of Senate File 234 by striking lines
13 12, 13 and 14 and inserting in lieu thereof the following:
14 "Gill net: for each 100 lineal feet or fraction thereof \$2.00."

15 4. Further amend section 11 by striking lines 15 and 16
16 and inserting in lieu thereof the following: "Hoop net without
17 wing or leads: for each net \$1.00."

18 5. Further amend section 11 by striking lines 17 through
19 22 inclusive and inserting in lieu thereof the following: "Pound
20 net with less than 100 feet of leads or wings: for each net
21 \$3.00. Pound net with leads or wings of 100 or more feet in
22 length: for each net \$6.00. Wing, fyke or trap net with less
23 than 100 feet of leads or wings: for each net \$1.00. Wing, fyke
24 or trap net with leads or wings of 100 or more feet in length:
25 for each net \$6.00."

26 6. Further amend section 11 by striking the figure "\$2.00"
27 in lines 23 and 24 and inserting in lieu thereof "\$1.00".

28 7. Further amend section 11 by striking the figure "\$1.50"
29 in line 26 and inserting in lieu thereof the figure "\$1.00".

30 8. Further amend section 11 by striking the figure "\$1.50"
31 in line 28 and inserting in lieu thereof the figure "\$1.00".

32 9. Further amend section 11 by striking line 29 and
33 inserting in lieu thereof the following: "Owner's certificate
34 for commercial fishing gear \$15.00. Operator's certificate for
35 each person operating commercial fishing gear \$1.00."

DAVID O. SHAFF.

1 Amend Senate File 234 as follows:

2 1. Amend Senate File 234 by adding the following section:

3 "It shall be lawful to operate in the Mississippi and Missouri
4 Rivers, one basket trap and one trot line provided the operator has
5 purchased a regular fishing license that is required in section
6 one hundred ten point one (110.1), Code 1958, and pays the regular
7 fee of one (1) dollar for each basket trap or trot line. Each trap

8 and trot line must have attached thereto an identification tag as
 9 required in section one hundred nine point one hundred seven (109.107),
 10 Code 1958.”

CHARLES F. EPPERS.

1 Amend Senate File 263 by striking all of section 2 and
 2 insert in lieu thereof the following:
 3 “Sec. 2. This act being deemed of immediate
 4 importance shall be in full force and effect from and
 5 after its passage and publication in the Fayette Leader,
 6 a newspaper published at West Union, Iowa, and the Traer
 7 Star Clipper, a newspaper published at Traer, Iowa.”

LAWRENCE PUTNEY.

1 Amend Senate File 265 by adding thereto the following section:
 2 “Sec. 3. Sections one (1) and two (2) of the act shall not
 3 become effective until January 1, 1960.”

NORVAL B. EVANS.

1 Amend Senate File 293, section 1, line 10, by
 2 striking the period (.) after the word “banking” and inserting
 3 the following:
 4 “in the following situations:
 5 1. When the organization forming the membership of the
 6 credit union, as defined in the by-laws, ceases to exist,
 7 2. when two (2) or more organizations, forming the member-
 8 ship of the credit union as defined in the by-laws, consolidate,
 9 3. when the credit union is contemplating liquidation,
 10 4. when the membership is no longer large enough to continue
 11 the normal operations of a credit union.”

ANDREW G. FROMMELT.

1 Amend Senate File 250 as follows:
 2 By striking all of line 23 after the word
 3 “disbursed” and all of lines 24 and
 4 25 and substituting in lieu thereof the words, “through the
 5 office of state comptroller on vouchers audited as provided by
 6 law.”

FRANK M. HOXIE.

1 Amend House File 4 as follows:
 2 Section 1, line 3, by inserting after the “comma (,)”
 3 the following: “truck mounted feed grinders,”.
 4 Section 2, line 5, by inserting after the third
 5 “comma (,)” the following: “truck mounted feed grinders,”.
 6 Further amend section 2 by striking all of subsection 2
 7 and inserting in lieu thereof the following:
 8 “2. By striking from lines twenty-four (24) and
 9 twenty-five (25) the words: ‘corn shellers, lime
 10 spreaders or feed grinders,’ and inserting in lieu
 11 thereof the following: ‘or lime spreaders.’”
 12 Amend the title, line 2, by inserting after the word
 13 “mills” the following: “, truck mounted feed grinders”.

FRANK C. BYERS.
 X. T. PRENTIS.

- 1 Amend Senate File 235, section 1, line 6, by inserting
- 2 after the word "by" the words "the budget and financial
- 3 control committee and".

LEROY GETTING.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 26, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Lambert Heinen, pastor of St. Mary's Catholic Church, Albia, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Fisher for the day on request of Senator Edelen.

PETITIONS

By Senator Gilmour, from fourteen hundred residents of Keokuk County urging a survey of the Sigourney area as a recreational area, and an appropriation to cover the cost of same.

By Senator Hansen, from thirty-eight residents of Greene County favoring increased appropriation for aid to the blind.

By Senator Hill, from thirteen residents of Jasper County in opposition to liquor by the drink.

By Senator Hoschek, from ten residents of Des Moines County favoring proposed legislation relating to a drivers training program.

By Senator Scott, from twenty-one residents of Fayette County in opposition to liquor by the drink.

By Senator Weber, from twenty-eight residents of the State of Iowa favoring proposed legislation relating to state aid to schools.

PRESENTATION OF VISITOR

Senator Hill rose on a point of personal privilege and presented to the Senate The Honorable James Nesmith of Iowa City, a former member of the Senate from Jasper County who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 472, by committee on conservation, a bill for an act to amend section one hundred nine point ninety-two (109.92) and section one hundred ten point one (110.1), Code 1958, relating to

requirements for tags to be used in conjunction with traps and license fees.

Read first and second times and placed on the calendar.

Senate File 473, by committee on social security, a bill for an act to amend section ninety-six point four (96.4), Code 1958, so as to provide that an individual must have been paid specified amounts of wages within his base period in order to be eligible for employment security benefits.

Read first and second times and placed on the calendar.

Senate File 474, by committee on social security, a bill for an act to amend section ninety-six point seven (96.7), Code 1958, to provide that charge-back statements must be furnished employers within forty (40) days, rather than within twenty (20) days after the close of a calendar quarter.

Read first and second times and placed on the calendar.

Senate File 475, by committee on social security, a bill for an act to amend sections ninety-six point three (96.3), and ninety-six point five (96.5), Code 1958, in order to round off the weekly benefit payments for partial or total unemployment to the nearest multiple of one (1) dollar, to adjust the amount of earnings disregarded in computing benefits for partial unemployment, and to correct a typographical error.

Read first and second times and placed on the calendar.

Senate File 476, by committee on social security, a bill for an act to amend chapter ninety-six (96), Code 1958, to enable the Iowa employment security commission to use, for administrative purposes including the acquisition of real estate, moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act.

Read first and second times and placed on the calendar.

Senator Nolan asked unanimous consent that Senate File 38 be re-referred to the committee on cities and towns.

Objection was raised.

Senator Nolan moved that Senate File 38 be re-referred to the committee on cities and towns.

On the question "Shall Senate File 38 be re-referred to the committee on cities and towns?" the vote was:

Ayes, 6:

Coleman
Edelen

Eppers
Hansen

Hill

O'Malley

Nays, 34:

Butler	Harbor	O'Connor	Shaff
Dykhouse	Hoffman	Potter	Shoeman
Elijah	Hoschek	Price	Stuart
Evans	Hoxie	Prince	Turner
Frommelt	Long	Rigler	Vance
Getting	Lynes	Ringgenberg	Walker
Gillespie	McCurdy	Schroeder	Weber
Gilmour	Mincks	Scott	Wolf
Grimstead	Nolan		

Absent or not voting, 10:

Boothby	Dewel	Miller	Prentis
Buck	Fisher	Moore	Putney
Byers	Henry		

The motion to re-refer was lost.

UNFINISHED BUSINESS

On motion of Senator Edelen, Senate File 234, a bill for an act to amend chapters one hundred nine (109) and one hundred ten (110), Code 1958, relating to regulations of commercial fishing to clarify the uses of certain types of commercial fishing gear and the licenses required, was taken up and considered.

Senator Shaff asked and received unanimous consent to withdraw the following amendment filed by him:

Amend Senate File 234 as follows:

1. Amend Senate File 234 by striking section 11.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 234 as follows:

1. Amend section 3 of Senate File 234 by adding after the word "attached." in line 10 the following: "Identification tags shall be furnished by the Commission and a charge of ten cents shall be made for each tag and such tags shall be renewed annually."

2. Amend section 11 of Senate File 234 by striking lines 9, 10 and 11 and inserting in lieu thereof the following: "Trammel net: for the first 300 lineal feet or fraction thereof \$10.00 and for each additional 300 lineal feet or fraction thereof \$10.00."

3. Amend section 11 of Senate File 234 by striking lines 12, 13 and 14 and inserting in lieu thereof the following: "Gill net: for each 100 lineal feet or fraction thereof \$2.00."

4. Further amend section 11 by striking lines 15 and 16 and inserting in lieu thereof the following: "Hoop net without wing or leads: for each net \$1.00."

5. Further amend section 11 by striking lines 17 through 22 inclusive and inserting in lieu thereof the following: "Pound net with less than 100 feet of leads or wings: for each net \$3.00. Pound net with leads or wings of 100 or more feet in length: for each net \$6.00. Wing, fyke or trap net with less than 100 feet of leads or wings: for each net \$1.00. Wing, fyke or trap net with leads or wings of 100 or more feet in length: for each net \$6.00."

6. Further amend section 11 by striking the figure "\$2.00" in lines 23 and 24 and inserting in lieu thereof "\$1.00".

7. Further amend section 11 by striking the figure "\$1.50" in line 26 and inserting in lieu thereof the figure "\$1.00".

8. Further amend section 11 by striking the figure "\$1.50" in line 28 and inserting in lieu thereof the figure "\$1.00".

9. Further amend section 11 by striking line 29 and inserting in lieu thereof the following: "Owner's certificate for commercial fishing gear \$15.00. Operator's certificate for each person operating commercial fishing gear \$1.00."

The amendment was adopted.

Senator Putney offered the following amendment and moved its adoption:

Amend Senate File 234 as follows:

1. By striking all of section 1 and inserting in lieu thereof the following: "Section 1. Section one hundred nine point one hundred six (109.106), Code 1958, is hereby amended by inserting following the first word 'any' in line three (3) the following: 'trotline, wooden basket trap,'"

2. Section 2, by striking from lines 13 and 14 the following: "a comma (,) and 'traps or trotlines.'" and inserting in lieu thereof "the following: traps or trotlines'."

3. Section 4, line 2, by striking the word "from" and inserting in lieu thereof the word "after".

Further amend section 4, line 7, by striking "comma (,)" and inserting in lieu thereof ",".

4. Section 9, line 3, by striking the first word "and" and inserting in lieu thereof the word "or".

The amendment was adopted.

Senator Eppers offered the following amendment and moved its adoption:

Amend Senate File 234 as follows:

1. Amend Senate File 234 by adding the following section:

"It shall be lawful to operate in the Mississippi and Missouri Rivers, one basket trap and one trot line provided the operator has purchased a regular fishing license that is required in section one hundred ten point one (110.1), Code 1958, and pays the regular fee of one (1) dollar for each basket trap or trot line. Each trap and trot line must have attached thereto an identification tag as required in section one hundred nine point one hundred seven (109.107), Code 1958."

The amendment was adopted.

Senator Edelen moved that the bill be read a third 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:

Boothby	Dewel	Eppers	Gillespie
Buck	Dykhouse	Evans	Gilmour
Butler	Edelen	Frommelt	Grimstead
Coleman	Elijah	Getting	Hansen

Harbor	Miller	Price	Shoeman
Hill	Mincks	Prince	Stuart
Hoffman	Moore	Putney	Turner
Hoschek	Nolan	Rigler	Vance
Hoxie	O'Connor	Ringgenberg	Walker
Long	O'Malley	Schroeder	Weber
Lynes	Potter	Scott	Wolf
McCurdy	Prentis	Shaff	

Nays, none.

Absent or not voting, 3:

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

On motion of Senator Hoxie, Senate File 250, a bill for an act relating to the acceptance and distribution of federal funds, services, commodities, or equipment and to repeal chapter two hundred eighty-three (283), Code 1958, relating thereto, and to enact a substitute therefor, was taken up for further consideration.

Senator Hoxie asked and received unanimous consent that action on Senate File 250 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Miller, House File 33, a bill for an act to require that every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made, was taken up for further consideration.

On motion of Senator Stuart, the report of committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Byers Fisher

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

On motion of Senator Stuart, House File 34, a bill for an act relating to attorney's fees in criminal cases, was taken up for further consideration.

On motion of Senator Stuart, the report of the committee recommending passage was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 34 as follows:

Amend section one (1), line seven (7), by striking all after the word "appointed" and substituting in lieu thereof the words: "such sum or sums as the court may determine are necessary for investigation in the interests of justice."

Senator Stuart offered the following amendment to the amendment and moved its adoption:

Amend the committee amendment, line 2, by striking the words "line 7, by striking all" and inserting in lieu thereof the following: "subsection 2, line 3, by striking all of said subsection".

The amendment to the amendment was adopted.

On motion of Senator Wolf, the committee amendment as amended was adopted.

Senator Wolf moved that the bill be read a third 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:

Buck	Grimstead	Moore	Ringgenberg
Butler	Hansen	Nolan	Schroeder
Dewel	Hill	O'Connor	Shaff
Dykhouse	Hoschek	O'Malley	Shoeman
Edelen	Hoxie	Potter	Stuart
Elijah	Long	Prentis	Turner
Eppers	Lynes	Price	Vance
Frommelt	McCurdy	Prince	Weber
Getting	Miller	Putney	Wolf
Gilmour	Mincks	Rigler	

Nays, 9:

Boothby	Gillespie	Henry	Scott
Coleman	Harbor	Hoffman	Walker
Evans			

Absent or not voting, 2:

Byers Fisher

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

THIRD READING OF BILLS

Senator Dykhouse asked and received unanimous consent to take up out of order House File 218, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Ocheyedan Community School District, in the County of Osceola, State of Iowa, and the Horton Township School District, in the County of Osceola, State of Iowa, for the merger of said Horton Township School District into said Ocheyedan Community School District, and to legalize and validate the action and proceedings of the board of directors of the Ocheyedan Community School District, in the County of Osceola, State of Iowa, in calling a special school bond election.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Byers Fisher

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

On motion of Senator Prentis, Senate File 291, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund, was taken up and considered.

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

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

Ayes, 48:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Byers Fisher

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

On motion of Senator Nolan, Senate File 96, a bill for an act relating to the rate of pay of public employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan asked and received unanimous consent that action on Senate File 96 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Frommelt, Senate File 112, a bill for an act to amend section three hundred forty point two (340.2), Code 1958, to increase the maximum salaries of certain deputy county officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 112 as follows:

1. Amend section 1 by adding an "s" to the word "line" in line 3.
2. Further amend line 3 of section 1 by adding after the word and numeral "four (4)" the following: "eleven (11) and twelve (12)".

The amendment was adopted.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Dewel	Eppers	Gillespie
Buck	Dykhouse	Evans	Gilmour
Butler	Edelen	Frommelt	Grimstead
Coleman	Elijah	Getting	Hansen

Harbor	Miller	Price	Shoeman
Henry	Mincks	Prince	Stuart
Hill	Moore	Putney	Turner
Hoffman	Nolan	Rigler	Vance
Hoschek	O'Connor	Schroeder	Walker
Hoxie	O'Malley	Scott	Weber
Lynes	Potter	Shaff	Wolf
McCurdy	Prentis		

Nays, none.

Absent or not voting, 4:

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

On motion of Senator Prentis, Senate File 412, a bill for an act to authorize the public safety department, highway patrol division, to use money provided by chapter one (1), section forty-nine (49), Acts of the Fifty-seventh General Assembly, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, 1:

Price

Absent or not voting, 3:

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

On motion of Senator Nolan, Senate File 261, a bill for an act amending chapter five hundred seven B (507B), Code 1958, relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor, was taken up and considered.

Senator Nolan asked and received unanimous consent that action on Senate File 261 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, Senate File 262, a bill for an act to amend chapter two hundred eighty-one (281), Code 1958, relating to the education of handicapped children, was taken up and considered.

Senator Miller asked and received unanimous consent that action on Senate File 262 be deferred and that the bill be placed on the calendar under unfinished business.

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

EXECUTIVE SESSION

The Senate, in executive session, accepted the Governor's request for the withdrawal of the name of Don G. Allen of Adel, Dallas County, Iowa, for appointment as a member of the Employment Security Commission for the regular term ending June 30, 1965.

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

Joseph H. Gronstal of Carroll, Carroll County, Iowa, to the office of Superintendent of Banking, for the unexpired term ending June 30, 1961.

The Senate arose from executive session and resumed regular session.

Senator Schroeder asked and received unanimous consent that all bills passed February 26, 1959, be immediately messaged to the House, which request was complied with.

SENATE FILE 454 RE-REFERRED

Senator Prentis asked and received unanimous consent that Senate File 454 be re-referred to the committee on appropriations.

PROOF OF PUBLICATION

Published copy of Senate File 419 and verified proof of publication of said bill in the Atlantic News-Telegraph on February 25, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 237 and House File 319.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 237 and House File 319.

BILL SENT TO THE GOVERNOR

Senator Getting, 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 February, 1959, sent to the Governor for his approval: Senate File 237.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 454**, a bill for an act to make appropriations to members of the Iowa-Nebraska Boundary Study Committee, namely: Frank Hoxie, D. C. Nolan, Jim O. Henry, Fred L. Johnson, William E. Darrington and Henry Stevens, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 168**, a bill for an act to permit the retention of certain balances in the funds appropriated for the welfare program administered by the state board of social welfare, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 426**, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 129**, a bill for an act to amend section three hundred twenty-one point four hundred thirty (321.430), Code 1958, relating to brake requirements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 213**, a bill for an act relating to certificated common carriers of passengers operating on charter, 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 Rigler and Senator Nolan and found on page 308 of the Senate Journal and when so amended the bill do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 269**, a bill for an act relating to the sale, lease, transfer and assignment of rights of liquid transport carriers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation to which was referred **House File 312**, a bill for an act relating to the maximum gross weight of motor vehicles, 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 Walker and found on page 404 of the Senate Journal and when so amended the bill do pass**.

CARROLL PRICE, *Chairman*.

Ordered passed on file.

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 102**, a bill for an act to amend chapter ninety-eight (98), Code 1958, relating to cigarettes and tobacco to enable the consumer to deduct the cigarette tax for income tax purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 130**, a bill for an act to provide that salaries paid to county weed commissioners and their deputies be paid out of the county weed eradication and equipment fund instead of the county general fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 158**, a bill for an act to amend section four hundred twenty-two point forty-three (422.43), Code 1958, relating to the sales tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 189**, a bill for an act to repeal section ninety-seven C point seven (97C.7), Code 1958, relating to income tax deduction, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 212**, a bill for an act to amend chapter four hundred twenty-seven (427), Code 1958, to provide for tax exemption of goods held for sale or resale stored in a public warehouse, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment found on page 236 of the Senate Journal, filed by Senator Nolan, et al., on the 6th of February, and when so amended the bill do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 238**, a bill for an act to amend section four hundred nine point forty-eight (409.48), Code 1958, relating to the assessment for taxation of platted lots, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Senator Schroeder submitted the following report :

MR. PRESIDENT: Your committee on legislative redistricting to which was referred **Senate Joint Resolution 16**, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

JACK SCHROEDER, *Chairman*.

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- S. F. 426 Judiciary 1
- S. F. 429 Social security

S. F. 430	Public lands and buildings
S. F. 431	Highways
S. F. 432	Iowa development
S. F. 433	Judiciary 1
S. F. 434	Highway safety
S. F. 435	Appropriations
S. F. 436	Judiciary 1
S. F. 437	Schools and educational institutions
S. F. 438	Cities and towns
S. F. 439	Judiciary 2
S. F. 440	Conservation
S. F. 441	Tax revision
S. F. 442	Judiciary 2
S. F. 443	Schools and educational institutions
S. F. 444	Tax revision
S. F. 445	Conservation
S. F. 447	Judiciary 1
S. F. 448	Tax revision
S. F. 449	Governmental affairs
S. F. 450	Cities and towns
S. F. 451	Tax revision
S. F. 453	Judiciary 1
S. F. 455	Tax revision
S. F. 456	Agriculture
S. F. 457	Labor
S. F. 458	Agriculture
S. F. 459	Tax revision
S. F. 460	Conservation
S. F. 461	Judiciary 1
S. F. 462	Conservation
S. F. 463	Judiciary 1
S. F. 464	Schools and educational institutions
S. F. 465	Judiciary 1
S. F. 466	Highway safety
S. F. 467	Public health
S. F. 468	Tax revision
S. F. 469	Judiciary 1
S. F. 470	Transportation
S. F. 471	Labor
H. F. 96	Ways and means

AMENDMENTS FILED

- 1 Amend Senate File 96 by striking all of line 5 and insert-
- 2 ing in lieu thereof the following: "cess of the regularly
- 3 scheduled work day or regularly scheduled work week".

D. C. NOLAN.

- 1 Amend Senate File 109 by striking all of section 2 and inserting in
- 2 lieu thereof the following:
- 3 "Sec. 2. This Act, being deemed of immediate importance, shall

4 be in full force and effect from and after its passage and publication in
5 the Pocahontas Record-Democrat, a newspaper published at Pocahontas,
6 Iowa, and the Rolfe Arrow, a newspaper published at Rolfe, Iowa, all
7 without expense to the state."

GUY BUTLER.

1 Amend House File 199 as follows:

2 Amend House File 199 by striking all of section 2 and
3 insert in lieu thereof the following:

4 "Sec. 2. This Act being deemed of immediate importance
5 shall be in full force and effect from and after its passage
6 and publication in The Fayette County Union, a newspaper
7 published at West Union, Iowa, and the Traer Star Clipper,
8 a newspaper published at Traer, Iowa."

LAWRENCE PUTNEY.
GEORGE SCOTT.

1 Amend Senate File 263 as follows:

2 By striking all of section 2.

GENE L. HOFFMAN.

1 Amend Senate File 143 as follows:

2 1. Amend section 1 by striking all of section 1
3 following the word "system" in line 15, and
4 substituting in lieu thereof the following: "of, and
5 administered by, this state which is maintained in whole or
6 in part by public contributions."

7 2. Amend section 1 by striking from line
8 21 the following: ", or any of the political subdivisions
9 thereof,".

GEORGE E. O'MALLEY.
C. EDWIN GILMOUR.

1 Amend Senate File 119 as follows:

2 1. By striking from section 1, lines 1, 2, 3 and 4 thereof and
3 substituting in lieu thereof the following:

4 "Section 1. Section three hundred eighty point six (380.6),
5 Code 1958, is hereby amended by adding thereto the following:"

L. M. BOOTHBY.

1 Amend Senate File 320 by striking the words "savings
2 account", or the plural thereof, wherever the said words appear
3 therein, and inserting in lieu thereof the words "shares of
4 stock account" or the plural thereof.

COMMITTEE ON BANKS, BUILDING AND LOAN,
EARL ELIJAH, *Chairman*.

1 Amend Senate File 118 as follows:

2 1. Amend section 7 by striking lines one (1) to eleven
3 (11) thereof and inserting in lieu thereof the following:

4 "Section three hundred forty-seven point fourteen (347.14),
5 Code 1958, is hereby amended by adding the following new sub-
6 section:

7 'Do all things necessary for the management, control and
8 government of said hospital and exercise all the rights and
9 duties pertaining to hospital trustees generally, unless such
10 rights of hospital trustees generally are specifically denied
11 by this chapter, or unless such duties are expressly charged

12 by this chapter.'"

13 2. Amend section 8, line 7, by inserting after the second
14 word "the" the word "hospital", and by striking the words
15 "and treatment".

16 3. By striking all of section three (3) thereof and
17 renumbering the remaining sections.

18 4. By adding the following new section:

19 "Section three hundred forty-seven point twenty-two (347.22),
20 Code 1958, is hereby repealed and the following inserted in
21 lieu thereof:

22 'In those counties in which the board of supervisors has
23 entered into a contract with a hospital other than a county
24 hospital for the hospital care of indigent persons the board of
25 supervisors shall determine those persons entitled to care at
26 the county's expense.'

ROBERT R. RIGLER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, FEBRUARY 27, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Lyle Dunham, pastor of the Methodist Church, Afton, Iowa.

PETITIONS

By Senator Edelen, from one hundred three residents of Cerro Gordo and adjoining counties favoring proposed tax legislation pertaining to members of the National Guard.

By Senator Elijah, from sixty residents of Cedar and Muscatine Counties relating to the authorities of the county boards of supervisors.

By Senator Gilmour, from sixty residents of Poweshiek County in opposition to liquor by the drink.

By Senator Hansen, from fifty-eight residents of Carroll County in opposition to making mandatory a drivers training program in schools.

By Senator Hill, from thirty-two residents of Jasper County in opposition to liquor by the drink.

By Senator Hoxie, from three hundred forty-four residents of Page County in opposition to liquor by the drink.

By Senator Hoxie, from three hundred fifty-three residents of Page County favoring proposed legislation making mandatory a blood test if driving while intoxicated.

By Senator McCurdy, from fifty-one residents of Mahaska County favoring increased appropriations for aid to the blind.

By Senator Miller, from twenty residents of Woodbury County favoring legislation relating to the licensing of practical nurses.

By Senator Miller, from thirty-three residents of Woodbury County favoring Senate File 264 (pension bill) and Senate File 142 (arbitration bill).

By Senator Putney, from twenty-four residents of Benton County in opposition to liquor by the drink.

By Senator Turner, from eighteen residents of Taylor County in opposition to liquor by the drink and favoring legislation making mandatory a blood test if driving while intoxicated.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate seventeen students from Perkins School of Des Moines who were present in the balcony accompanied by their instructor, Ruth Blome.

INTRODUCTION OF BILL

Senate File 477, by committee on cities and towns, a bill for an act providing for the licensing and strict control of the retail sale of products sold by Iowa state liquor stores and designed to eliminate bootlegging from cities and town of the State of Iowa.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

On motion of Senator Edelen, Senate File 313, a bill for an act to legalize and validate the proceedings of the board of supervisors of Cerro Gordo County, Iowa, authorizing and providing for the issuance of courthouse bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said county, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Edelen moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

Byers	Dykhouse	Nolan
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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 Edelen asked and received unanimous consent that Senate File 313 be immediately messaged to the House, which request was complied with.

On motion of Senator Butler, Senate File 109, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Pocahontas Community School District, in the County of Pocahontas, State of Iowa, in calling a special school bond election and the issuance of school bonds pursuant to said election, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Butler offered the following amendment and moved its adoption:

Amend Senate File 109 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Pocahontas Record-Democrat, a newspaper published at Pocahontas, Iowa, and the Rolfe Arrow, a newspaper published at Rolfe, Iowa, all without expense to the state."

The amendment was adopted.

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

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

Ayes, 46:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Edelen	Hill	Potter	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

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

Senator Butler asked and received unanimous consent that Senate

File 109 be immediately messaged to the House, which request was complied with.

On motion of Senator Prentis, House File 426, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Edelen	Hill	Potter	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

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

Senator Prentis asked and received unanimous consent that House File 426 be immediately messaged to the House, which request was complied with.

On motion of Senator Dewel, House File 233, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Ringsted Benefited Fire District, in the Counties of Emmet, Kossuth and Palo Alto, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, 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, 46:

Boothby	Coleman	Elijah	Fisher
Buck	Dewel	Eppers	Getting
Butler	Edelen	Evans	Gillespie

Gilmour	Long	Prentis	Shaff
Grimstead	Lynes	Price	Shoeman
Hansen	McCurdy	Prince	Stuart
Harbor	Miller	Putney	Turner
Henry	Mincks	Rigler	Vance
Hill	Moore	Ringgenberg	Walker
Hoffman	O'Connor	Schroeder	Weber
Hoschek	O'Malley	Scott	Wolf
Hoxie	Potter		

Nays, none.

Absent or not voting, 4:

Byers	Dykhouse	Frommelt	Nolan
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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 Dewel asked and received unanimous consent that House File 233 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 262, a bill for an act to amend chapter two hundred eighty-one (281), Code 1958, relating to the education of handicapped children, was taken up for further consideration.

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

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

Ayes, 29:

Boothby	Grimstead	Lynes	Ringgenberg
Edelen	Hansen	McCurdy	Schroeder
Elijah	Henry	Miller	Shaff
Eppers	Hill	Mincks	Turner
Fisher	Hoffman	Potter	Vance
Getting	Hoschek	Price	Weber
Gillespie	Hoxie	Rigler	Wolf
Gilmour			

Nays, 14:

Buck	Frommelt	O'Connor	Putney
Butler	Harbor	Prentis	Scott
Coleman	Long	Prince	Walker
Evans	Moore		

Absent or not voting, 7:

Byers	Dykhouse	O'Malley	Shoeman
Dewel	Nolan	(present)	Stuart

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

President pro tempore Lynes took the chair at 10:05 a.m.

THIRD READING OF BILLS

On motion of Senator Evans, Senate File 229, a bill for an act to amend section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	O'Connor	Shaff
Edelen	Henry	O'Malley	Shoeman
Elijah	Hill	Potter	Stuart
Eppers	Hoffman	Prentis	Turner
Evans	Hoschek	Price	Vance
Fisher	Hoxie	Prince	Walker
Frommelt	Long	Putney	Weber
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Byers	Dykhouse	Nolan	Wolf
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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 Evans asked and received unanimous consent that Senate File 229 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, Senate File 273, a bill for an act to amend section four hundred twenty point forty-one (420.41), Code 1958, relating to general powers and provisions of cities under special charter, was taken up and considered.

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

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

Ayes, 47:

Boothby	Eppers	Grimstead	Hoxie
Buck	Evans	Hansen	Long
Butler	Fisher	Harbor	Lynes
Coleman	Frommelt	Henry	McCurdy
Dewel	Getting	Hill	Miller
Edelen	Gillespie	Hoffman	Mincks
Elijah	Gilmour	Hoschek	Moore

O'Connor	Prince	Scott	Vance
O'Malley	Putney	Shaff	Walker
Potter	Rigler	Shoeman	Weber
Printis	Ringgenberg	Stuart	Wolf
Price	Schroeder	Turner	

Nays, none.

Absent or not voting, 3:

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

Senator Miller asked and received unanimous consent that Senate File 273 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoffman, Senate File 23, a bill for an act to provide for destruction of certificate of title by county treasurer three (3) years after date of notification of cancellation or issuance of new title, with report of committee recommending amendment in accordance with the amendment filed by Senator Hoffman and passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman called up the following amendment and moved its adoption:

Amend Senate File 23, section 1, by adding the following paragraph:

"Further amend section three hundred twenty-one point twenty-four (321.24), Code 1958, by inserting following the word 'chapter' in line sixty-seven (67) the words 'after which it may be destroyed'."

The amendment was adopted.

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

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

Ayes, 47:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

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

Senator Hoffman asked and received unanimous consent that Senate File 23 be immediately messaged to the House, which request was complied with.

On motion of Senator Wolf, Senate File 216, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Wolf asked and received unanimous consent that House File 272 be substituted for Senate File 216.

On motion of Senator Wolf, House File 272, a bill for an act relating to judges and courts specifying the status of de facto judges and amending section six hundred five point three (605.3), Code 1958, was taken up and considered.

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

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

Ayes, 43:

Boothby	Gilmour	Miller	Schroeder
Buck	Grimstead	Moore	Scott
Butler	Hansen	O'Connor	Shaff
Coleman	Harbor	O'Malley	Shoeman
Dewel	Henry	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Frommelt	Hoxie	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Byers	Evans	Long	Nolan
Dykhouse	Fisher	Mincks	

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

Senator Wolf asked and received unanimous consent that House File 272 be immediately messaged to the House, which request was complied with.

Senator Wolf asked and received unanimous consent that Senate File 216 be withdrawn from further consideration of the Senate.

On motion of Senator Moore, Senate File 62, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Dunlap, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Moore offered the following amendment and moved its adoption :

Amend Senate File 62, section 2, by striking all of said section and inserting in lieu thereof the following:

"Sec. 2. This Act being of immediate importance shall be in full force and effect from and after its passage and publication in the Dunlap Reporter, a newspaper published at Dunlap, Iowa, and the Denison Review, a newspaper published at Denison, Iowa, without expense to the state."

The amendment was adopted.

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

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

Ayes, 43:

Boothby	Gillespie	Miller	Schroeder
Buck	Gilmour	Moore	Scott
Butler	Grimstead	O'Connor	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Henry	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Byers	Fisher	Long	Nolan
Dykhouse	Harbor	Mincks	

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

Senator Moore asked and received unanimous consent that Senate File 62 be immediately messaged to the House, which request was complied with.

On motion of Senator O'Malley, Senate File 25, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley asked and received unanimous consent that House File 23 be substituted for Senate File 25.

On motion of Senator O'Malley, House File 23, a bill for an act to amend section ninety-seven B point forty-eight (97B.48), Code 1958, relating to the re-employment of Iowa public employees after retirement, was taken up and considered.

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

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

Ayes, 44:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Miller	Schroeder
Coleman	Hansen	Mincks	Shaff
Dewel	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Frommelt	Hoxie	Prince	Weber
Getting	Long	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Byers	Fisher	Nolan	Scott
Dykhouse	Moore		

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

Senator O'Malley asked and received unanimous consent that House File 23 be immediately messaged to the House, which request was complied with.

Senator O'Malley asked and received unanimous consent that Senate File 25 be withdrawn from further consideration of the Senate.

On motion of Senator Hoxie, Senate File 99, a bill for an act to change the final date for filing petitions for improvement of secondary highways by private funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 44:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Miller	Schroeder
Coleman	Hansen	Mincks	Shaff
Dewel	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Frommelt	Hoxie	Prince	Weber
Getting	Long	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Byers	Fisher	Nolan	Scott
Dykhouse	Moore		

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

Senator Hoxie asked and received unanimous consent that Senate File 99 be immediately messaged to the House, which request was complied with.

On motion of Senator O'Malley, Senate File 92, a bill for an act to amend section four hundred five point nineteen (405.19), Code 1958, to provide for employment and payment of appraisers in cities having more than one hundred twenty-five thousand (125,000) population, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 45:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Miller	Schroeder
Coleman	Hansen	Mincks	Shaff
Dewel	Harbor	Moore	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Byers	Nolan	Prince	Scott
Dykhouse			

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

Senator O'Malley asked and received unanimous consent that Senate File 92 be immediately messaged to the House, which request was complied with.

On motion of Senator Elijah, Senate File 178, a bill for an act to declare National TTT Society a corporation, not for pecuniary profit and to confer upon such society all of the powers and duties relating to such corporation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 43:

Boothby	Gilmour	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Butler	Hansen	Mincks	Shaff
Coleman	Harbor	Moore	Shoeman
Dewel	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Frommelt	Hoxie	Price	Weber
Getting	Long	Putney	Wolf
Gillespie	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Evans	Nolan	Scott
Dykhouse	Fisher	Prince	

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

Senator Elijah asked and received unanimous consent that Senate File 178 be immediately messaged to the House, which request was complied with.

On motion of Senator Shaff, Senate File 305, a bill for an act amending section two hundred seventy-four point five (274.5), Code 1958, relating to the limitations of actions questioning the organization, reorganization, enlargement or changes in the boundaries of school corporations, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 305, section 2, line 5, by striking the words "without expense to the state." and inserting in lieu thereof a "period (.)".

The amendment was adopted.

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

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

Ayes, 44:

Boothby	Gillespie	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Butler	Hansen	Mincks	Schroeder
Coleman	Harbor	Moore	Shaff
Dewel	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Byers	Fisher	Nolan	Scott
Dykhouse	Gilmour		

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

Senator Shaff asked and received unanimous consent that Senate File 305 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, Senate File 264, a bill for an act to amend chapter four hundred eleven (411), Code 1958, relating to retirement systems for policemen and firemen, was taken up and considered.

Senator Rigler asked and received unanimous consent that action on Senate File 264 be deferred and that the bill retain its place on the regular calendar.

On motion of Senator Frommelt, Senate File 292, a bill for an act to amend section five hundred nine point one (509.1), Code 1958, relating to group life insurance authorizing credit unions and their members as being included thereunder, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Coleman	Elijah	Frommelt
Buck	Dewel	Eppers	Getting
Butler	Edelen	Evans	Gillespie

Gilmour	Long	Prentis	Shaff
Grimstead	Lynes	Price	Shoeman
Hansen	McCurdy	Prince	Stuart
Harbor	Miller	Putney	Turner
Henry	Mincks	Rigler	Vance
Hill	Moore	Ringgenberg	Walker
Hoffman	O'Connor	Schroeder	Weber
Hoschek	O'Malley	Scott	Wolf
Hoxie	Potter		

Nays, none.

Absent or not voting, 4:

Byers	Dykhouse	Fisher	Nolan
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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 Frommelt asked and received unanimous consent that Senate File 292 be immediately messaged to the House, which request was complied with.

On motion of Senator Grimstead, Senate File 6, a bill for an act to eliminate the stating of color and sex on the absent voter's affidavit, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President McManus took the chair at 11:15 a.m.

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

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

Ayes, 45:

Boothby	Gilmour	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Butler	Hansen	Mincks	Schroeder
Coleman	Harbor	Moore	Shaff
Dewel	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf
Gillespie			

Nays, none.

Absent or not voting, 5:

Byers	Fisher	Nolan	Scott
Dykhouse			

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

Senator Grimstead asked and received unanimous consent that

Senate File 6 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, House File 56, a bill for an act relating to the abolishment of certain boards and commissions created by cities or towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller asked and received unanimous consent that action on House File 56 be deferred and that the bill retain its place on the noncontroversial calendar.

On motion of Senator Coleman, Senate File 184, a bill for an act to include sunflowers, except the garden variety, in the category of secondary noxious weeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 38:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Edelen	Harbor	O'Malley	Shaff
Elijah	Henry	Potter	Shoeman
Eppers	Hill	Prentis	Vance
Evans	Hoxie	Prince	Walker
Frommelt	Long		

Nays, 8:

Hoffman	O'Connor	Stuart	Weber
Hoschek	Price	Turner	Wolf

Absent or not voting, 4:

Byers	Dykhouse	Fisher	Nolan
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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 Coleman asked and received unanimous consent that Senate File 184 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, House File 80, a bill for an act relating to dismissal of employees of the department of public safety, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 40:

Boothby	Getting	Long	Putney
Buck	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Schroeder
Coleman	Grimstead	Miller	Shaff
Dewel	Hansen	Mincks	Shoeman
Edelen	Harbor	Moore	Stuart
Elijah	Henry	O'Connor	Turner
Eppers	Hill	O'Malley	Walker
Evans	Hoschek	Potter	Weber
Frommelt	Hoxie	Prentis	Wolf

Nays, 3:

Hoffman	Price	Vance
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Absent or not voting, 7:

Byers	Fisher	Prince	Scott
Dykhouse	Nolan	Ringgenberg	

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

Senator Rigler asked and received unanimous consent that House File 80 be immediately messaged to the House, which request was complied with.

On motion of Senator Coleman, House File 29, a bill for an act relating to primary noxious weeds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered the following amendment and moved its adoption:

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

"Section 1. Section three hundred and seventeen point one (317.1), Code 1958, is hereby amended by inserting the following after the word '(Rhamnus)' in line ten (10) of subsection one (1):

'and all other species of thistles belonging in genera of *Cirsium* and *Candus*.'

The amendment was adopted.

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

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

Ayes, 39:

Boothby	Coleman	Elijah	Frommelt
Buck	Dewel	Eppers	Getting
Butler	Edelen	Evans	Gillespie

Gilmour	Hoxie	Potter	Shoeman
Grimstead	Lynes	Prentis	Stuart
Hansen	McCurdy	Putney	Turner
Harbor	Miller	Rigler	Vance
Henry	Mincks	Ringgenberg	Walker
Hill	Moore	Schroeder	Weber
Hoffman	O'Malley	Shaff	

Nays, 3:

Hoschek	Price	Wolf
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Absent or not voting, 8:

Byers	Fisher	Nolan	Prince
Dykhouse	Long	O'Connor	Scott

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

Senator Coleman asked and received unanimous consent that House File 29 be immediately messaged to the House, which request was complied with.

On motion of Senator Weber, House File 120, a bill for an act to amend chapter thirty-three (33), Acts of the Fifty-fourth General Assembly, relating to the trust fund of Robert O. Winn, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Butler	Hansen	Mincks	Shaff
Coleman	Harbor	Moore	Shoeman
Dewel	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Byers	Gilmour	Nolan	Prince
Dykhouse	Long	O'Connor	Scott
Fisher			

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

Senator Weber asked and received unanimous consent that House File 120 be immediately messaged to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 12, authorizing payment of certain legislative bills.

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 relating to the control of virulent hog cholera blood or virus.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 352, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for capital improvements, repairs, replacements, alterations, equipment and institutional roads at state institutions and to the state historical society of Iowa for equipment in the Centennial Building at Iowa City.

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 certain expenditures by county boards of supervisors without prior submission to voters of the county.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 147, a bill for an act relating to temporary motor vehicle instruction permits.

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 the highway systems in the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 344, a bill for an act relating to hunting license for children under sixteen years of age.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 76

Amend Senate File 76 as follows:

Amend section one (1), subsection e, by striking from line three (3) thereof the words "director of veterinary research laboratory" and inserting in lieu thereof the words "supervisor of the Iowa veterinary medicine diagnostic laboratory".

HOUSE MESSAGES CONSIDERED

House File 92, a bill for an act relating to certain expenditures by county boards of supervisors without prior submission to voters of the county.

Read first and second times and passed on file.

House File 147, a bill for an act relating to temporary motor vehicle instruction permits.

Read first and second times and passed on file.

House File 340, a bill for an act relating to the highway systems in the state.

Read first and second times and passed on file.

House File 344, a bill for an act relating to hunting license for children under sixteen (16) years of age.

Read first and second times and passed on file.

APPOINTMENT OF COMMITTEE

In accordance with Senate Joint Resolution 8, creating a joint legislative committee relative to an audit of the motor vehicle fuel tax division of the State Treasurer's office, President McManus announced the appointment of the following committee on the part of the Senate: Senators Long, Shaff, Butler, Hoffman and Coleman. Said appointment to become effective upon the receipt of the "Proof of Publication" by the Secretary of State.

BILL SIGNED BY GOVERNOR

A communication was received announcing that on February 26, 1959, the Governor had approved the following bill:

Senate File 237, relating to reciprocity and apportionment of motor vehicle registrations, and to the compensation tax on certain motor vehicles.

REPORT OF COMMITTEE

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred ~~Senate File 419~~, a bill for an act to legalize the action of the board of supervisors of Cass County, Iowa, in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed, begs leave to report it has had the same under consideration and recommends the same ~~do pass~~.

W. C. STUART, *Chairman.*

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 92 Tax revision
 H. F. 147 Highway safety
 H. F. 340 Highways
 H. F. 344 Conservation

AMENDMENTS FILED

1 Amend Senate File 227, section 1, line 4, by striking
2 the words "or association" and inserting in lieu thereof the
3 following: " , that has been operating for at least 10 years,"

RAYMOND R. GILLESPIE.

1 Amend the title to Senate File 252, line 3, by striking
2 the words "mourning doves" and inserting in lieu thereof the
3 word "starlings".
4 Further amend Senate File 252, section 1, line 4, by
5 striking the words "mourning doves" and inserting in lieu
6 thereof the word "starlings".

RAYMOND R. GILLESPIE.

1 Amend Senate File 454 by striking section 4 and insert-
2 ing in lieu thereof the following:
3 "Sec. 4. This Act being deemed of immediate importance shall
4 take effect and be in force from and after its publication in the
5 Evening Sentinel, a newspaper published at Shenandoah, Iowa, and
6 in the Hamburg Reporter, a newspaper published at Hamburg, Iowa."

FRANK HOXIE.

1 Amend Senate Joint Resolution 16 as follows: Strike all
2 after the enacting clause and insert in lieu thereof,
3 "Section 1. The following amendment to the Constitution of
4 the State of Iowa is hereby proposed:
5 Section six (6) of Article Three (III) of the Constitution
6 of the State of Iowa and sections thirty-four (34), thirty-
7 five (35) and thirty-six (36) of said Article Three (III) as
8 adopted by amendment in 1904 A.D. and the amendment to section
9 thirty-four (34) of Article Three (III) adopted in 1928 A.D.
10 are hereby repealed and the following adopted in lieu thereof:
11 'Section 6. The Senate shall consist of fifty members so
12 classified by lot, that one class, being as nearly one half
13 as possible, shall be elected every two years. Senators shall
14 be elected from districts established by law.
15 'Section 34. The senatorial districts shall be established
16 by law at the first regular session of the General Assembly
17 held after adoption of this amendment and not oftener than
18 once in each ten-year period thereafter. The senatorial
19 districts shall be so established that each county having a
20 population or more than one hundred thousand shall have one
21 senator and the remaining senators apportioned among districts
22 composed of two or more counties, but no district shall have
23 more than one senator.
24 'Section 35. The House of Representatives shall consist
25 of members elected at each general election and apportioned
26 in the following manner. The ratio of representation shall
27 be thirty thousand. Every county shall constitute one
28 representative district and shall be entitled to one repre-
29 sentative for each multiple in population of the ratio number
30 plus one additional representative where the population exceeds
31 a multiple of the ratio number by one-half or more of such
32 ratio number, but every county shall be entitled to at least
33 one representative. On the taking of each decennial census
34 of the United States the secretary of state shall certify,

35 to the next succeeding regular general assembly and to the
36 supreme court, the official whole number of inhabitants of
37 the state and the population of each county.

38 'Section 36. Upon receipt by the general assembly in
39 regular session of the official certification by the secre-
40 tary of state of the population of the state and counties
41 after each decennial national census, the assembly shall
42 divide each county entitled to more than one representative
43 into representative subdistricts of contiguous territory, as
44 compact and nearly equal in population as may be, in each of
45 which one representative shall be elected at the succeeding
46 general election. Upon failure of the general assembly to
47 so act at said session, said duty shall devolve upon the
48 supreme court and its order shall be entered and certified to
49 the governor and to the presiding officers of the general
50 assembly and be effective until reapportionment after the
51 next succeeding decennial census.'

52 Sec. 2. The foregoing proposed amendment to the Consti-
53 tution of the State of Iowa is hereby referred to the General
54 Assembly to be chosen at the next general election and the
55 Secretary of State is directed to cause the same to be pub-
56 lished as provided by law for three months previous to the
57 time of making such choice."

DUANE E. DEWEL.

1 Amend Senate Joint Resolution 16 as follows:

2 1. By striking all after the enacting clause and
3 inserting in lieu thereof the following:

4 "Section 1. The following amendment to the constitution
5 of the State of Iowa is hereby proposed:

6 1. Section three (3) of article three (III) of the
7 constitution of the State of Iowa as amended in eighteen
8 hundred eighty-four (1884) and nineteen hundred sixteen (1916),
9 A.D., section four (4) of article three (III) as amended in
10 eighteen hundred eighty (1880) and nineteen hundred twenty-six
11 (1926), A.D., sections five (5) and six (6) of article three
12 (III), section thirty-four (34) of article three (III) as
13 amended in nineteen hundred four (1904) and nineteen hundred
14 twenty-eight (1928), A.D., sections thirty-five (35) and
15 thirty-six (36) of article three (III) as amended in nineteen
16 hundred four (1904), A.D., and section thirty-seven (37) of
17 article three (III) are hereby repealed and the following
18 adopted in lieu thereof:

19 'Sec. 3. The members of the house of representatives shall
20 be chosen at general elections by the qualified electors of
21 their respective districts, or at large, as the case may be,
22 and their terms of office shall commence on the first day of
23 January next after their election, and continue two (2) years,
24 and until their successors are elected and qualified.'

25 'Sec. 4. No person shall be a member of the house of
26 representatives unless at the time of his election he shall
27 have attained the age of twenty-one (21) years, be a citizen of
28 the United States, shall have been a resident of this state one
29 (1) year, and, if elected from a representative district and
30 not at large, of such district sixty (60) days.'

31 'Sec. 5. Senators shall be chosen at general elections for

32 terms of four (4) years, except as otherwise provided for in this
33 section and in section six (6) of this article, which terms
34 shall commence on the first day of January next following their
35 election, and shall continue until their successors are elected
36 and qualified. No person shall be a member of the senate
37 unless at the time of his election he shall have attained the
38 age of twenty-five (25) years and shall possess the same
39 qualifications as representatives with respect to citizenship
40 and residence within the state and senatorial district.

41 'The terms of senators serving at the time when the first
42 redistricting is to be accomplished under the provisions of
43 section thirty-six (36) of this article shall terminate on the
44 last day of December following the general election held in
45 nineteen hundred sixty-four (1964). At such general election
46 senators shall be elected from the several senatorial districts
47 as provided by section six (6) of this article or at large as
48 provided by sections thirty-six (36) and thirty-eight (38)
49 of this article, as the case may be.

50 'Following any subsequent redistricting pursuant to section
51 thirty-six (36) of this article, the terms of senators elected
52 from those districts the boundary lines of which shall be
53 changed thereby shall terminate on the last day of December
54 following the general election first held after such redistrict-
55 ing. Likewise, in the event that there shall be an election
56 of senators at large under the provisions of section thirty-six
57 (36) or thirty-eight (38) of this article, the terms of all
58 incumbent senators shall terminate on the last day of December
59 following such election at large. The terms of senators elected
60 at large shall be two (2) years.

61 'Those senators whose terms would not terminate on or before
62 the first day of January, 1965, except for the provisions of
63 this section, and who are not elected senators at such general
64 election, may be paid such sum as shall be established by the
65 general assembly at the next regular session.'

66 'Sec. 6. The senatorial districts established in the first
67 redistricting under section thirty-six (36) of this article
68 and in the first redistricting after an election at large
69 shall be numbered consecutively in the legislative redistricting
70 act or redistricting statement so that odd-numbered and even-
71 numbered districts shall be equal in number or nearly so. The
72 terms of senators elected from odd-numbered districts shall
73 terminate on the last day of December following a presidential
74 election, and the terms of senators elected from even-numbered
75 districts shall terminate on the last day of December of the
76 alternate even-numbered years. Accordingly, the terms of
77 senators elected from one (1) of the two (2) classes of numbered
78 districts in the first general election held after the first
79 redistricting and in the first general election after a
80 redistricting becomes effective or after an election at large,
81 shall be four (4) years, and the terms of senators elected from
82 the other class of numbered districts shall be two (2) years.
83 In subsequent redistrictings the general assembly or redistricting
84 commission shall so assign numbers to senatorial districts, the
85 boundary lines of which shall be changed, and to senatorial
86 districts established thereby, as to conform, as far as possible,

87 to those existing before such redistricting, to the end that
88 such boundary changes shall cause the least practicable
89 adjustment of terms of incumbent senators. The first terms of
90 senators elected from such districts shall be two (2) or four (4)
91 years depending on the class of their respective districts.’
92 ‘Sec. 34. In each redistricting accomplished under section
93 thirty-six (36) of this article, senatorial districts shall be
94 established, each entitled to one (1) senator. Senatorial districts
95 shall be so established that each county having a population
96 of two (2) percent or more of the whole number of the population
97 of the state, as shown by the most recent national decennial
98 census, shall constitute a senatorial district; provided,
99 however, that in the event there shall be an even number of
100 such counties, the next most populous county shall also
101 constitute a senatorial district. The remaining counties shall
102 be divided into senatorial districts, each composed of two (2)
103 contiguous counties.’

104 ‘Sec. 35. In each redistricting accomplished under section
105 thirty-six (36) of this article, representative districts shall
106 be established, each entitled to one (1) member of the house of
107 representatives. The ratio of representation in the house of
108 representatives shall be determined by dividing the whole
109 number of the population of the state, as shown by the last
110 national decennial census, by one hundred twenty-five (125).
111 The boundaries of representative districts shall be so drawn
112 that each district shall have a population equal to that of
113 every other district, a deviation of not more than ten (10) per
114 cent from the ratio number being allowed, shall consist of
115 compact and contiguous territory, and shall, as far as possible,
116 lie wholly within a single county.’

117 ‘Sec. 36. The general assembly in nineteen hundred sixty-
118 three (1963) and every ten (10) years thereafter shall redistrict
119 the state into senatorial and representative districts in a
120 single legislative enactment. In the event any such session of
121 the general assembly shall fail by the first day of July following
122 the convening of such session to so redistrict the state,
123 then such redistricting shall be accomplished by a commission.
124 Within thirty (30) days after such first day of July the state
125 central committee of each of the two (2) political parties
126 casting the highest number of votes for governor in the last
127 preceding election shall submit to the governor a list of ten
128 (10) resident, qualified voters. Within fifteen (15) days
129 after the receipt of such lists, but not later than the fifteenth
130 (15) day of August, the governor shall appoint a commission of
131 ten (10) members, five (5) from each list. If either of the
132 state central committees shall fail to submit such a list within
133 the time prescribed, the governor shall appoint five (5) members
134 of his choice from among the resident, qualified voters of the
135 party of such committee. Each member of the redistricting
136 commission may receive such compensation as shall be established
137 by law.

138 ‘The redistricting commission shall redistrict the state
139 into senatorial and representative districts in the manner
140 prescribed in sections thirty-four (34) and thirty-five (35) of
141 this article and shall file with the secretary of state a full

142 statement of the senatorial and representative districts and
143 their boundaries. No redistricting statement shall be valid
144 unless it shall have been approved by seven (7) members of such
145 commission. If the redistricting commission does not file the
146 required statement within four (4) months of its appointment, it
147 shall stand discharged, and at the next general election senators
148 and members of the house of representatives shall be elected
149 from the state at large.

150 'Whenever it shall be necessary under the provisions of this
151 section or of section thirty-eight (38) of this article to
152 nominate and elect senators and members of the house of
153 representatives at large, the numbers thereof shall be as fixed
154 for the preceding general assembly. Following such an election
155 at large, the general assembly at its next regular session shall
156 redistrict the state as specified in the first sentence of this
157 section, but if it fails to do so, another redistricting
158 commission shall be appointed by the governor in the same manner,
159 with the same duties and powers and with the same effect as
160 hereinbefore provided, and so on, until a valid redistricting of
161 senatorial and representative districts is secured in the decade
162 ending in nineteen hundred seventy-two (1972) and in each decade
163 thereafter, but there shall be only one (1) valid redistricting
164 during any particular decade.

165 'A redistricting shall become effective on the first day of
166 January following the general election first held after the
167 adoption of the legislative redistricting act or the filing of
168 the redistricting statement, as the case may be.'

169 'Sec. 27. When a congressional, senatorial or representative
170 district shall be composed of two (2) or more counties, or parts
171 of two (2) or more counties, it shall not be entirely separated
172 by any county belonging to any other district.

173 2. Section thirty-eight (38) of article three (III) of the
174 constitution of the State of Iowa is hereby designated section
175 thirty-nine (39) of article three (III).

176 3. The following is hereby adopted as section thirty-eight
177 (38) of article three (III) of the constitution of the State of
178 Iowa:

179 'Sec. 38. Redistricting by the general assembly or by a
180 redistricting commission shall be subject to judicial review
181 upon the petition of a qualified voter filed in the district
182 court of Iowa, in and for Polk County, within thirty (30) days
183 after the adoption of the legislative redistricting act or the
184 filing of the redistricting statement, as the case may be. The
185 rules of civil procedure shall be applicable to such action. The
186 district and supreme courts shall give precedence to such petition
187 over all other causes and proceedings, and either court may, if
188 it finds such legislative act or redistricting statement invalid
189 for any reason, enjoin any action thereunder. If such legislative
190 enactment or redistricting statement shall be finally adjudicated
191 to be unconstitutional or if action under such act or statement
192 shall be enjoined, then senators and representatives shall be
193 elected at the next general election from the state at large.
194 Thereafter, the provisions of section thirty-six (36) of this
195 article shall be followed until a valid redistricting is secured
196 for the particular decade.

197 ‘In the event that prior to a final adjudication of the
198 constitutionality of the legislative redistricting act or of
199 the redistricting statement, nominations of senators and
200 representatives shall have been made and such nominations
201 shall not be in accord with the effect of such adjudication,
202 the requisite number of qualified candidates for senators and
203 representatives shall be chosen in the manner prescribed by
204 law.’

205 Sec. 2. The foregoing proposed amendment is hereby referred
206 to the general assembly to be chosen at the next general
207 election for members of the general assembly and if approved
208 such amendment shall be submitted to the people at a special
209 election held in 1961, and the secretary of state shall cause
210 the same to be published for three (3) consecutive months
211 previous to the date of said election as provided by law.”

212 2. By striking all of the title after the word “proposing”
213 in line 1 and inserting in lieu thereof the following: “amendments
214 to the constitution of the State of Iowa relating to the
215 apportionment, the terms and qualifications, the time and manner
216 of the election of members of the house of representatives and
217 senators in the general assembly, the establishment of the ratio
218 of representation in the house of representatives and in the
219 senate, the manner of establishing representative and senatorial
220 districts, the formation of a congressional, senatorial or
221 representative district composed of two (2) or more counties
222 or parts of two (2) or more counties, and the payment of
223 compensation to senators whose terms shall expire by reason of
224 redistricting before the time such terms would otherwise expire
225 and who shall not be elected senators.”

C. EDWIN GILMOUR.
JACK SCHROEDER.

On motion of Senator Schroeder, and in accordance with Senate
Concurrent Resolution 5, the Senate adjourned until 11:00 a.m.,
Monday, March 9, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 9, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Clarence Van Essen, pastor of the Christian Reformed Church, Cedar, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Nolan for the day on request of Senator Rigler.

PETITIONS

By Senator Buck, from twenty-three residents of Marshall County in opposition to liquor by the drink.

By Senator Butler, from fifty-one residents of Humboldt and Pocahontas Counties favoring an open season on doves.

By Senator Fisher, from seventeen residents of Warren County in opposition to liquor by the drink and a referendum pertaining to same. Favoring legislation making mandatory a blood test if driving while intoxicated.

By Senator Fisher, from twenty residents of Warren County in opposition to abandonment of railroad stations and services.

By Senator Fisher, from eighty-three residents of Warren County in opposition to an open season on mourning doves.

By Senator Hansen, from thirty residents of Sac and adjoining counties urging the dredging and improvement of North Twin Lake.

By Senator Long, from twenty-seven residents of Buchanan and Delaware Counties in opposition to liquor by the drink.

By Senator O'Malley, from thirty-three residents of Wapello County favoring increased state aid to schools.

By Senator Ringgenberg, from sixty-five residents of Story County in opposition to liquor by the drink.

By Senator Walker, from ten residents of Hamilton County in opposition to liquor by the drink.

By Senator Weber, from thirty-five residents of the State of Iowa favoring proposed legislation relating to state aid to schools.

PRESENTATION OF VISITORS

Senator Elijah asked and received unanimous consent to present to the Senate eighteen students from the Lowden High School, members of the basketball team, who were present in the balcony accompanied by their coach, Dan Boardsen.

Senator Elijah also presented to the Senate seven students from the Lisbon High School were present in the balcony accompanied by their instructor, Mr. Lekwa.

Senator Getting asked and received unanimous consent to present to the Senate nineteen students from the Moneta High School who were present in the balcony accompanied by their instructors, Don Robson and Wayne Woodall.

Senator Dewel asked and received unanimous consent to present to the Senate the members of the Emmetsburg High School basketball team who were present in the balcony accompanied by their principal, Leonard Martz, and their coaches, Clinton Stille and John Poulson.

HOUSE AMENDMENT CONSIDERED

Senator Putney called up for consideration Senate File 76, a bill for an act relating to the control of virulent hog cholera blood or virus, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 76 as follows:

Amend section one (1), subsection e, by striking from line three (3) thereof the words "director of veterinary research laboratory" and inserting in lieu thereof the words "supervisor of the Iowa veterinary medicine diagnostic laboratory".

The Senate concurred in the House amendment.

Senator Putney 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

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

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent that the Senate take up out of order Senate File 419.

On motion of Senator Shoeman, Senate File 419, a bill for an act to legalize the action of the board of supervisors of Cass County, Iowa, in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

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

Senator Shoeman asked and received unanimous consent that Senate File 419 be immediately messaged to the House, which request was complied with.

On motion of Senator Putney, Senate File 263, a bill for an act relating to the per diem salary of county, municipal and school examiners, was taken up and considered.

Senator Putney asked and received unanimous consent that House File 199 be substituted for Senate File 263.

On motion of Senator Putney, House File 199, a bill for an act relating to the per diem salary of county, municipal, and school examiners, was taken up and considered.

Senator Putney asked and received unanimous consent to withdraw the amendment filed to House File 199 by Senators Putney and Scott and found on page 449 of the Senate Journal.

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

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

Ayes, 42:

Boothby	Gillespie	Miller	Rigler
Buck	Gilmour	Mincks	Ringgenberg
Butler	Grimstead	Moore	Schroeder
Dewel	Hansen	O'Connor	Shaff
Dykhouse	Harbor	O'Malley	Shoeman
Edelen	Henry	Potter	Stuart
Elijah	Hill	Prentis	Turner
Eppers	Hoffman	Price	Vance
Fisher	Hoxie	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting	McCurdy		

Nays, 2:

Coleman Hoschek

Absent or not voting, 6:

Byers	Long	Scott	Walker
Evans	Nolan		(present)

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

Senator Putney asked and received unanimous consent that Senate File 263 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 264, a bill for an act to amend chapter four hundred eleven (411), Code 1958, relating to retirement systems for policemen and firemen, was taken up for further consideration.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 264 by adding the following paragraph at the end of section 1:

"Disease under this section shall mean heart disease or any disease of the lungs or respiratory tract and shall be presumed to have been contracted while on active duty as a result of strain or the inhalation of noxious fumes, poison or gases."

The amendment was adopted.

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

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

Ayes, 46:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Byers	Evans	Nolan	Scott
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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 passed the following bill in which the concurrence of the House was asked:

Senate File 419, a bill for an act to legalize the action of the board of supervisors of Cass County, Iowa, in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed.

WILLIAM R. KENDRICK, *Chief Clerk.*

PROOF OF PUBLICATION

Published copy of Senate File 100 and verified proof of publication of said bill in the Bettendorf Press, and in The Daily Times, Davenport, Iowa, on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 352 and House Files 23, 29, 33, 34, 39, 47, 80, 120, 218, 233, 272 and 426.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 352; and House Files 23, 29, 33, 34, 39, 47, 80, 120, 218, 233, 272 and 426.

BILL SENT TO THE GOVERNOR

Senator Getting, 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 March, 1959, sent to the Governor for his approval: Senate File 352.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEE

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 113**, a bill for an act to amend section two hundred seventy-five point twenty-seven (275.27), Code 1958, relating to reorganization of school districts, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 113 by striking from line 7 the word "said" and inserting in lieu thereof the words "and this".

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 235**, a bill for act relating to the sale of real estate by the state board of regents and the use of the proceeds of such sales, begs leave to report it has had the same under consideration and recommends the same **do pass.**

ROBERT R. RIGLER, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 57 as follows:

2 By striking all after the enacting clause and substi-
3 tuting the following therefor:

4 Section 1. Section four hundred twenty-eight point
5 twenty-five (428.25), Code 1958, is hereby amended by adding the
6 following sentence at the end of the section: "Provided, how-
7 ever, that this section shall not apply to the assessment of
8 machinery and equipment of electric light and power plants as
9 defined in this chapter."

10 Sec. 2. Section four hundred twenty-eight point twenty-
11 eight (428.28), Code 1958, is hereby amended by adding after the
12 word "town" in line twelve (12) the words "or other taxing dis-

13 trict", and by adding the following sentence at the end of the
14 section: "Such reports with respect to electric light or power
15 plants shall also state, for each taxing district in the state,
16 the gross revenues for the preceding calendar year received by
17 such individual, copartnership, corporation or association from
18 the sale at retail of electric light and power to consumers
19 within such taxing district."

20 Sec. 3. Chapter four hundred twenty-eight (428), Code
21 1958, is hereby amended by adding thereto the following new sec-
22 tion: "The assessed value of all machinery and equipment of
23 electric light and power plants, when determined by the state
24 tax commission, shall be apportioned by the commission among
25 all taxing districts of the state in which the individual, co-
26 partnership, corporation or association operating such plant or
27 plants furnishes electric light and power to consumers at re-
28 tail, in such proportion as the gross revenues received by such
29 individual, copartnership, corporation or association during the
30 previous calendar year for sales of such service to consumers at
31 retail within such taxing district bear to the total gross reve-
32 nues received by such individual, copartnership, corporation or
33 association during such calendar year for sales of such service
34 at retail to consumers in all taxing districts of the state in
35 which such individual, copartnership, corporation or association
36 furnishes such service."

37 Sec. 4. Chapter four hundred twenty-eight (428), Code
38 1958, is hereby amended by adding thereto the following new sec-
39 tion: "For the purposes of this chapter, 'machinery and equip-
40 ment of electric light and power plants' shall consist of all
41 machinery, equipment, devices, engines, facilities and apparatus
42 found in any electric generating plant or about the site thereof
43 and used or useful directly or indirectly in connection with the
44 production and generation of electric light and power intended
45 ultimately to be sold at retail, including, without restricting
46 the generality of the foregoing, all fuel and fuel handling and
47 feeding equipment, boilers, boiler feed system, stacks, engines,
48 water wheels, turbines, generators, condensers, pumps, water
49 cooling, circulating and purification apparatus, protective and
50 safety devices, piping, conduit, wires, cables, switches, breakers,
51 switchgear, transformers, instruments, meters, control, communi-
52 cation and recording equipment, relays, cleaning and cooling
53 systems, office and maintenance equipment, all auxiliaries and
54 accessories thereto, and all other materials, supplies and equip-
55 ment used or kept at the station site and used or intended for
56 the operation, maintenance, replacement or repair of any of such
57 machinery or equipment or of the station site or of the buildings
58 or structures thereon; but such machinery and equipment shall
59 not include land, or any building or structure in which such
60 machinery or equipment is installed, kept or housed, or any dis-
61 tribution or transmission line, substation, transformer, switch
62 or other apparatus for distribution or transmission of electric
63 light and power outside any such electric generating plant. The
64 state tax commission may establish rules and regulations not
65 inconsistent with the provisions of this chapter for the admin-
66 istration thereof."

67 Sec. 5. Except as otherwise specifically provided in
68 this Act, the provisions of Sections four hundred twenty-eight

69 point twenty-four (428.24) to four hundred twenty-eight point
70 thirty-three (428.33) shall apply to assessments made under
71 this Act.

72 Sec. 6. Section four hundred thirty-seven point thir-
73 teen (437.13), Code 1958, is hereby amended by adding at the be-
74 ginning of said section in line one (1) the words "Except as
75 otherwise provided with respect to machinery and equipment of
76 electric light and power plants by chapter four hundred twenty-
77 eight (428),".

78 Sec. 7. All laws or parts of laws in conflict here-
79 with are hereby repealed.

80 Sec. 8. For the year 1959 and thereafter, property
81 subject to this Act shall be assessed and taxes thereon collected
82 under this Act, but nothing herein contained shall affect the
83 assessment of property or collections of taxes on such property
84 for the year 1958 or prior years, which shall continue to be
85 governed by the statutes existing prior to the effective date
86 of this Act.

CARROLL PRICE.
CARL RINGENBERG.
FRANCIS A. TURNER.

1 Amend Senate File 134 by adding thereto the following:

2 "Sec. 2. This Act being deemed of immediate
3 importance shall take effect and be in force from
4 and after its publication in the Hamburg Reporter,
5 a newspaper published in Hamburg, Iowa, and in the
6 Garner Leader and Signal, a newspaper published in
7 Garner, Iowa."

WALTER E. EDELEN.

1 Amend the amendment to Senate File 266 filed by Miller

2 February 19, 1959 by striking the word "license" in line
3 9 and inserting in lieu thereof the following: "regular
4 license, but (except in the case of a public utility employee)
5 may be required to obtain a maintenance permit authorizing him
6 to do electrical work solely for said establishment."

JACK MILLER.

1 Amend Senate File 424 by adding a new section as follows:

2 "Sec. 2. Section four hundred sixty-seven A point seven
3 (467A.7), Code 1958, is amended by adding a new subsection as
4 follows:

5 "Wherever soil is taken by condemnation for highway improve-
6 ment from adjoining privately owned farm land the top soil of
7 such land shall first be removed and conserved and upon comple-
8 tion of the project shall be replaced so far as possible in as
9 tillable condition on said farm land as before the taking. The
10 commissioners of the soil conservation district in which such
11 highway is located shall have the duty to enforce this provision."

JOHN A. WALKER.

1 Amend House File 53 by striking all after the

2 word "trucks" in section 1, line 8 and inserting
3 in lieu thereof the following: "equipped with pneumatic tires
4 with a gross weight not exceeding five (5) tons, and truck-
5 tractors transporting anhydrous ammonia or other liquid commercial

6 fertilizer used by owners of agricultural operations or dealers
7 and distributors in delivering to, and supplying such owners'."

RAYMOND R. GILLESPIE.

1 Amend Senate File 420 by striking all after the enacting
2 clause and inserting in lieu thereof the following:

3 Section 1. Section ninety-six point three (96.3), subsec-
4 tion four (4), Code 1958, is hereby amended as follows:

5 1. By striking from line seven (7) the word "Thirty" and
6 inserting in lieu thereof the word "forty (40)".

7 2. By striking from line eight (8) the word "five" and
8 inserting in lieu thereof the word "fifteen (15)".

9 Sec. 2. Section ninety-six point three (96.3), subsection
10 five (5), Code 1958, is hereby amended as follows:

11 1. By striking from lines five (5) and six (6) the words
12 "twenty four" and inserting in lieu thereof the word "thirty
13 (30)".

14 2. By striking from line fourteen (14) the words "two
15 hundred" and inserting in lieu thereof the words "three
16 hundred fifty (350)".

17 Sec. 3. Section ninety-six point four (96.4), subsection
18 four (4), Code 1958, is hereby amended by adding a new paragraph
19 to read as follows:

20 "d. He was forced to leave work for the sole reason that
21 he was sick or disabled, notified his employer of that fact as
22 soon as it was reasonably practicable to do so, and returned to
23 that employer and offered himself for work as soon as he was
24 again able to work, provided however that in case of doubt that
25 an individual was sick or disabled, or as to the duration of any
26 such sickness or disability, the commission may, or if the
27 employee requests it, the commission requires a doctor's
28 certificate to establish the fact or facts that is or are in
29 doubt.

30 Sec. 4. Section ninety-six point five (96.5), subsection
31 one (1), Code 1958, is hereby amended by striking therefrom the
32 first three (3) lines and inserting in lieu thereof the follow-
33 ing:

34 "If the commission shall find that he has quit his work
35 voluntarily without good cause attributable to his employer.
36 Such disqualification shall apply only to benefits based upon
37 wages paid to him by the employer from whose employment such
38 voluntary separation occurred."

39 Sec. 5. Section ninety-six point five (96.5), subsection
40 three (3), Code 1958, is hereby amended by striking therefrom
41 the first seven (7) lines constituting the first paragraph
42 thereof and inserting in lieu thereof the following:

43 "If the commission finds that, being unemployed, he has
44 failed without good cause to apply for available, suitable
45 work when so directed by the employment office or the commission
46 or to accept in good faith suitable work when offered him, he
47 shall forfeit not less than two (2) nor more than nine (9)
48 weeks benefits as may be ordered by the commission."

ANDREW G. FROMMELT.

1 Amend Senate File 477 as follows:

2 1. Amend the title of Senate File 477 by striking
3 the words "retail sale of" from line 2.

4 2. Further amend Senate File 477 by striking all after
5 the enacting clause and inserting in lieu thereof the follow-
6 ing:

7 "Section 1. No private, fraternal, service, golf,
8 or country club or association shall allow their members
9 or guests to consume alcoholic beverages in excess of
10 four (4) per cent alcohol by weight that such members
11 or guests bring upon the premises unless such club or
12 association obtains an annual permit as hereinafter
13 provided.

14 "Sec. 2. City and town councils and county boards
15 of supervisors acting as local permit boards under the
16 supervision of the state permit board may issue permits
17 as provided in section one (1) of this Act within their
18 respective jurisdictions and shall revoke them for
19 violations of this Act or of any law pertaining to traffic
20 in alcoholic beverages or beer. Permits shall be issued
21 and revoked in the manner provided in chapter one hundred
22 twenty-four (124) of the Code, for the issuance of and
23 revocation of beer permits.

24 "Sec. 3. An annual permit shall be issued to a club
25 or association under the following terms and conditions:

26 1. A written application shall be submitted under
27 oath on forms prescribed and furnished by the state permit
28 board which shall materially embrace the following:

29 a. The names and addresses of all officers and all
30 persons, firms, or corporations owning or controlling all
31 real and personal property used by the club or associa-
32 tion.

33 b. The names and addresses of all persons respon-
34 sible for the operation of the club or association, the
35 names and addresses of all employees, and the compensa-
36 tion paid all such persons the preceding calendar year.

37 c. The names, addresses, and occupation of all
38 members of the club or association.

39 d. A copy of the organization charter and articles
40 of incorporation, if a corporation.

41 e. The location of all buildings used by the
42 applicant and the use to which each is put.

43 f. Any other information deemed relevant by the
44 state board.

45 2. The application shall be submitted within sixty
46 (60) days of the desired effective date if an initial
47 permit or within sixty (60) days of the expiration date,
48 except that all clubs or associations now operating shall,
49 within twenty-one (21) days from and after July 4, 1959,
50 submit their application, following which they may continue
51 to operate unless the application is denied.

52 3. The application shall be approved by a majority
53 of the members who have paid their current dues, present
54 at a meeting called to consider obtaining such a permit.

55 4. All officers and employees of the club or associa-
 56 tion shall be of good moral character. No permit shall be
 57 issued to any club or association whose officers or employees,
 58 or any one of them, has been convicted of a violation of any
 59 state or federal law pertaining to traffic in alcoholic
 60 beverages, beer, or narcotics or convicted of a felony or
 61 indictable misdemeanor.

62 5. The club or association shall be now and here-
 63 after located within an area zoned for commercial purposes
 64 or, if the particular area is not subject to a zoning code,
 65 within an area wherein at least fifty (50) per cent of all
 66 the property located in a three hundred (300) foot radius
 67 is used for commercial purposes.

68 6. All buildings used by the club or association
 69 shall conform to applicable building, health, and fire
 70 prevention laws.

71 7. The applicant shall pay an annual fee of one
 72 thousand (1,000) dollars, except as hereinafter provided,
 73 for each separate building or affiliated club or associa-
 74 tion where such alcoholic beverages are consumed. The
 75 proceeds shall be payable one-half ($\frac{1}{2}$) to the general
 76 fund of the state and one-half ($\frac{1}{2}$) to the general fund
 77 of the governing body authorized to issue such permit to
 78 be used by such body to enforce this Act. In addition,
 79 an annual bond shall be executed in favor of the state in
 80 such form as is prescribed by the state permit board with
 81 good and sufficient sureties approved by the local permit
 82 board in the penal sum of five thousand (5,000) dollars
 83 which shall be to insure the faithful observance of this
 84 Act. The applicant and surety shall agree, that if the
 85 permit is subsequently revoked the principal sum of the
 86 bond shall be forfeited. If the applicant has been in
 87 operation as such a club or association for at least ten
 88 (10) years prior to July 4, 1959 and has not been convicted
 89 of violating any law pertaining to alcoholic beverages or
 90 beer, the permit fee shall be one hundred (100) dollars;
 91 however, the bond required shall be the same.

92 "Sec. 4. From and after July 4, 1959 such a
 93 permit shall not be issued any club or association
 94 unless it has been in continuous operation as such
 95 club or association for at least five (5) years prior
 96 to the date of application.

97 "Sec. 5. The permit shall at all times be promi-
 98 nently displayed in the area of such club or association
 99 where alcoholic beverages are consumed."

EUGENE M. HILL.
 CARL H. RINGGENBERG.
 EARL ELIJAH.

AMENDMENT TO THE RULES

- 1 Amend the temporary rules of the Senate adopted January 12, 1959,
- 2 Rule 38, by adding the following to the title: "and Steering Committee".
- 3 Further amend Rule 38 by inserting the following as the first
- 4 paragraph:
- 5 "A Steering Committee, consisting of eight (8) members of the

6 majority part and four (4) members of the minority party, shall be
7 appointed on a constitutional vote of the Senate. They shall arrange the
8 order of all bills on the Senate calendar and shall serve until the Sifting
9 Committee is appointed, when all bills are referred to the Sifting
10 Committee."

J. KENDALL LYNES, *Chairman,*
Rules Committee.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 10, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend C. M. Videbeck, pastor of the St. Paul's Lutheran Church, Atlantic, Iowa.

PETITIONS

By Senator Coleman, from twenty-three residents of Calhoun County in opposition to the appointment of J. C. Wright as State Superintendent of Public Instruction.

By Senator Harbor, from one thousand eight hundred six residents of the State of Iowa in opposition to the appointment of J. C. Wright as State Superintendent of Public Instruction.

By Senator Hill, from twenty residents of Jasper County urging a better driver licensing program.

By Senator Hoxie, from nineteen residents of Fremont County favoring a swimming pool, bathhouse and museum in Waubonsie State Park.

By Senator Hoxie, from fifteen residents of Page County favoring proposed legislation making mandatory a blood test if driving while intoxicated.

By Senator Hoxie, from one hundred seventy-five residents of Page County in opposition to liquor by the drink.

By Senator Hoxie, from thirty-three residents of Page County urging the dredging and improvement of North Twin Lake.

By Senator Miller, from the Sioux City Safety Council in support of a chemical test of drivers with respect to driving while under the influence of alcohol and compulsory driver training of minors under age eighteen.

By Senator Miller, from fifteen city and town councils urging an increase in allocation of road use monies to cities and towns.

By Senator O'Malley, from seven residents of Dallas County urging a more equitable distribution of the road use tax money.

By Senator O'Malley, from twelve residents of Woodbury County favoring proposed legislation relating to state aid for schools; also,

opposing optional participation in the Iowa public employees retirement system; and also, in opposition to placing the office of superintendent of public instruction on an elective basis.

By Senator Scott, from eighteen residents of Allamakee County favoring legislation authorizing the board of control to construct a building equipped for the care of the infirm at the Soldiers Home at Marshalltown.

By Senator Scott, from thirteen residents of Fayette County in opposition to the abandonment of railroad stations and services.

By Senator Scott, from seventeen residents of Worth County favoring a salary increase for conservation officers.

By Senator Stuart, from nine residents of the State of Iowa favoring a merit system for state employees, and from three hundred forty residents of the State of Iowa in opposition to a merit system for state employees.

By Senator Vance, from thirty-five residents of Washington and adjoining counties in opposition to liquor by the drink.

ADDITIONAL COPIES

Senator Long asked and received unanimous consent that three hundred additional copies of Senate File 3 be printed.

SENATE FILE 44 RE-REFERRED

Senator Prentis asked unanimous consent that Senate File 44 be re-referred to the committee on appropriations.

Objection was raised.

Senator Prentis moved that Senate File 44 be re-referred to the committee on appropriations.

Senator Schroeder referred to Rule 21 of the temporary rules of the Senate and stated that in his opinion Senate File 44 should go through the usual channels of all bills carrying an appropriation, and raised a point of order for this reason and requested a ruling of the Chair as to whether or not Rule 21 applied to Senate File 44.

President McManus ruled that he was in doubt and therefore refused to rule on the point of order and submitted the question as to whether or not Senate File 44 be re-referred to the committee on appropriations in accordance with Rule 21 to the Senate, and declared that the question now before the Senate is: "Shall Senate File 44 be re-referred to the committee on appropriations?"

Roll call was demanded.

On the question "Shall the point of order by Senator Schroeder as to whether or not Senate Rule 21 is applicable to Senate File 44 be sustained?" the vote was:

Ayes, 32:

Boothby	Gilmour	Nolan	Scott
Dewel	Grimstead	Prentis	Shoeman
Dykhouse	Harbor	Price	Stuart
Edelen	Henry	Prince	Turner
Elijah	Hill	Putney	Vance
Evans	Hoxie	Rigler	Walker
Fisher	Lynes	Ringgenberg	Weber
Getting	Miller	Schroeder	Wolf

Nays, 12:

Buck	Gillespie	McCurdy	O'Connor
Eppers	Hansen	Mincks	O'Malley
Frommelt	Hoschek	Moore	Potter

Absent or not voting, 6:

Butler	Coleman	Long	Shaff
Byers	Hoffman		

The point of order was declared well taken and Senate File 44 was re-referred to the committee on appropriations.

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

EXECUTIVE SESSION

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

Earl Jarvis of Wilton Junction, Louisa County, Iowa, as a member of the State Conservation Commission for the regular term ending June 30, 1965.

Sherry R. Fisher of Des Moines, Polk County, Iowa, as a member of the State Conservation Commission for the regular term ending June 30, 1965.

Maurice B. Crabbe of Eagle Grove, Wright County, Iowa, as a member of the State Board of Regents for the regular term ending July 1, 1965.

Harold L. Martin of Hamburg, Fremont County, Iowa, as a member of the Board of Parole for the regular term ending July 1, 1965.

Dr. J. C. Wright of Keokuk, Lee County, Iowa, as State Superintendent of Public Instruction for the regular term ending January 1, 1963.

The Senate arose from executive session and resumed regular session.

ADOPTION OF RULES

Senator Lynes called up the following committee amendment to the temporary rules of the Senate:

AMENDMENT TO THE RULES

Amend the temporary rules of the Senate adopted January 12, 1959, Rule 38, by adding the following to the title: "and Steering Committee".

Further amend Rule 38 by inserting the following as the first paragraph:

"A Steering Committee, consisting of eight (8) members of the majority party and four (4) members of the minority party, shall be appointed on a constitutional vote of the Senate. They shall arrange the order of all bills on the Senate calendar and shall serve until the Sifting Committee is appointed, when all bills are referred to the Sifting Committee."

Senator Lynes moved the adoption of the amendment.

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

Ayes, 44:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Miller	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	Prentis	Turner
Elijah	Hill	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf

Nays, 3:

Frommelt	Hoffman	Mincks
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Absent or not voting, 3:

Byers	O'Malley (present)	Potter (present)
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The amendment was adopted.

Senator Hill called up the following amendment filed by Senators Hill, Eppers, Wolf, O'Malley, Coleman, Edelen, Gilmour, Potter, Hoschek, Hansen, Moore, Mincks, O'Connor and Frommelt:

AMENDMENT TO THE RULES OF THE SENATE

Amend Rule 33 by adding the following:

"Except that when a bill has passed the House and has been referred to the appropriate committee of the Senate, such committee shall report out such bill, together with its recommendation for passage, amendment and passage, or without recommendation, in order that such bills may be considered and voted upon by the Senate; and this without delay, following the expiration of the fifteen days herein stipulated. This rule shall be binding upon the sifting committee when constituted as well as upon the regularly appointed committees. The sifting committee may, in order to comply with this rule, in the closing days of a legislative session report out House bills in a time less than the fifteen (15) days required herein."

Senator Hill asked unanimous consent that action on the amendment be deferred.

Objection was raised.

Senator Hill moved that action on the amendment be deferred, which motion was lost.

Senator Hill moved the adoption of the amendment.

Senator Dewel moved the previous question on the amendment and on the permanent rules of Senate, which motion prevailed.

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

Ayes, 17:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf
Gillespie			

Nays, 32:

Boothby	Getting	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Dewel	Henry	Prince	Stuart
Dykhous	Hoxie	Putney	Turner
Elijah	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber

Absent or not voting, 1:

Byers

The amendment was lost.

Senator Lynes moved that the temporary rules of the Senate of the Fifty-eighth General Assembly as amended be made the permanent rules of the Senate for the Fifty-eighth General Assembly.

On the question "Shall the temporary rules as amended be made the permanent rules of the Senate?" the vote was:

Ayes, 33:

Boothby	Gillespie	Nolan	Scott
Buck	Grimstead	Prentis	Shaff
Butler	Harbor	Price	Shoeman
Dewel	Henry	Prince	Stuart
Dykhous	Hoxie	Putney	Turner
Elijah	Long	Rigler	Vance
Evans	Lynes	Ringgenberg	Walker
Fisher	Miller	Schroeder	Weber
Getting			

Nays, 16:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf

Absent or not voting, 1:

Byers

The motion prevailed and the temporary rules as amended were adopted and made the permanent rules of the Senate of the Fifty-eighth General Assembly.

ADOPTION OF JOINT RULES

Senator Lynes moved that the joint rules of the Senate and House of the Fifty-seventh General Assembly be made the permanent joint rules of the Fifty-eighth General Assembly, which motion prevailed.

ANNOUNCEMENT

Senator Frommelt announced that photographs for the Official Register and the historical files may be taken at the Townsend Studio, 317 Eighth Street, Des Moines, Iowa, anytime between 9:00 a.m., and 5:00 p.m., Monday through Friday, and up until 2:00 p.m., on Saturday.

APPOINTMENT OF STEERING COMMITTEE

Senator Schroeder moved that the following named Senators be appointed as members of the steering committee of the Senate, effective Thursday, March 12, 1959: Senators Shaff, chairman; Nolan, ranking member; Walker, Prentis, Ringgenberg, Boothby, Hoxie, Rigler, McCurdy, Hoschek, Moore and Frommelt.

On the question "Shall the foregoing named Senators be appointed members of the steering committee?" the vote was:

Ayes, 45:

Boothby	Frommelt	Hoxie	Ringgenberg
Buck	Getting	Long	Schroeder
Butler	Gillespie	Lynes	Scott
Byers	Gilmour	Miller	Shaff
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dykhouse	Harbor	Prentis	Turner
Edelen	Henry	Price	Vance
Elijah	Hill	Prince	Walker
Eppers	Hoffman	Putney	Weber
Evans	Hoschek	Rigler	Wolf
Fisher			

Nays, 2:

Mincks Potter

Absent or not voting, 3:

McCurdy O'Connor O'Malley

The motion prevailed.

Senator Schroeder moved that as of Thursday, March 12, 1959, the calendar and all bills placed on the calendar be referred to the steering committee, excepting, however, that the steering committee may commence operation as of this afternoon (March 10) to formulate the Steering Committee Calendar for submission on Wednesday, for action on Thursday; exempting from the steering committee's jurisdiction: appropriation bills, appropriations committee bills, ways and means bills, reapportionment bills, claim bills and "Unfinished Business" now on the calendar, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 294, a bill for an act providing for an appropriation to the service compensation fund for the purpose of paying unpaid claims to veterans of World War II and the expenses of administration by the auditor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 313, a bill for an act to legalize and validate the proceedings of the board of supervisors of Cerro Gordo County, Iowa, authorizing and providing for the issuance of courthouse bonds of said county and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations.

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 placing the production of domesticated fur-bearing animals under the authority of the department of agriculture.

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 to legalize and validate the proceedings for the organization and establishment of the Louisa-Muscatine Community School District, in the Counties of Louisa and Muscatine, State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 240, a bill for an act to distribute the unconditional general bequest of John H. Ryan to the State of Iowa back to Decatur County, the residence of the testator, and making appropriation to remit such bequest to Decatur County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 358, a bill for an act relating to payment due the state from counties for mentally ill patients.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 294

Amend Senate File 294 by striking the words and figures "sixty-six thousand dollars (\$66,000.00)" in lines two (2) and three (3) of section one (1) and inserting in lieu thereof the words and figures "fifty-five thousand dollars (\$55,000.00)".

HOUSE MESSAGES CONSIDERED

House File 8, a bill for an act placing the production of domesticated fur-bearing animals under the authority of the department of agriculture.

Read first and second times and passed on file.

House File 217, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Louisa-Muscatine Community School District, in the Counties of Louisa and

Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 240, a bill for an act to distribute the unconditional general bequest of John H. Ryan to the State of Iowa back to Decatur County, the residence of the testator, and making appropriation to remit such bequest to Decatur County.

Read first and second times and passed on file.

House File 358, a bill for an act relating to payment due the state from counties for mentally ill patients.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 76 and 419.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 76 and 419.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 10th day of March, 1959, sent to the Governor for his approval: Senate Files 76 and 419.

LEROY GETTING, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 9, 1959, the Governor had approved the following bill:

Senate File 352, relating to an appropriation from the general fund to the State Board of Regents for capital improvements, etc., at state institutions and to the State Historical Society of Iowa for equipment in the Centennial Building at Iowa City.

PROOF OF PUBLICATION

Published copy of House File 217 and verified proof of publication of said bill in the Wapello Republican, Wapello, Iowa, The Muscatine Journal and News-Tribune, and The Columbus Gazette, Columbus Junction, Iowa, on

February 19, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 8 Agriculture
H. F. 217 Judiciary 2
H. F. 240 Judiciary 2
H. F. 358 Board of control

REPORTS OF COMMITTEES

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 122**, a bill for an act relating to employees under civil service in cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 301**, a bill for an act relating to providing cities and towns with the power to regulate, license and examine radio and television repairmen for compensation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman.*

Ordered passed on file.

Senator Nolan submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **Senate File 167**, a bill for an act relating to the benefits that may be provided by a fraternal beneficiary association; and defining the qualification for membership in a fraternal beneficiary association, begs leave to report it has had the same under consideration and recommends the same **do pass**.

D. C. NOLAN, *Chairman.*

Ordered passed on file.

REPORT OF STERRING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S.F. 336	S.F. 173	S.F. 296	H.F. 26
S.F. 345	S.F. 86	S.F. 162	S.F. 281
S.F. 304	H.F. 175	S.F. 118	S.F. 34
S.F. 148	S.F. 142	S.F. 119	S.F. 128
H.F. 245	S.F. 266	S.F. 43	S.F. 172

DAVID O. SHAFF, *Chairman,*
Steering Committee.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 16 by striking all after the
2 enacting clause and inserting in lieu thereof the following:
3 "Section 1. The following amendment to the constitution of
4 the State of Iowa is hereby proposed:
5 Section six (6) of article three (III), legislative department,
6 constitution of the State of Iowa, and sections thirty-four (34),
7 thirty-five (35) and thirty-six (36) of article three (III),
8 legislative department, constitution of the state of Iowa as
9 adopted by amendment in 1904, and the amendment to section
10 thirty-four (34) of article three (III) as adopted in 1928 are
11 hereby repealed and the following is adopted as a substitute
12 therefor:
13 'Sec. 34. The state shall be divided into fifty (50)
14 legislative districts along county boundaries as they existed
15 on January 1, 1959, as follows:
16 1st District—Lee and Des Moines Counties
17 2nd District—Jefferson and Van Buren Counties
18 3rd District—Appanoose and Davis Counties
19 4th District—Lucas and Wayne Counties
20 5th District—Clarke and Warren Counties
21 6th District—Decatur and Ringgold Counties
22 7th District—Adams and Taylor Counties
23 8th District—Fremont and Page Counties
24 9th District—Mills and Montgomery Counties
25 10th District—Muscatine and Louisa Counties
26 11th District—Washington and Henry Counties
27 12th District—Poweshiek and Keokuk Counties
28 13th District—Mahaska and Wapello Counties
29 14th District—Marion and Monroe Counties
30 15th District—Madison and Dallas Counties
31 16th District—Adair and Union Counties
32 17th District—Shelby and Cass Counties
33 18th District—Harrison and Pottawattamie Counties
34 19th District—Cedar and Scott Counties
35 20th District—Iowa and Johnson Counties
36 21st District—Tama and Benton Counties
37 22nd District—Marshall and Jasper Counties
38 23rd District—Boone and Story Counties
39 24th District—Polk County
40 25th District—Carroll and Greene Counties
41 26th District—Audubon and Guthrie Counties
42 27th District—Monona and Crawford Counties
43 28th District—Clinton and Jackson Counties
44 29th District—Linn and Jones Counties
45 30th District—Clayton and Dubuque Counties
46 31st District—Buchanan and Delaware Counties
47 32nd District—Grundy and Black Hawk Counties
48 33rd District—Hardin and Franklin Counties
49 34th District—Bremer and Butler Counties
50 35th District—Wright and Hamilton Counties
51 36th District—Calhoun and Webster Counties
52 37th District—Pocahontas and Humboldt Counties
53 38th District—Buena Vista and Sac Counties
54 39th District—Woodbury and Ida Counties

- 55 40th District—Plymouth and Cherokee Counties
 56 41st District—Fayette and Allamakee Counties
 57 42nd District—Howard and Winneshiek Counties
 58 43rd District—Floyd and Chickasaw Counties
 59 44th District—Worth and Mitchell Counties
 60 45th District—Cerro Gordo and Hancock Counties
 61 46th District—Kossuth and Winnebago Counties
 62 47th District—Emmet and Palo Alto Counties
 63 48th District—Dickinson and Clay Counties
 64 49th District—Sioux and O'Brien Counties
 65 50th District—Lyon and Osceola Counties

66 'Sec. 35. Each legislative district shall be entitled to
 67 one (1) senator and in addition thereto each legislative district
 68 shall be entitled to one (1) representative for each twenty-five
 69 thousand (25,000) of population or major portion thereof, as
 70 determined by latest federal decennial census, except that each
 71 legislative district shall have at least one (1) representative.

72 'Sec. 36. 1. Each legislative district which is entitled to
 73 two (2) or more representatives shall be divided into subdistricts
 74 corresponding in number to the number of representatives to which
 75 the district is entitled.

76 '2. A representative shall be elected by the voters residing
 77 in each subdistrict who shall be a resident of such subdistrict.

78 '3. The general assembly shall provide by law a means whereby,
 79 upon receipt by the secretary of state of the official, certified
 80 population figures of the state and of each county after each
 81 federal decennial census, each legislative district, entitled to
 82 more than one (1) representative, will be divided without further
 83 legislative action into representative subdistricts of contiguous
 84 territory, of like interest and as compact and nearly equal in
 85 population as possible, in each of which one (1) representative
 86 shall be elected in the succeeding general election; except in
 87 such legislative districts each county shall be entitled to at
 88 least one (1) representative.

89 'Upon failure of the general assembly to provide such a law,
 90 the duty to provide for such legislative subdistricts shall
 91 devolve upon the supreme court and its order shall be entered and
 92 certified to the governor and to the presiding officers of the
 93 general assembly and be effective until reapportionment after
 94 the next succeeding federal decennial census.'

95 Further amend the constitution by adding as section seventeen
 96 (17) to article twelve (XII) the following:

97 'In the general election for members of the general assembly
 98 in 1962 the senators representing the odd-numbered districts
 99 shall be elected for four (4) year terms and the senators
 100 representing the even-numbered districts shall be elected for
 101 two (2) year terms. Thereafter all senators shall be elected
 102 for four (4) year terms as provided in section five (5) of
 103 article three (III). The term of all senators elected prior to
 104 the effective date of this amendment shall terminate on
 105 December 31, 1962.

106 'After approval of this amendment by the general assembly in
 107 1961, the assembly shall provide by law for the implementation
 108 of subsection three (3) of section thirty-six (36) of article
 109 three (III) as herein provided, contingent upon the approval of
 110 said amendment by a majority of the electors.'

111 Sec. 2. The foregoing proposed amendment is hereby referred
 112 to the general assembly to be chosen at the next general election
 113 for members of the general assembly and if approved such
 114 amendment shall be submitted to the people at a special election
 115 held in 1961, and the secretary of state shall cause the same to
 116 be published for three (3) consecutive months previous to the
 117 date of said election as provided by law."

W. C. STUART.
 R. R. RIGLER.
 D. C. NOLAN.

G. L. HOFFMAN.
 LAWRENCE PUTNEY.
 CARROLL PRICE.

1 Amend House File 151 as follows:

2 1. Amend the title by striking the period (.) in line
 3 5 and by inserting in lieu thereof the words, "and to
 4 terminate their membership in the Iowa public employees'
 5 retirement system."

6 2. Further amend House File 151 by inserting the following
 7 as a new section:

8 "Chapter ninety-seven B (97B), Code 1958, is hereby amended
 9 by adding thereto the following four (4) new sections:

10 1. Every person who is a member of the judicial retirement
 11 system on the effective date of this act, or who thereafter
 12 becomes a member shall have his membership terminated in the
 13 Iowa public employees' retirement system.

14 2. The tax on wages of each employee and his employer, as
 15 required by section ninety-seven B point eleven (97B.11) of
 16 the Code shall cease on the effective date of such employee's
 17 membership in the judicial retirement system, or the effective
 18 date of this act, whichever is earlier.

19 3. Each member whose membership is terminated in the Iowa
 20 public employees' retirement system shall be paid from the Iowa
 21 public employees' retirement fund within the six (6) month
 22 period immediately following the date of termination of his
 23 membership a lump sum cash amount equal to the sum of such
 24 member's accumulated contributions as defined in subsection
 25 nine (9) of section ninety-seven B point forty-one (97B.41) of
 26 the Code, computed as of the date his membership in the system
 27 is terminated; plus the total amount contributed to the Iowa old
 28 age and survivors' insurance fund prior to July 1, 1953 by such
 29 member which was transferred to the Iowa public employees'
 30 retirement fund as of July 1, 1953 and would have been refundable
 31 to him had he not elected to receive prior service credit in
 32 accordance with section ninety-seven B point forty-three
 33 (97B.43) of the Code, with interest on such amount at two (2)
 34 percent per annum compounded annually from July 1, 1953 to the
 35 date his membership in the system was terminated.

36 4. Any employee whose membership in the judicial retirement
 37 fund is subsequently terminated shall be entitled to resume
 38 membership in the Iowa public employees' retirement system."

CARL H. RINGGENBERG.
 GEORGE E. O'MALLEY.

1 Amend Senate File 128 by adding thereto the following section:

2 "Sec. 9. Chapter five hundred thirty-six (536), Code 1958,
 3 is amended by adding thereto the following new section:

4 'Beginning with his 1959 annual report, the superintendent

5 of banking shall, in listing the names of licensees under this
6 chapter, indicate if the licensee is one of a chain of two or
7 more such licensees, the name of the owner and the address of
8 the principal place of business of each owner, a summary of in-
9 dividual reports of each such licensed office indicating its
10 location, the name of licensee, capital, surplus, reserves,
11 loans receivable, cash and due from banks, real estate, borrowed
12 money, net worth, total assets, total liabilities and such
13 other pertinent and related information as may be necessary or
14 desirable to give a correct and full picture of the total assets
15 and total liabilities of each such licensee.'''

GUY G. BUTLER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 11, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Doctor George DeF. Fisher, pastor of the First Presbyterian Church, Winterset, Iowa.

PETITIONS

By Senator Eppers, from twenty-two students of the eighth grade class of the Donnellson Independent School, Lee County, protesting an open season on doves.

By Senator Gilmour, from eighteen residents of Poweshiek County in opposition to liquor by the drink.

By Senator O'Malley, from six residents of Henry County, members of the New London town council, urging an increase in allocation of road use monies to cities and towns.

By Senator O'Malley, from eight residents of Guthrie County, members of the Bayard public library board, urging an increase in appropriations for the Iowa state traveling library.

By Senator Rigler, from twenty-seven residents of Floyd County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate twenty-eight students from the Woodside Junior High School of the Saydel Consolidated School District of Des Moines who were present in the balcony accompanied by their instructors, Jean Courtney and Wayne Davenport.

Senator Scott asked and received unanimous consent to present to the Senate twelve students of the Maynard High School, members of the girls' basketball team, who were present in the Senate chamber.

Senator Prince asked and received unanimous consent to present to the Senate sixteen students from the Dawson High School who were present in the balcony accompanied by their instructors, Ben Marlenee, Dave Weise and Carol Thompson.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 261, a bill for an act amending chapter five hundred seven B (507B), Code 1958, relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor, was taken up and considered.

Senator Long offered the following amendment and moved its adoption :

Amend the title to Senate File 261, line 3, by striking the words "provide or".

The amendment was adopted.

Senator Long asked and received unanimous consent that action on Senate File 261 be deferred and that the bill retain its place on the calendar under unfinished business.

Senator Nolan asked and received unanimous consent that Senate File 96 be placed at the bottom of the regular calendar.

Senator Dewel took the chair at 10:05 a.m.

On motion of Senator Lynes, House File 3, a bill for an act relating to the labeling and sale of dairy products, 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, 47:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

Evans	Getting	O'Malley
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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 Harbor, House File 175, a bill for an act relating to filing fees for water permits, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Getting O'Malley

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

On motion of Senator Hoffman, Senate File 105, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman asked and received unanimous consent that House File 125 be substituted for Senate File 105.

On motion of Senator Hoffman, House File 125, a bill for an act relating to the maximum millage levy by counties for ordinary county revenue, was taken up and considered.

Senator Elijah moved the previous question on the bill, which motion was lost.

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

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

Ayes, 32:

Buck	Byers	Edelen	Eppers
Butler	Dewel	Elijah	Fisher

Frommelt	Hoschek	O'Connor	Shaff
Gilmour	Hoxie	Potter	Shoeman
Hansen	McCurdy	Price	Stuart
Henry	Mincks	Putney	Turner
Hill	Moore	Rigler	Weber
Hoffman	Nolan	Ringgenberg	Wolf

Nays, 17:

Boothby	Gillespie	Lynes	Schroeder
Coleman	Grimstead	Miller	Scott
Dykhouse	Harbor	Prentis	Vance
Evans	Long	Prince	Walker
Getting			

Absent or not voting, 1:

O'Malley

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

Senator Hoffman asked and received unanimous consent that Senate File 105 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 266, a bill for an act to amend section three hundred sixty-eight point six (368.6), Code 1958, to provide cities and towns with the power to regulate, license, and examine electricians and electrical contractors, was taken up and considered.

Senator Miller offered the following amendment:

Amend Senate File 266 by striking the period (.) in line 4 and inserting in lieu thereof the following:

"and provide for their examination."

Further amend Senate File 266 by adding the following at the end thereof:

"A regular employee of a manufacturing, industrial, public utility or business establishment, who does electrical work for that establishment only, shall not be required to obtain a license."

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "license" in line 9 and inserting in lieu thereof the following: "regular license, but (except in the case of a public utility employee) may be required to obtain a maintenance permit authorizing him to do electrical work solely for said establishment."

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 7 the words "or business" and inserting before the word "public" in line 7 the word "or".

President McManus took the chair at 11:25 a.m.

The amendment to the amendment was adopted.

On motion of Senator Miller, the amendment as amended was adopted.

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

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

Ayes, 33:

Boothby	Frommelt	Long	Ringgenberg
Buck	Getting	McCurdy	Schroeder
Butler	Gillespie	Miller	Shaff
Byers	Gilmour	Mincks	Shoeman
Coleman	Hansen	Moore	Stuart
Edelen	Henry	Nolan	Vance
Elijah	Hill	O'Connor	Weber
Eppers	Hoschek	O'Malley	Wolf
Fisher			

Nays, 15:

Dykhouse	Hoxie	Price	Scott
Evans	Lynes	Prince	Turner
Grimstead	Potter	Putney	Walker
Hoffman	Prentiss	Rigler	

Absent or not voting, 2:

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

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

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 62, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Community School District of Dunlap.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 109, a bill for an act to legalize and validate the action and proceedings of the board of directors of the Pocahontas Community School District.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 124, a bill for an act to establish daytime speed limits.

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 to declare National TTT Society a corporation, not for pecuniary profit and to confer upon such society all of the powers and duties relating to such corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 515, a bill for an act relating to the authority of a municipal corporation to enter into a contract with the federal government relating to certain types of municipal improvement projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 548, a bill for an act to appropriate funds from the general fund of the state to the conservation commission for construction, replacement, repairs, etc.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 515, a bill for an act to amend section three hundred sixty-eight point forty-seven (368.47), Code 1958, relating to the authority of a municipal corporation to enter into a contract with the federal government relating to certain types of municipal improvement projects.

Read first and second times and passed on file.

House File 548, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 313.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 313.

BILL SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate File 313.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 10, 1959, the Governor had approved the following bills:

Senate File 76, relating to the control of virulent hog cholera blood or virus.

Senate File 419, legalizing the action of the board of supervisors of Cass County, Iowa, in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 515 Cities and towns

H. F. 548 Appropriations

REPORTS OF COMMITTEES

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **Senate File 140**, a bill for an act relating to well contractors and the registration thereof, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

1. Amend section 4, line 2, by inserting the word "annual" following the word "required".

2. Amend section 7, line 3, by striking the word "renewal" and inserting in lieu thereof the word "annual".

3. Strike all of section 8, and insert in lieu thereof the following:

"Sec. 8. All money received by and on behalf of the geologist under the terms and provisions of this Act shall be paid into the state treasury. The expenses of giving effect to the provision of this Act shall be duly appropriated by the legislature."

WM. H. HARBOR, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 348**, a bill for an act to amend the provisions of the soil conservation districts law relating to the discontinuance of districts, begs leave to report it has had the same under consideration and recommends the same **do pass.**

WM. H. HARBOR, *Chairman.*

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 101**, a bill for an act to amend section one hundred ten point seventeen (110.17), Code 1958, relating to hunting, fishing and trapping license requirements for landowners and tenants of land and their children, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 101 by striking the comma after the word "them" in line 5 and adding the following: "or employees who reside on the farm and have been employed by the owner or tenant for a period of three (3) months."

LAWRENCE PUTNEY, *Chairman.*

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 302**, a bill for an act to amend section six hundred four point eight (604.8), Code 1958, pertaining to the number of district judges in Polk County, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 397**, a bill for an act relating to powers and duties of governing boards in drainage and levee districts, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 413**, a bill for an act to amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, relating to suspension of licenses of motor vehicle operators or chauffeurs, 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 413, line 8, by inserting after the comma (,) the following:

"in event of appeal by the licensee,"

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 422**, a bill for an act relating to the definition of intoxicating liquors in the dram shop law, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 75**, a bill for an act relating to communication with others by persons arrested, restrained, or about to be moved beyond the boundaries of this state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 151**, a bill for an act to amend chapter six hundred five A (605A), Code 1958, to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment filed by Senators Ringgenberg and O'Malley and found on pages 498 and 499 of the Senate Journal, and when so amended the bill do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 223**, a bill for an act relating to professional civil engineers and to amend sections of the Code which relate to the subject matter of civil engineers so as to conform to and be consistent with chapter one hundred fourteen (114) of said Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 282**, a bill for an act relating to absentee voters, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 311**, a bill for an act relating to the deposit of public funds not needed for current operating expense, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendments filed by Senators Henry and Prentiss on February 19, 1959, and February 24, 1959, found on pages 357 and 404 of the Senate Journal, and when so amended the bill do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 315**, a bill for an act relating to warrants drawn by the

state comptroller, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 318**, a bill for an act relating to claims against the state filed with the state comptroller, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 346**, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **Senate File 373**, a bill for an act to issue class "A" beer permits by the permit board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to whom was referred **House File 123**, a bill for an act to create an appointive commerce commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

S.F. 100	S.F. 326	S.F. 280	S.F. 172
H.F. 56	S.F. 170	S.F. 129	S.F. 225
S.F. 411	S.F. 122	S.F. 86	S.F. 409
S.F. 81	S.F. 24		

DAVID O. SHAFF, *Chairman*,
Steering Committee.

AMENDMENTS FILED

1 Amend Senate File 250 as follows:

- 2 1. By striking all of subsections 1 and 2 of
3 section 1 and renumbering the remaining subsections.
4 2. By striking from line 19 the word "superintendent"
5 and inserting in lieu thereof the words, "board of public instruc-
6 tion".
7 3. By adding the following sentence at the end of subsection
8 1, after being renumbered, "When state matching funds are
9 required as a condition to the acceptance of such federal funds,
10 the state board of public instruction is authorized to make
11 expenditures for matching only from funds provided by the
12 legislature for such purpose; provided, however, that when
13 federal funds may be matched with expenditures from funds
14 appropriated for the general operation of the department of
15 public instruction such may be done with the approval of the
16 budget and financial control committee."
17 4. By striking from line 26 the word "superin-
18 tendent" and inserting in lieu thereof the words, "board of public
19 instruction".

FRANK M. HOXIE.
ROBERT R. RIGLER.

1 Amend Senate File 320 as follows:

- 2 1. Amend Senate File 320 by striking from line 9
3 of section 12 the following: " , unless otherwise specified
4 in the proxy,".
5 2. Amend Senate File 320 by inserting in line 66
6 of section 12 after the word "cancelled", the following:
7 "and forfeited for the use of the school fund of the
8 county in which the association has its principal
9 place of business".
10 3. Amend Senate File 320 by striking section 23
11 thereof.

ROBERT R. RIGLER.

1 Amend Senate File 336 as follows: Strike all after the
2 enacting clause and insert in lieu thereof the following:

- 3 "Section 1. Amend chapter two hundred seventy-five (275),
4 Code 1958, by adding the following new section:
5 'Notwithstanding any other provision contained in this chapter,
6 a school district not operating a high school that is contiguous
7 to a community school district may merge with said community
8 school district in the following manner:
9 1. A petition signed by at least twenty per cent (20%) of the
10 qualified voters of such school district not operating a high
11 school shall be filed with the county superintendent of the
12 county which has jurisdiction over the community school district
13 proposing that said district be included in said community
14 school district.
15 2. The school board of the community school district involved
16 shall, after the filing of said petition, take action at a regular
17 board meeting or a special meeting called for that purpose,
18 agreeing to accept said school district not operating a high
19 school into said community school district and file such action
20 with said county superintendent.

21 3. Said county board shall approve or disapprove said merger
 22 proposal. In case of a controversy over county plans which would
 23 affect a proposed merger, said merger must have the approval of
 24 the state board of public instruction, which decision shall be
 25 final and no further action shall be taken until such approval
 26 is granted. Any county board of education affected or either
 27 local board of education involved may submit the controversy to
 28 the state board of public instruction.

29 4. If approved as set forth above, an election shall be
 30 held as provided in this chapter in said school district not
 31 operating a high school and if approved by a majority of the
 32 voters in said district, said district shall become merged with
 33 said community district on the July 1 following said election.'

34 Sec. 2. This act, being deemed of immediate importance,
 35 shall take effect and be in force from and after its publication
 36 in the Rockford Register, a newspaper published in Rockford,
 37 Iowa, and in The Times Republican, a newspaper published in
 38 Corydon, Iowa."

W. C. STUART.
 R. R. RIGLER.
 D. O. SHAFF.

1 Amend Senate File 411 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 "Section 1. Section fifteen point forty-two (15.42),
 4 Code 1958, is hereby amended by striking the word, 'used.'
 5 at the end of such section and by adding thereto the following:
 6 'purchased or used without the approval of the state
 7 superintendent of printing.'"

JACOB GRIMSTEAD.

1 Amend Senate File 454 by striking lines 3 and 4 of section
 2 and substitute in lieu thereof the following: "treasurer is
 3 hereby directed to pay the sum from any unexpended funds as
 4 provided by the provision of chapter three hundred seven (307)
 5 of the Acts of the fifty-seventh (57th) General Assembly and
 6 from the general funds of the State of Iowa."

X. T. PRENTIS.

1 Amend highway safety committee amendment to House File 245
 2 by striking the word and figure "Fifty (50)" in line 6
 3 and inserting in lieu thereof the word and figure "Sixty (60)".

JOHN D. SHOEMAN.

1 Amend the amendment to Senate File 420 filed by Frommelt,
 2 March 9, 1959, by striking from line 6 the word and figure "forty
 3 (40)" and inserting in lieu thereof the word and figure "forty-eight
 (48)".

4 Further amend by striking from lines 12 and
 5 13 the word and figure "thirty (30)" and insert in lieu thereof
 6 the word and figure "thirty-nine (39)".

7 Further amend by striking subsection 2 of section
 8 and insert in lieu thereof the following:
 9 2. Section ninety-six point three (96.3), Code 1958, is
 10 hereby amended by striking from lines twelve (12) and thirteen
 11 (13) of subsection five (5), the word "one-third" and inserting
 12 in lieu thereof the word "one-half ($\frac{1}{2}$)".

13 3. Further amend section ninety-six point three (96.3),
14 Code 1958, by striking in line fourteen (14) of subsection five
15 (5), the words "two-hundred" and inserting in lieu thereof the
16 words "five-hundred twenty (520)".

JAKE B. MINCKS.
CARROLL McCURDY.

1 Amend section 1 of Senate File 230 as follows:

2 1. By striking the word and figure, "fifty (50)" in line 8 and
3 by inserting in lieu thereof the word and figure, "twenty-five (25)".

4 2. By striking the word and figure, "fifty (50)" in line 9 and
5 by inserting in lieu thereof the word and figure, "twenty-five (25)".

C. JOSEPH COLEMAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 12, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Azel L. Smith, pastor of the First Methodist Church, Osceola, Iowa.

PETITIONS

By Senator Boothby, from thirty-four residents of Cherokee County asking the legislature to revise the Iowa statutes to make penalties for crimes against children commensurate with other crimes of equal danger to society, and strongly objecting to the extremely light punishments and lenient treatment by the courts in cases regarding morals, especially lascivious acts with children.

By Senator Boothby, from seventeen residents of Cherokee County favoring legislation controlling billboards on highways.

By Senator Boothby, from thirty-three residents of Plymouth County in opposition to compulsory drivers training courses in public schools.

By Senator Buck, from twenty-five residents of Marshall County in opposition to liquor by the drink.

By Senator Elijah, from forty-six residents of Jackson County urging the establishment of a Mississippi River parkway planning commission.

By Senator Grimstead, from fourteen residents of Winnebago County, members of the St. Ansgar fire department, favoring a firemanship and civil defense training center at Iowa State College.

By Senator Grimstead, from residents of Winnebago County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Hoxie, from sixteen residents of Fremont County favoring a swimming pool, bathhouse and museum in Waubonsie state park.

By Senator Lynes, from twenty-nine residents of Butler County in opposition to the abandonment of railroad stations and services.

By Senator Lynes, from sixty-four residents of Butler County in opposition to liquor by the drink.

By Senator Rigler, from his daughter, Nancy, and twenty-one other members of the Junior Audubon Society, students of the New Hampton Public School, definitely protecting the mourning doves. Also, from thirteen members of the Chickasaw County farm bureau opposing an open season on mourning doves.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent to present to the Senate thirty-one students from the Chapin Consolidated School who were present in the balcony accompanied by three of their instructors and their superintendent, E. L. Hodgin.

Senator Putney asked and received unanimous consent to present to the Senate sixteen students from the Chelsea High School who were present in the balcony accompanied by their instructor, Phil E. Hunget.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-four students from the Woodside Junior High School of the Saydel Consolidated School District who were present in the balcony accompanied by their instructor, Jean Courtney.

Senator Byers asked and received unanimous consent to present to the Senate ten students, members of the girls' basketball team, from the Center Point High School who were present in the Senate chamber accompanied by their coach, Max Anderson.

SENATE FILES 139 AND 166 RE-REFERRED

Senator Long asked and received unanimous consent that Senate Files 139 and 166 be re-referred to the committee on appropriations.

INTRODUCTION OF BILLS

Senate File 478, by committee on governmental affairs, a bill for an act relating to inventory and records of state property.

Read first and second times and referred to the steering committee.

Senate File 479, by committee on judiciary 1, a bill for an act relating to certain types of corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in this state and withdrawal therefrom, authority, powers and rights thereof, and requirements therefor, and the regulation and conduct of affairs thereof.

Read first and second times and referred to the steering committee.

Senate File 480, by committee on governmental affairs, a bill for an act relating to the form of the ballot at general elections and the

manner of voting thereof so that the true intention of the voter in his selection from the groups of candidates may be more clearly ascertained.

Read first and second times and referred to the steering committee.

Senate File 481, by committee on highways, a bill for an act to amend section five hundred seventy-three point eight (573.8), Code 1958, relating to filing of claims against contractors on highway work.

Read first and second times and referred to the steering committee.

Senate File 482, by committee on highways, a bill for an act to amend sections three hundred six point sixteen (306.16) and three hundred six point twenty (306.20), Code 1958, relating to rental of properties acquired but not immediately needed for improvement of public highways.

Read first and second times and referred to the steering committee.

HOUSE AMENDMENT CONSIDERED

Senator Shoeman called up for consideration Senate File 294, a bill for an act providing for an appropriation to the service compensation fund existing under section thirty-five A point three (35A.3), Code 1958, for the purpose of paying unpaid claims to veterans of World War II and the expense of the administration of the service compensation board, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 294 by striking the words and figures "sixty-six thousand dollars (\$66,000.00)" in lines two (2) and three (3) of section one (1) and inserting in lieu thereof the words and figures "fifty-five thousand dollars (\$55,000.00)".

The Senate concurred in the House amendment.

Senator Shoeman moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 48:

Boothby	Frommelt	Long	Putney
Buck	Getting	Lynes	Rigler
Butler	Gillespie	McCurdy	Ringgenberg
Byers	Gilmour	Miller	Schroeder
Coleman	Grimstead	Mincks	Scott
Dewel	Hansen	Moore	Shaff
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf

Nays, none.

Absent or not voting, 2:

Prince Walker

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

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 250, a bill for an act relating to the acceptance and distribution of federal funds, services, commodities, or equipment and to repeal chapter two hundred eighty-three (283), Code 1958, relating thereto, and to enact a substitute therefor, was taken up for further consideration.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 250 as follows:

By striking all of line 23 after the word "disbursed" and all of lines 24 and 25 and substituting in lieu thereof the words, "through the office of state comptroller on vouchers audited as provided by law."

The amendment was adopted.

Senator Hoxie offered the following amendment, filed by Senators Hoxie and Rigler, and moved its adoption:

Amend Senate File 250 as follows:

1. By striking all of subsections 1 and 2 of section 1 and renumbering the remaining subsections.

2. By striking from line 19 the word "superintendent" and inserting in lieu thereof the words, "board of public instruction".

3. By adding the following sentence at the end of subsection 1, after being renumbered, "When state matching funds are required as a condition to the acceptance of such federal funds, the state board of public instruction is authorized to make expenditures for matching only from funds provided by the legislature for such purpose; provided, however, that when federal funds may be matched with expenditures from funds appropriated for the general operation of the department of public instruction such may be done with the approval of the budget and financial control committee."

4. By striking from line 26 the word "superintendent" and inserting in lieu thereof the words, "board of public instruction".

The amendment was adopted.

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

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

Ayes, 38:

Buck	Dykhouse	Fisher	Grimstead
Butler	Edelen	Getting	Hansen
Byers	Elijah	Gillespie	Hill
Coleman	Eppers	Gilmour	Hoffman

Hoschek	O'Connor	Rigler	Stuart
Hoxie	O'Malley	Ringgenberg	Turner
McCurdy	Potter	Scott	Vance
Miller	Price	Shaff	Weber
Mincks	Prince	Shoeman	Wolf
Moore	Putney		

Nays, 7:

Boothby	Evans	Long	Nolan
Dewel	Harbor	Lynes	

Absent or not voting, 5:

Frommelt	Prentis	Schroeder	Walker
Henry			

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

On motion of Senator Nolan, Senate File 261, a bill for an act amending chapter five hundred seven B (507B), Code 1958, relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor, was taken up for further 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, 26:

Boothby	Gillespie	Nolan	Shoeman
Butler	Grimstead	Price	Stuart
Byers	Henry	Rigler	Turner
Dykhouse	Hoschek	Schroeder	Vance
Eppers	Long	Scott	Walker
Evans	Lynes	Shaff	Weber
Getting	Miller		

Nays, 23:

Buck	Gilmour	McCurdy	Prentis
Coleman	Hansen	Mincks	Prince
Dewel	Harbor	Moore	Putney
Edelen	Hill	O'Connor	Ringgenberg
Fisher	Hoffman	O'Malley	Wolf
Frommelt	Hoxie	Potter	

Absent or not voting, 1:

Elijah
(present)

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

THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 454, a bill for an act to make appropriations to the members of the Iowa-Nebraska Boundary

Study Committee, namely: Frank Hoxie, D. C. Nolan, Jim O. Henry, Fred L. Johnson, William E. Darrington and Henry Stevens, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 454 by striking section 4 and inserting in lieu thereof the following:

"Sec. 4. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in the Evening Sentinel, a newspaper published at Shenandoah, Iowa, and in the Hamburg Reporter, a newspaper published at Hamburg, Iowa."

The amendment was adopted.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 454 by striking lines 3 and 4 of section 2 and substitute in lieu thereof the following: "treasurer is hereby directed to pay the sum from any unexpended funds as provided by the provisions of chapter three hundred seven (307) of the Acts of the Fifty-seventh (57th) General Assembly and from the general funds of the State of Iowa."

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Frommelt	Miller	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Butler	Gilmour	Moore	Scott
Byers	Grimstead	O'Connor	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Hill	Prentis	Turner
Edelen	Hoschek	Price	Vance
Elijah	Long	Prince	Walker
Eppers	Lynes	Putney	Weber
Evans	McCurdy	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Getting	Hoffman	Hoxie	Nolan
Henry			

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

On motion of Senator Shoeman, House File 168, a bill for an act to permit the retention of certain balances in the funds appropriated for the welfare program administered by the state board of social

welfare, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House Joint Resolution 23, providing for the exercise and acceptance of certain options to purchase real estate by the State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 352, a bill for an act relating to the appointment of an additional full-time uniformed deputy sheriff to patrol secondary roads.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 659, a bill for an act to make appropriations to members of the election and election privileges committee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 662, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-eighth General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 23, a joint resolution providing for the exercise and acceptance of certain options to purchase by the State of Iowa the following described parcels of real estate situated in Des Moines, Polk County, Iowa, from certain described vendors, and for the acquisition of certain other described property by purchase or condemnation, and improving the described properties by excavation, grading and paving, and providing funds for the payment thereof.

Read first and second times and passed on file.

House File 352, a bill for an act relating to the appointment of an additional full-time uniformed deputy sheriff to patrol secondary roads.

Read first and second times and passed on file.

House File 659, a bill for an act to make appropriations to members of the election and election privileges committee, namely: Scott Swisher, Clark McNeal, J. N. Milroy, J. Kendall Lynes, Thomas J. Dailey and Duane Dewel.

Read first and second times and passed on file.

House File 662, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-eighth General Assembly.

Read first and second times and passed on file.

THIRD READING OF BILLS

Senator Prentis asked and received unanimous consent that the rules be suspended and that the Senate take up out of order House Joint Resolution 23, a joint resolution providing for the exercise and acceptance of certain options to purchase by the State of Iowa the following described parcels of real estate situated in Des Moines, Polk County, Iowa, from certain described vendors, and for the acquisition of certain other described property by purchase or condemnation, and improving the described properties by excavation, grading and paving, and providing funds for the payment thereof.

Senator Dewel offered the following amendment and moved its adoption:

Amend the title to House Joint Resolution 23, lines 2 and 3, by striking the words "the following described" and inserting in lieu thereof the word "certain".

The amendment was adopted.

Senator Stuart moved that the joint resolution be read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question "Shall the joint resolution pass?" the vote was:

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf

Nays, 2:

Coleman Mincks

Absent or not voting, none.

The joint resolution having received a constitutional majority was declared to have been adopted by the Senate.

Senator Prentis asked and received unanimous consent that House Joint Resolution 23 be immediately messaged to the House, which request was complied with.

On motion of Senator Rigler, Senate File 336, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, relating to the reorganization of school districts, was taken up and considered.

Senator Stuart offered the following amendment filed by Senators Stuart, Rigler and Shaff:

Amend Senate File 336 as follows: Strike all after the enacting clause and insert in lieu thereof the following:

"Section 1. Amend chapter two hundred seventy-five (275), Code 1958, by adding the following new section:

'Notwithstanding any other provision contained in this chapter, a school district not operating a high school that is contiguous to a community school district may merge with said community school district in the following manner:

1. A petition signed by at least twenty per cent (20%) of the qualified voters of such school district not operating a high school shall be filed with the county superintendent of the county which has jurisdiction over the community school district proposing that said district be included in said community school district.

2. The school board of the community school district involved shall, after the filing of said petition, take action at a regular board meeting or a special meeting called for that purpose, agreeing to accept said school district not operating a high school into said community school district and file such action with said county superintendent.

3. Said county board shall approve or disapprove said merger proposal. In case of a controversy over county plans which would affect a proposed merger, said merger must have the approval of the state board of public instruction, which decision shall be final and no further action shall be taken until such approval is granted. Any county board of education affected or either local board of education involved may submit the controversy to the state board of public instruction.

4. If approved as set forth above, an election shall be held as provided in this chapter in said school district not operating a high school and if approved by a majority of the voters in said district, said district shall become merged with said community district on the July 1 following said election.'

Sec. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Rockford Register, a newspaper published in Rockford, Iowa, and in The Times Republican, a newspaper published in Corydon, Iowa."

Senator Stuart offered the following amendment to the amendment and moved its adoption:

Amend section 1 by striking all of subsection 1 and inserting in lieu thereof the following:

"1. A petition signed by at least twenty per cent (20%) of the qualified voters of such school district not operating a high school proposing that said district be included in said community school district shall be filed with the county superintendent of the county which has jurisdiction over the community school district."

The amendment to the amendment was adopted.

Senator Stuart asked and received unanimous consent that action on Senate File 336 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Elijah, Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns, was taken up and considered.

Senator O'Malley took the chair at 11:10 a.m.

Senator Miller offered the following amendment:

Amend Senate File 345, section 1, line 6, by inserting after the word "establishments" the following: "or terminal markets".

Senator Walker asked and received unanimous consent that action on Senate File 345 be deferred and that the bill be placed on the calendar under unfinished business.

President McManus took the chair at 11:35 a.m.

Senator Schroeder called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 8

A concurrent resolution making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States.

Whereas, there is much concern about federal spending and the federal debt; and

Whereas, Article V of the Constitution of the United States provides that upon application of two-thirds (2/3) of the states, Congress shall call a convention for proposing amendments to such Constitution, which shall be submitted to the state legislatures or state conventions for ratification;

Therefore, Be It Resolved by the General Assembly of the State of Iowa, that this General Assembly hereby makes application to the Congress of the United States to call a convention for the purpose of proposing one amendment to the Constitution of the United States, such amendment to provide for the following:

1. That the annual appropriations of Congress shall not exceed the estimated receipts which shall be transmitted to Congress by the President on the first day of each regular session of Congress. Such estimated receipts shall be for the ensuing fiscal year under the existing tax laws. If, however, Congress revises the tax laws, the President shall estimate the effect of such revisions and transmit a revised estimate of total receipts to Congress, which shall be the amount to which appropriations shall be limited.

2. That if Congress appropriates money in excess of the estimated receipts for said fiscal year, the President shall be authorized and directed to reduce such appropriations so that they do not exceed the receipts transmitted by the President.

3. That the foregoing limitations shall not apply in time of war or during the period ending on the date of the expiration of one (1) full fiscal year after the termination thereof.

Resolved, that the Secretary of State of the State of Iowa is hereby directed to send certified copies of this Concurrent Resolution to the Secretary of the Senate of the United States, to the Clerk of the House of Representatives of the United States, to each member of Congress from the State of Iowa, and to the Chief Executive and presiding officers of the legislative bodies of each of the several states.

Objection was raised.

Senator Schroeder moved that the Senate take up for consideration House Concurrent Resolution 8, which motion prevailed.

Senator Miller offered the following amendment:

Amend House Concurrent Resolution 8, division 3, line 1, by inserting after the word "war" the following: "or national emergency declared by Congress".

Senator Frommelt moved that action on House Concurrent Resolution 8 and the amendment filed thereto be temporarily deferred.

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

Senator Gilmour moved that action on the resolution and the amendment be deferred, which motion was lost.

On motion of Senator Miller, the amendment was adopted.

Senator Boothby moved the previous question on the resolution, which motion prevailed.

Senator Schroeder moved the adoption of the resolution.

Roll call was demanded.

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

Ayes, 31:

Boothby	Getting	Prentis	Shaff
Buck	Harbor	Price	Shoeman
Butler	Henry	Prince	Stuart
Byers	Hoxie	Putney	Turner
Dewel	Long	Rigler	Vance
Dykhouse	Lynes	Ringgenberg	Walker
Elijah	Miller	Schroeder	Weber
Fisher	Nolan	Scott	

Nays, 16:

Coleman	Gillespie	Hoschek	O'Connor
Edelen	Gilmour	McCurdy	O'Malley
Eppers	Hansen	Mincks	Potter
Frommelt	Hill	Moore	Wolf

Absent or not voting, 3.

Evans	Grimstead	Hoffman
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The motion prevailed and the resolution having received a constitutional majority was declared to have been adopted by the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 62, 109, 124, and 178; also, House File 199.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 62, 109, 124 and 178; and House File 199.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 12th day of March, 1959, sent to the Governor for his approval: Senate Files 62, 109, 124 and 178.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS ASSIGNED TO COMMITTEE

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

- H. F. 352 Governmental affairs
- H. F. 659 Appropriations
- H. F. 662 Appropriations

REPORTS OF COMMITTEES

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 272**, a bill for an act to amend section three hundred six A (306A), Code 1958, regarding the establishment of controlled-access facilities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 298**, a bill for an act to permit resurfacing of farm-to-market roads, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 323**, a bill for an act relating to the duties of the state highway commission, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment filed by Senator Henry and found on page 404 of the Senate Journal; and when so amended the bill do pass**.

J. T. DYKHOUSE, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on highways to which was referred **Senate File 343**, a bill for an act relating to retention from payments on construction contracts, 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 Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to whom was referred **House File 263**, a bill for an act to change the residence requirements for eligibility for old age assistance, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 161**, a bill for an act relating to the definition of vagrants, 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 196**, a bill for an act to establish a permanent Arbor Week, 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 Weber submitted the following report:

MR. PRESIDENT: Your committee on public lands and buildings to which was referred **Senate File 344**, a bill for an act relating to payments on the contract price of public construction contracts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE W. WEBER, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public lands and buildings to which was referred **Senate File 401**, a bill for an act granting the town of LeClaire title to the bed and banks of the Mississippi River and islands and made lands therein, within stated boundaries, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE W. WEBER, Chairman.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 207**, a bill for an act to revert to the general fund of the state the unexpended balance of appropriations provided for the improvement of university hospital buildings for the care and treatment of emotionally disturbed or mentally retarded children, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 244**, a bill for an act relating to the money received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1958, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 548**, a bill for an act to appropriate funds from the general fund of the state to the conservation commission for construction, replacement, repairs, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, Chairman.

Ordered passed on file.

Senator Price submitted the following report:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 327**, a bill for an act relating to the registration tolerance of vehicles transporting raw farm products, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 327 by adding thereto a new paragraph to section 1 as follows:

"The truck operator shall have in his possession a receipt showing place of processing on his return trip."

CARROLL PRICE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation to which was referred **Senate File 356**, a bill for an act relating to the vacating of any rule, order, or regulation made by the state commerce commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARROLL PRICE, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on transportation to which was referred **House File 53**, a bill for an act relating to trucks pulling a four (4) wheel trailer, 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 Gillespie and found on pages 483 and 484 of the Senate Journal; and when so amended the bill do pass.**

CARROLL PRICE, Chairman.

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 151**, a bill for an act relating to the acquisition by certain cities of river front land, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 321**, a bill for an act relating to motor vehicle testing stations of cities and towns, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 380**, a bill for an act to amend chapter three hundred seventy-two (372), Code 1958, relating to river-front improvement commissions of cities, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend Senate File 380 by striking after the word "cities" in line 4 of section 1, the following: "which now or hereafter have a population of one hundred fifty thousand (150,000) or more according to the last subsequent federal census,".

JACK MILLER, *Chairman.*

Ordered passed on file.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S.F. 286	S.F. 311	S.F. 420	S.F. 475
H.F. 123	H.F. 75		

DAVID O. SHAFF, *Chairman,*
Steering Committee.

AMENDMENTS FILED

- 1 Amend Senate File 34 as follows:
- 2 Amend Senate File 34 by striking all of section 6.

JOHN J. O'CONNOR.

- 1 Amend the Butler amendment to Senate File 128 filed March 10,
- 2 1959, line 2, by striking the following: "Sec. 9."

GUY G. BUTLER.

- 1 Amend the Elijah, et al., amendment to Senate File 128 filed
- 2 February 18, 1959, line 2, by striking the following: "Sec. 9."

EARL ELIJAH.

- 1 Amend Senate File 130 by striking section 1 and inserting
- 2 in lieu thereof the following:
- 3 Section 1. Section three hundred seventeen point three
- 4 (317.3), Code 1958, is amended by adding after the words, "general
- 5 fund" in line twenty-six (26) the words, "or weed eradicating
- 6 equipment and materials fund".

FRANK HOXIE.

- 1 Amend Senate File 173 as follows:
- 2 By striking all of Section 4 and by inserting in lieu
- 3 thereof the following:
- 4 "Sec. 4. This Act, being deemed of immediate importance,
- 5 shall take effect and be in force from and after its publica-
- 6 tion in the Seymour Herald, a newspaper published in Seymour,
- 7 Iowa, and in the Diagonal Reporter, a newspaper published in
- 8 Diagonal, Iowa."

W. C. STUART.

1 Amend section 2 of Senate File 173 as follows:

- 2 1. By striking lines 14 through 16 and
3 inserting in lieu thereof the following:
4 "committee shall be a member and shall select two (2)
5 members from his committee and the chairman of the designated
6 standing committee in the House shall be a member and shall
7 select two (2) members from his committee and".
8 2. By inserting in line 18 after the word,
9 "committee." the following:
10 "A chairman of a standing committee may, in lieu of
11 serving on the joint advisory committee, appoint a third
12 member of his committee."

EARL ELIJAH.

1 Amend Senate File 314 by striking section 5 and

- 2 inserting in lieu thereof the following:
3 Sec. 5. Section ninety-seven B point forty-two (97B.42),
4 Code 1958, is amended by adding at the end thereof the following:
5 "This chapter shall have no application to any person who be-
6 comes a public employee after January 1, 1960, unless such person
7 at the time of employment is already a member of the retirement
8 system."

J. T. DYKHOUSE.

1 Amend the Stuart, et al., amendment to Senate File 336, filed
2 March 11, 1959 as follows:

- 3 1. Amend line 18, by inserting after the word "agreeing" the
4 words "or refusing".
5 2. Amend line 21, by striking the word "Said" and inserting
6 in lieu thereof the following: "If the said school board of the
7 community school district agrees to accept said school district not
8 operating a high school, said".

W. C. STUART.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 18, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Charles J. Phelan, pastor of Saint Theresa's Catholic Church, Des Moines, Iowa.

PETITIONS

By Senator Lynes, from eighty-four residents of Bremer and Butler Counties in opposition to liquor by the drink.

HAPPY BIRTHDAY

Senator Mincks, on behalf of the members of the Senate, extended to Senator Coleman "Happy Birthday" wishes.

PRESENTATION OF VISITORS

Senator Lynes asked and received unanimous consent to present to the Senate eleven students from the Allison High School who were present in the balcony accompanied by their instructor, Mrs. Nuss.

Senator Price asked and received unanimous consent to present to the Senate forty-six students from the Pleasantville Community Schools who were present in the balcony accompanied by their instructors, Jack Reeder and Howard Den Hartog.

Senator Prentis asked and received unanimous consent to present to the Senate twenty-five students from Shannon City High School who were present in the balcony accompanied by their instructors, Mr. Henderson, Mr. Wilkins and Mrs. Pinnick.

Senator Hoxie asked and received unanimous consent to present to the Senate ten students, members of the girls' basketball team, from the Farragut High School who were present in the Senate chamber accompanied by their instructor, Harold Dinsmore.

Senator McCurdy asked and received unanimous consent to present to the Senate fourteen members of the social science class of Penn College, Oskaloosa, who were present in the balcony accompanied by their instructor, Professor Paul Bechtold.

Senator Eppers asked and received unanimous consent to present to the Senate twenty students, members of the girls' basketball squad,

from the Argyle High School who were present in the Senate chamber accompanied by their instructor, Mr. Merritt.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-three students from the Clive Elementary School, Polk County, who were present in the balcony accompanied by their instructor, Mr. Wright.

Senator Potter asked and received unanimous consent to present to the Senate the members of the girls' basketball team from the Calmar High School who were present in the Senate chamber accompanied by their coach, C. R. Lund.

Senator Dykhouse asked and received unanimous consent to present to the Senate nine members of the girls' basketball team from the George High School who were present in the Senate chamber accompanied by their supervisor, Mrs. Lichtenberg.

INTRODUCTION OF BILLS

Senate File 483, by committee on social security, a bill for an act to amend section ninety-six point seven (96.7), Code 1958, in order to increase the period within which employers may make voluntary employment security contributions.

Read first and second times and referred to the steering committee.

Senate File 484, by committee on transportation, a bill for an act to amend section three hundred twenty-one point three hundred ninety-five (321.395), Code 1958, to permit amber parking lamps.

Read first and second times and referred to the steering committee.

Senate File 485, by committee on transportation, a bill for an act relating to the license fee of motor vehicle dealers.

Read first and second times and referred to the steering committee.

Senate File 486, by committee on appropriations, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961.

Read first and second times and placed on the calendar.

Senate File 487, by committee on appropriations, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Read first and second times and placed on the calendar.

Senate File 488, by committee on cities and towns, a bill for an act to amend section three hundred sixty-three point forty-one (363.41), Code 1958, relating to annual dues to the league of Iowa municipalities.

Read first and second times and referred to the steering committee.

Senate File 489, by committee on Iowa development, a bill for an act relating to planning assistance for cities and towns under twenty-five thousand (25,000) population and to provide an appropriation therefor.

Read first and second times and passed on file.

Senate File 490, by committee on agriculture, a bill for an act relating to the boiling of waste materials from stockyards.

Read first and second times and referred to the steering committee.

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 336, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, relating to the reorganization of school districts, and the amendment filed thereto were taken up for further consideration.

Senator Stuart offered the following amendment to the amendment filed by Senators Stuart, Rigler and Shaff, found on pages 522 and 523 of the Senate Journal, and moved its adoption:

Amend the amendment as follows:

1. Amend line 18, by inserting after the word "agreeing" the words "or refusing".

2. Amend line 21, by striking the word "Said" and inserting in lieu thereof the following: "If the said school board of the community school district agrees to accept said school district not operating a high school, said".

The amendment to the amendment was adopted.

On motion of Senator Stuart, the amendment as amended was adopted.

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

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

Ayes, 49:

Boothby	Edelen	Gillespie	Hoschek
Buck	Elijah	Gilmour	Hoxie
Butler	Eppers	Grimstead	Long
Byers	Evans	Hansen	Lynes
Coleman	Fisher	Harbor	McCurdy
Dewel	Frommelt	Henry	Miller
Dykhouse	Getting	Hill	Mincks

Moore	Price	Schroeder	Turner
Nolan	Prince	Scott	Vance
O'Connor	Putney	Shaff	Walker
O'Malley	Rigler	Shoeman	Weber
Potter	Ringgenberg	Stuart	Wolf
Prentis			

Nays, none.

Absent or not voting, 1:

Hoffman

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

On motion of Senator Miller, Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns, was taken up for further consideration.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 345, section 1, line 6 by striking the words "meat processing establishments" and inserting in lieu thereof the following: "public stockyards and slaughtering establishments wherein full-time federal inspection is maintained".

The amendment was adopted.

Senator Miller asked and received unanimous consent to withdraw the amendment filed by him and found on page 523 of the Senate Journal.

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

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

Ayes, 45:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Schroeder
Butler	Gilmour	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Dewel	Hoffman	Nolan	Prentis
Henry			

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

Senator Elijah asked and received unanimous consent that Senate File 345 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Wolf, Senate File 304, a bill for an act relating to the providing of amphetamine or any of its derivatives to inmates of any of the institutions under the jurisdiction of the board of control, was taken up and considered.

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

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

Ayes, 43:

Boothby	Getting	Miller	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Butler	Gilmour	Moore	Scott
Coleman	Grimstead	O'Connor	Shaff
Dykhouse	Hansen	O'Malley	Shoeman
Edelen	Harbor	Potter	Stuart
Elijah	Hill	Prentis	Turner
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Henry	McCurdy	Vance
Dewel	Hoffman	Nolan	

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

On motion of Senator Hoxie, House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 245 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended by adding thereto the following subsection:

'Fifty (50) miles per hour at any time on secondary roads without portland cement, concrete, or bituminous surface. Whenever the board of supervisors of any county shall determine upon the basis of an engineering and traffic investigation conducted by the state highway commission when so requested by said board that the speed limit on any secondary road with any type of surface is greater than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of

a secondary road, said board shall determine and declare a reasonable and safe speed limit thereat which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the highway.' ”

Senator Shoeman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word and figure “Fifty (50)” in line 6 and inserting in lieu thereof the word and figure “Sixty (60)”.

The amendment to the amendment was adopted.

COMMITTEE OF THE WHOLE

Senator Harbor asked unanimous consent that the Senate resolved itself into a committee of the whole for the purpose of further questioning on House File 245.

Objection was raised.

Senator Harbor moved that the Senate resolve itself into a committee of the whole for further questioning on House File 245, which motion prevailed.

The Senate arose from the committee of the whole and resumed regular session, Senator Schroeder presiding.

Senator Long asked and received unanimous consent that action on House File 245 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Gillespie, Senate File 148, a bill for an act to authorize the state board of regents to erect, equip, maintain and operate self-liquidating buildings and facilities, to use and acquire land therefor, to fix student fees and charges for their payment and to borrow money and pledge the student fees and charges, the property and the rents and profits therefrom for such purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gillespie offered the following amendment, filed by Senators Gillespie and Walker, and moved its adoption:

Amend Senate File 148 by adding the following section:

“Sec. 11. All such self-liquidating projects under this Act shall be first approved by the budget and financial control committee.”

The amendment was adopted.

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

On the question “Shall the bill pass?” the vote was:

Ayes, 48:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Elijah Long

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

Senator Gillespie moved that the 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 Gillespie asked and received unanimous consent that Senate File 148 be immediately messaged to the House, which request was complied with.

On motion of Senator Stuart, Senate File 173, a bill for an act to amend chapter two (2) of the Code relating to the legislative research committee and research bureau and to provide for more legislative participation in legislative research, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah offered the following amendment and moved its adoption.

Amend section 2 of Senate File 173 as follows:

1. By striking lines 14 through 16 and inserting in lieu thereof the following:

"committee shall be a member and shall select two (2) members from his committee and the chairman of the designated standing committee in the House shall be a member and shall select two (2) members from his committee and".

2. By inserting in line 18 after the word, "committee." the following:

"A chairman of a standing committee may, in lieu of serving on the joint advisory committee, appoint a third member of his committee."

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 173 as follows:

By striking all of section 4 and by inserting in lieu thereof the following: "Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Seymour Herald, a newspaper published in Seymour, Iowa, and in the Diagonal Reporter, a newspaper published in Diagonal, Iowa."

The amendment was adopted.

Senator Harbor offered the following amendment and moved its adoption:

Amend Senate File 173 by:

1. Striking all of section 1.
2. Renumbering all of the remaining sections.

President McManus took the chair at 11:30 a.m.

The amendment was lost.

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

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

Ayes, 48:

Boothby	Frommelt	Long	Prince
Buck	Getting	Lynes	Putney
Butler	Gillespie	McCurdy	Rigler
Byers	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Shaff
Dykhouse	Harbor	Nolan	Shoeman
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf

Absent or not voting, 1:

Walker

Nays, 1:

Scott

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

NONCONTROVERSIAL CALENDAR THIRD READING OF BILLS

On motion of Senator Schroeder, Senate File 100, a bill for an act to legalize and validate the proceedings of the board of directors of the Bettendorf Community School District, in the County of Scott, State of Iowa, authorizing and providing for the issuance, sale, and delivery of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with

report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 100, section 2, by striking all of lines 4, 5, and 6 and inserting in lieu thereof the following: "Bettendorf, Iowa, and in The Daily Times, a newspaper published in Davenport, Iowa, without expense to the state."

The amendment was adopted.

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

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

Ayes, 47:

Boothby	Frommelt	Lynes	Rigler
Buck	Gettling	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Putney	

Nays, none.

Absent or not voting, 3:

Harbor	Prince	Wolf
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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 Grimstead, Senate File 411, a bill for an act to amend section fifteen point forty-two (15.42), Code 1958, relating to permissive use of duplicators, was taken up and considered.

Senator Grimstead offered the following amendment and moved its adoption:

Amend Senate File 411 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section fifteen point forty-two (15.42), Code 1958, is hereby amended by striking the word, 'used.' at the end of such section and by adding thereto the following:

'purchased or used without the approval of the state superintendent of printing.'"

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhousé	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Byers	McCurdy	Prince	Walker
Long			

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

On motion of Senator Getting, Senate File 81, a bill for an act relating to appeals from acts or orders of the Iowa Natural Resources Council, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 43:

Boothby	Gillespie	Miller	Riggenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhousé	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Weber
Fisher	Hoxie	Putney	Wolf
Getting	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Frommelt	McCurdy	Walker
Evans	Long	Prince	

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

Senator Getting asked and received unanimous consent that Senate File 81 be immediately messaged to the House, which request was complied with.

On motion of Senator Getting, Senate File 326, a bill for an act relating to the authority of the county board of supervisors to regulate and license certain business establishments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Price asked and received unanimous consent that action on Senate File 326 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Miller, House File 56, a bill for an act relating to the abolishment of certain boards and commissions created by cities and towns, was taken up for further consideration.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 56 by striking all of section 6.

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Lynes	Putney	Weber
Fisher	McCurdy	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Byers	Harbor	Long	Prince
Frommelt			

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

Senator Miller asked and received unanimous consent that House File 56 be immediately messaged to the House, which request was complied with.

On motion of Senator Shaff, Senate File 170, a bill for an act to amend sections two hundred thirty point twenty-five (230.25), and two hundred thirty point twenty-six (230.26), Code 1958, relating to

lien of assistance, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 44:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Lynes	Putney	Weber

Nays, none.

Absent or not voting, 6:

Byers	Harbor	Prince	Wolf
Frommelt	Long		

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

On motion of Senator Gilmour, Senate File 122, a bill for an act relating to employees under civil service in cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller objected to further action on Senate File 122 under "noncontroversial bills" and the Chair ruled that action on the bill be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Elijah, Senate File 24, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah asked and received unanimous consent that House File 15 be substituted for Senate File 24.

On motion of Senator Elijah, House File 15, a bill for an act relating to the penalty for minors convicted of a violation of laws relating to beer and malt liquors, was taken up and considered.

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

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

Ayes, 43:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Schroeder
Butler	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Putney	Weber
Fisher	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Harbor	Price	Wolf
Frommelt	Long	Prince	

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

Senator Elijah asked and received unanimous consent that Senate File 24 be withdrawn from further consideration of the Senate.

President pro tempore Lynes took the chair at 12:40 p.m.

On motion of Senator Shoeman, Senate File 280, a bill for an act to amend sections one hundred sixty-seven point fifteen (167.15), one hundred sixty-seven point sixteen (167.16) and one hundred sixty-seven point seventeen (167.17), Code 1958, relating to the transportation of dead animals, was taken up and considered.

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

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

Ayes, 40:

Boothby	Grimstead	Mincks	Ringgenberg
Buck	Hansen	Moore	Schroeder
Butler	Henry	Nolan	Scott
Coleman	Hill	O'Connor	Shaff
Dewel	Hoffman	O'Malley	Shoeman
Dykhouse	Hoschek	Potter	Stuart
Edelen	Hoxie	Prentis	Turner
Elijah	Lynes	Price	Vance
Eppers	McCurdy	Putney	Walker
Fisher	Miller	Rigler	Weber

Nays, none.

Absent or not voting, 10:

Byers	Getting	Harbor	Prince
Evans	Gillespie	Long	Wolf
Frommelt	Gilmour		

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

On motion of Senator O'Malley, Senate File 129, a bill for an act to amend section three hundred twenty-one point four hundred thirty (321.430), Code 1958, relating to brake requirements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Boothby	Grimstead	Mincks	Ringgenberg
Buck	Hansen	Moore	Schroeder
Butler	Harbor	Nolan	Scott
Coleman	Henry	O'Connor	Shaff
Dewel	Hill	O'Malley	Shoeman
Dykhouse	Hoffman	Potter	Stuart
Edelen	Hoschek	Prentis	Turner
Elijah	Hoxie	Price	Vance
Fisher	Lynes	Putney	Walker
Getting	McCurdy	Rigler	Weber
Gillespie	Miller		

Nays, none.

Absent or not voting, 8:

Byers	Evans	Gilmour	Prince
Eppers	Frommelt	Long	Wolf

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

On motion of Senator Buck, Senate File 86, a bill for an act relating to the height of vehicles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buck asked and received unanimous consent that House File 188 be substituted for Senate File 86.

On motion of Senator Buck, House File 188, a bill for an act relating to the height of vehicles, was taken up and considered.

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

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

Ayes, 43:

Boothby	Coleman	Edelen	Frommelt
Buck	Dewel	Elijah	Getting
Butler	Dykhouse	Fisher	Gillespie

Gilmour	Hoxie	O'Malley	Shaff
Grimstead	Lynes	Potter	Shoeman
Hansen	McCurdy	Prentis	Stuart
Harbor	Miller	Putney	Turner
Henry	Mincks	Rigler	Vance
Hill	Moore	Ringgenberg	Walker
Hoffman	Nolan	Schroeder	Weber
Hoschek	O'Connor	Scott	

Nays, none.

Absent or not voting, 7:

Byers	Evans	Price	Wolf
Eppers	Long	Prince	

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

Senator Buck asked and received unanimous consent that Senate File 86 be withdrawn from further consideration of the Senate.

On motion of Senator Rigler, Senate File 172, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 40:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Evans	Hoxie	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 10:

Byers	Frommelt	Long	Prince
Eppers	Harbor	Price	Scott

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

On motion of Senator Nolan, Senate File 225, a bill for an act to enable and empower the State of Iowa to convey certain easements and rights in, to and over certain lands owned by the State of Iowa in Johnson County, Iowa, in furtherance of the Coralville Reservoir

Project, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment and moved its adoption :

Amend Senate File 225 as follows by striking all of section 5 thereof, and by inserting in lieu thereof the following:

"Sec. 5. This Act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa City Press-Citizen, a newspaper published in Iowa City, Iowa, and in the Traer Star-Clipper, a newspaper published in Traer, Iowa."

The amendment was adopted.

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

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

Ayes, 39:

Boothby	Getting	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Henry	Nolan	Shoeman
Dykhouse	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Elijah	Hoschek	Potter	Vance
Evans	Hoxie	Prentis	Weber
Fisher	Lynes	Putney	

Nays, none.

Absent or not voting, 11:

Byers	Gillespie	Price	Walker
Eppers	Harbor	Prince	Wolf
Frommelt	Long	Scott	

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

Senator Nolan asked and received unanimous consent that Senate File 225 be immediately messaged to the House, which request was complied with.

On motion of Senator Nolan, Senate File 409, a bill for an act relating to liability insurance for commissions, departments, boards and agencies of the state and their employees, was taken up and considered.

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

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

Ayes, 29:

Buck	Hansen	Miller	Ringgenberg
Butler	Henry	Mincks	Schroeder
Coleman	Hill	Moore	Shoeman
Dewel	Hoschek	Nolan	Stuart
Dykhouse	Hoxie	Potter	Turner
Elijah	Lynes	Putney	Vance
Evans	McCurdy	Rigler	Weber
Getting			

Nays, 3:

Boothby	Hoffman	Prentis
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Absent or not voting, 18:

Byers	Gillespie	O'Connor	Scott
Edelen	Gilmour	O'Malley	Shaff
Eppers	Grimstead	Price	Walker
Fisher	Harbor	Prince	Wolf
Frommelt	Long		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 1, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for construction, materials, and equipment necessary for a firemanship and civil defense training center and fire protection building on the campus of the college, Ames, Iowa.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed, House File 19, a bill for an act relating to the recording of instruments.

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 hunting and fishing upon cultivated or inclosed lands.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 139, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 141, a bill for an act to exempt county homes from nursing home regulations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 225, a bill for an act relating to the organization of the Iowa national guard.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 248, a bill for an act relating to the payment of tuition to local school boards by the state board of regents at certain institutions under the control of said board.

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 the organization of the Iowa national guard.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 355, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 356, a bill for an act to authorize the board of control to transfer employees from any institution under its jurisdiction to any other such institution at state expense.

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 salaries of the deputy superintendent of banking and bank examiners, thereby enabling the state banking board to compensate said employees on a basis comparable to the compensation provided to those in positions of similar responsibility by the federal bank supervisory departments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 392, a bill for an act relating to the position of quartermaster and property officer in the national guard.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 498, a bill for an act to make appropriations to the state board of control for capital improvements.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 19

Amend the Senate amendment to House File 19 as follows:

Amend by striking from line 7 of section 2 the words and figures "fifty cents (50c)" and inserting in lieu thereof the words and figures "one dollar (\$1.00)"; also by inserting in line 8 of section 2 after the word "page" the following: "or fraction thereof".

HOUSE MESSAGES CONSIDERED

House File 1, a bill for an act to appropriate from the general fund of the State of Iowa to the state board of regents for construction, materials, and equipment necessary for a firemanship and civil defense training center and fire protection building to be located on the campus of the college of agriculture and mechanic arts at Ames, Iowa.

Read first and second times and passed on file.

House File 82, a bill for an act relating to hunting and fishing upon cultivated or inclosed lands.

Read first and second times and passed on file.

House File 139, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees.

Read first and second times and passed on file.

House File 141, a bill for an act to exempt county homes from nursing home regulations.

Read first and second times and passed on file.

House File 225, a bill for an act relating to the organization of the Iowa national guard and to amend chapter twenty-nine (29), Code 1958, relating thereto.

Read first and second times and passed on file.

House File 248, a bill for an act relating to the payment of tuition to local school boards by the state board of regents at certain institutions under the control of said board.

Read first and second times and passed on file.

House File 308, a bill for an act relating to the organization of the Iowa national guard and to amend chapter twenty-nine (29), Code 1958, relating thereto.

Read first and second times and passed on file.

House File 355, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory.

Read first and second times and passed on file.

House File 356, a bill for an act to authorize the board of control to transfer employees from any institution under its jurisdiction to any other such institution at state expense.

Read first and second times and passed on file.

House File 377, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1958, relating to salaries of the deputy superintendent of banking and bank examiners, thereby enabling the state banking board to compensate said employees on a basis comparable to the compensation provided to those in positions of similar responsibility by the federal bank supervisory departments.

Read first and second times and passed on file.

House File 392, a bill for an act relating to the position of quartermaster and property officer in the national guard of the State of Iowa and to amend section twenty-nine point nineteen (29.19), Code 1958, relating thereto.

Read first and second times and passed on file.

House File 498, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee.

Read first and second times and passed on file.

SENATE CONCURRENT RESOLUTION 13

By Buck, Vance, and Schroeder

Whereas, the Congress of the United States of America has voted admission of Alaska and Hawaii as the 49th and 50th states;

Whereas, the President of the United States of America has signed into law bills providing for statehood for Alaska and Hawaii;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Fifty-eighth General Assembly of Iowa, speaking for and on behalf of the citizens of Iowa, does hereby congratulate the citizens of Alaska and Hawaii upon their having attained statehood and sincerely welcome our new sister states into the family of states.

Be It Further Resolved, that the Secretary of the Senate be directed to transmit a certified copy of this resolution to the Governor of Alaska and to the Territorial Governor of Hawaii.

The following communication was received from the office of the State Comptroller:

OFFICE STATE COMPTROLLER

February 13, 1959.

No.	Names of Claimant and Nature of Claim	Amount of Claim
168-58	Fred J. Keppy, RFD, Davenport, Iowa—Loss of Live-stock, exposed to scrapie	\$ 1,932.03
170-58	Rendell Owens, 615 South A Street, Oskaloosa, Iowa—Hotel meals and mileage while tax commission employee	681.20
183-58	Winnebago County, Court House, Forest City, Iowa—Drainage district levies	1,426.38
185-58	Allied Mutual Casualty Co., 700 Fourth Street, Des Moines, Iowa—Car damage	164.02
188-58	Ralph Mortice, 1407 High Street, Apt. 1, Des Moines, Iowa—Personal injury while inmate at Anamosa	10,000.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
191-58	J. H. Eyler Funeral Home, 602 North Main, Clarion, Iowa—Funeral and burial expense (O.A.R.)	150.00
192-58	Carson's Funeral Home, 318 West Pleasant Street, Maquoketa, Iowa—Funeral and burial services (O.A.R.)	150.00
193-58	Joseph J. Sullivan, 1083 Cherokee, Apt. 307, Denver 4, Colorado—World War II bonus	430.00
197-58	Pocahontas County Treasurer, Pocahontas, Iowa — Drainage assessment	139.48
202-58	Low & Campbell Athletic Goods, 1511 Baltimore Avenue, Kansas City, Missouri—Merchandise	93.42
211-58	J. E. Rose, M.D., 708 Sixth Street, Grundy Center, Iowa —Medical care	172.00
213-58	Don Marion Bibby, Bloomfield, Iowa—License refund	105.00
215-58	Des Moines County, Court House, Burlington, Iowa—Care of juvenile, Toledo, Iowa	3,765.65
216-58	Parkersburg Comm. Sch. Dist., Parkersburg, Iowa—Sales tax refund	24.85
217-58	Carlton Teff, Dorchester, Iowa—Fuel Tax Refund	21.64
218-58	L. B. Davenport, 19 Rainbow Drive, Humboldt, Iowa—Deer Damage	50.00
219-58	Charles Shannon, Afton, Iowa—Deer Damage	25.09
220-58	Oscar Olson, Opposite Post Office, Fort Dodge, Iowa—Homestead and Soldier's Exemptions	—
221-58	Jones County Treasurer, Anamosa, Iowa—Agricultural Land Tax Credit	386.39
222-58	Schoitz Memorial Hospital, Ridgeway and Kimball Ave., Waterloo, Iowa—Medical expense	38.30
223-58	Melvin Dorr, Marcus, Iowa—Ancient warrant	70.87
224-58	O. T. Turner, RFD 1, Pocahontas, Iowa—Overcharge of registration fees	67.00
225-58	Frank S. Baldrige, 3301 56th Street, Des Moines, Iowa —Clothing cut from him at hospital	21.69
226-58	Iowa Methodist Hospital, 1200 Pleasant Street, Des Moines 14, Iowa—Hospitalization expenses	501.55
227-58	Grundy Center Com. School, Grundy Center, Iowa—Use Tax Refund	135.60
228-58	City of Red Oak, Red Oak, Iowa—Use Tax Refund	1,109.60
230-58	Marion Schafer, Wapello, Iowa—Motor fuel tax warrant	18.99
232-58	Kempter-Gallagher Funeral Home, Bellevue, Iowa —Funeral for O.A.P.	175.00
234-58	Kempter-Gallagher Funeral Home, Bellevue, Iowa —Funeral for O.A.P.	175.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
235-58	City of Des Moines, Des Moines, Iowa—Sewer cost	27,137.27
236-58	Chicago, Burlington & Quincy R.R. Co., 547 West Jackson Boulevard, Chicago 6, Illinois—Railroad crossing expense	534.76
238-58	Martin L. Larson, Remson, Iowa—Loss of cow from rabies	250.00
240-58	City of Vinton, Vinton, Iowa—Sewer assessment	1,880.73
242-58	Roscoe L. Peet, Box 741, Great Falls, Montana—License refund	35.00
245-58	Donald Dreessen, 686 38th Street, Des Moines, Iowa—Salary	45.00
246-58	City of Atlantic, Iowa, Waterworks Trustees, 4th and Walnut Streets, Atlantic, Iowa—Sales and use tax refund	1,288.94
247-58	Overhead Door Company of Iowa, 3829 70th Street, Des Moines, Iowa—Merchandise delivered	22.35
248-58	Harry R. Hagge, 1204 North Court Street, Carroll, Iowa—Salary	45.00
249-58	Marvin Messerschmidt, Box 316, Farley, Iowa—Salary	45.00
250-58	Walter Funeral Home, Mapleton, Iowa—Funeral claim, OAA	175.00
251-58	City of Nevada, 631 K. Avenue, Nevada, Iowa—Sales tax refund	137.22
252-58	City of Marengo, 153 East Main Street, Marengo, Iowa—Sales tax refund	80.04
253-58	Town of Lawler, Lawler, Iowa—Tax refund	221.00
254-58	State Tax Commission, Military service credits for various counties as follows: 1957 Cerro Gordo County Treasurer\$.92 Dubuque County Treasurer 3.03 Lee County Treasurer 20.94	
	Total	24.89
255-58	Mrs. Beverly J. Muma, 3640 Nebraska Street, Sioux City, Iowa—Personal damage	217,865.00
256-58	Philadelphia Fire and Marine Insurance Company, 2501 Grand Avenue, Des Moines, Iowa—Property damage	20,000.00
257-58	Caldwell-Brien Funeral Home, 2100 University, Des Moines, Iowa—Funeral expenses	225.00
258-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	225.00
259-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	210.00
260-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	225.00

No.	Name of Claimant and Nature of Claim	Amount of Claim
261-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	213.00
262-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	225.00
263-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	175.00
264-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	175.00
265-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	175.00
266-58	Caldwell-Brien Funeral Home, Des Moines, Iowa—Funeral expenses	175.00
267-58	Martensdale Community Sch. Dist., Martensdale, Iowa—Use tax refund	124.84
Highway Commission Claims		
H-44-58	Charlotte Hoey, Sheryl A. Webb and Richard James Webb, 625 9th Street, West Des Moines, Iowa—Crop damage	948.10
H-45-58	Cassie M. Hartzell, Keswick, Iowa—Well damage	1,423.04
H-49-58	Ernest Edward Trachta, Darlene Trachta, RFD 2, Cedar Rapids, Iowa—Damage by Highway Commission	22,200.00
H-50-58	John M., Patricia M., Susan H. Carlin, 4108 N. Barlett Avenue, Shorewood 11, Wisconsin—Personal injury and car damage	22,358.70
H-51-58	Ohio Cas. Ins. Company, 729-734 Ins. Exchange Bldg., Des Moines 8, Iowa—Car damage	447.00
H-52-58	Arden C. Jordan, 1519 Grand Avenue, Des Moines, Iowa—Car damage	50.00
H-53-58	Connecticut Fire Ins. Company, 812 Fleming Building, Des Moines, Iowa—Insured's car damage	308.23
H-54-58	George R. and Lucille Molte, RFD, Corning, Iowa—Land damage	1,080.00
H-55-58	John E. Hedding, Emmetsburg, Iowa—Car damage	106.17
H-57-58	Orlo Eimen, Homestead, Iowa—Car damage	140.00
H-59-58	Arnold Gade, Secy., Whittemore, Iowa—Broken telephone lines and pole	296.57

BILLS ASSIGNED TO COMMITTEE

President McManus announced the assignment of the following bill to committee:

S. F. 489 Appropriations (under Senate Rule 21)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 294 and House Joint Resolution 23.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 294 and House Joint Resolution 23.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 13th day of March, 1959, sent to the Governor for his approval: Senate File 294.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 11, 1959, the Governor had approved the following bill:

Senate File 313, relating to proceedings of the Board of Supervisors of Cerro Gordo County.

A communication was also received announcing that on March 12, 1959, the Governor had approved the following bills:

Senate File 62, relating to the organization and establishment of the community school district of Dunlap.

Senate File 109, relating to the proceedings of the Board of Directors of the Pocahontas Community School District.

Senate File 178, relating to the National TTT Society.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Mary Hawkins of Polk County as a Senate Matron, effective March 15, 1959.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of Georgia Howard of Polk County as a Senate Matron, effective March 16, 1959.

Senator Putney announced the appointment of Elmer E. Pennington of Polk County as a Senate Doorkeeper, effective March 13, 1959.

REPORTS OF COMMITTEES

Senator Fisher submitted the following report:

MR. PRESIDENT: Your committee on Iowa development to which was referred **Senate File 362**, a bill for an act to establish a commission on interstate cooperation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

J. LOUIS FISHER, *Chairman*.

Ordered passed on file.

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 456**, a bill for an act to provide for increased additions to surplus of a co-operative association, to provide for payment of deferred patronage dividends of a co-operative association upon the death of a member or patron or the dissolution of a member or patron association, and to remove the limitation on the exemption of securities of a co-operative association from the Iowa Securities Law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 458**, a bill for an act to entitle patrons of an Iowa co-operative association to share in allocations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 259**, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend House File 259, section 6, by striking all of line 17 after the figure "1", and inserting in lieu thereof the words and figures "500,000 per 3 hours P-7/4 in 2 hours".

CARL H. RINGGENBERG, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 128 by striking all of section 8
- 2 and inserting in lieu thereof the following:
- 3 "Sec. 8. Section five hundred thirty-six point thirteen
- 4 (536.13), Code 1958, is hereby amended by striking all of line
- 5 one (1) of subsection four (4) and by substituting in lieu thereof
- 6 the following: 'Beginning July 4, 1959 and until such'; and by

7 striking from line five (5) the word 'three' and inserting in
 8 lieu thereof the words 'two and one-fourth'; and by striking
 9 from lines seven (7) and eight (8) the words 'two and one-half'
 10 and inserting in lieu thereof the words 'one and three-fourths';
 11 and by adding at the end the following: 'If such loan exceeds
 12 three hundred dollars (\$300.00) whether evidenced by one or
 13 more notes, then in that even the entire aggregate principal
 14 sum of such loan shall bear interest at a rate not in excess of
 15 one percent (1%) per month computed on the unpaid principal
 16 balance.'"

CARL H. RINGGENBERG.

1 Amend Senate File 335 as follows:
 2 1. By inserting as subsection 3 of section 1 the following:
 3 "3. One (1) chiropractor licensed to engage in the
 4 practice of chiropractic in this state."
 5 2. Further amend section 1 by renumbering the remaining
 6 subsections.

JIM O. HENRY.
 JOHN J. O'CONNOR.
 CHARLES F. EPPERS.
 CARL O. HOSCHEK.
 GEORGE L. SCOTT.
 JAKE B. MINCKS.
 C. EDWIN GILMOUR.
 H. C. BUCK.
 JOHN A. WALKER.

1 Amend Senate File 414, section 1, line 5, by inserting after the
 2 word "schools" the following: ", deputy county
 3 superintendents,".

CARL H. RINGGENBERG.
 C. EDWIN GILMOUR.

1 Amend House File 26 by adding thereto the following:
 2 "Sec. 2. This Act being deemed of immediate
 3 importance shall take effect and be in force from
 4 and after its publication in the Hamburg Reporter,
 5 a newspaper published in Hamburg, Iowa, and in the
 6 Garner Leader and Signal, a newspaper published in
 7 Garner, Iowa."

WALTER E. EDELEN.

1 Amend House File 139 as follows:
 2 1. Amend House File 139 by striking from lines 4
 3 and 5 of section 11 the following: "During such period
 4 neither party shall engage in any strike or lockout.".

DAVID O. SHAFF.

1 Amend House File 139 as follows:
 2 1. Amend House File 139 by adding the following
 3 new section: "A decision or report shall be
 4 advisory only and shall not be binding on either
 5 party.".

DAVID O. SHAFF.

- 1 Amend House File 245 by adding thereto the following new section:
- 2 Sec. 2. Twenty thousand dollars (\$20,000.00) is hereby
- 3 appropriated to each county out of the road use tax fund to pay
- 4 the costs incurred under this act.

GENE L. HOFFMAN.

- 1 Amend the title to House File 245, line 2, by inserting the
- 2 word "certain" after the word "on".

FRANK M. HOXIE.

On motion of Senator Schroeder, the Senate adjourned until 10:30 a.m., Monday, March 16, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 16, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Charles Kruse, pastor of the Plymouth Presbyterian Church, Akron, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Butler for the day on request of Senator Hoffman; Senator Potter for the morning on request of Senator O'Malley; Senator Scott for the day on request of Senator Harbor.

PETITIONS

By Senator Butler, from eleven residents of Humboldt County favoring proposed legislation pertaining to the Iowa securities law.

By Senator Elijah, from nine residents of Jones County favoring legislation controlling billboards on highways.

By Senator Hansen, from eight residents of Carroll County in opposition to a tax on fraternal societies.

By Senator Hansen, from eighteen residents of Greene County in opposition to liquor by the drink and favoring proposed legislation making mandatory a blood test if driving while intoxicated.

By Senator Moore, from thirty-six residents of Crawford County opposing a mandatory drivers training program in schools.

By Senator O'Malley, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator O'Malley, from fourteen residents of Polk County in opposition to liquor by the drink.

By Senator Prince, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Ringgenberg, from eighteen residents of Story County in opposition to capital punishment.

By Senator Vance, from eleven residents of Henry County in opposition to liquor by the drink.

By Senator Walker, from thirty residents of Hardin County in opposition to liquor by the drink.

SENATE FILE 280 MESSAGED TO THE HOUSE

Senator Shoeman asked and received unanimous consent that Senate File 280 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration House File 19, a bill for an act relating to the recording of instruments, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 19

Amend the Senate amendment to House File 19 as follows:

Amend by striking from line 7 of section 2 the words and figures "fifty cents (50c)" and inserting in lieu thereof the words and figures "one dollar (\$1.00)"; also by inserting in lien 8 of section 2 after the word "page" the following: "or fraction thereof".

The Senate concurred in the House amendment.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a third 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:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Henry	O'Connor	Shaff
Dykhouse	Hill	O'Malley	Shoeman
Elijah	Hoffman	Prentis	Stuart
Eppers	Hoschek	Price	Turner
Fisher	Hoxie	Prince	Vance
Getting	Lynes	Putney	Weber
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 12:

Butler	Evans	Long	Scott
Byers	Frommelt	Nolan	Walker
Edelen	Harbor	Potter	Wolf

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 Shaff, Senate File 142, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff asked and received unanimous consent that House File 139 be substituted for Senate File 142.

On motion of Senator Shaff, House File 139, a bill for an act to provide for the arbitration of differences between cities and associations of fire department employees, was taken up and considered.

Senator Shaff offered the following amendment:

Amend House File 139 as follows:

1. Amend House File 139 by striking from lines 4 and 5 of section 11 the following: "During such period neither party shall engage in any strike or lockout."

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment, line 3, by striking the figure "11" and inserting in lieu thereof the figure "10".

The amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 139 as follows:

1. Amend House File 139 by adding the following new section: "A decision or report shall be advisory only and shall not be binding on either party."

The amendment was adopted.

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

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

Ayes, 39:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Prentis	Turner
Eppers	Hoffman	Price	Vance
Fisher	Hoschek	Prince	Weber
Getting	Hoxie	Putney	

Nays, none.

Absent or not voting, 11:

Butler	Frommelt	Nolan	Walker
Byers	Long	Potter	Wolf
Evans	Miller	Scott	

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

Senator Shaff asked and received unanimous consent that House File 139 be immediately messaged to the House, which request was complied with.

Senator Shaff asked and received unanimous consent that Senate File 142 be withdrawn from further consideration of the Senate.

On motion of Senator Prentis, House File 244, a bill for an act relating to the moneys received by the treasurer of the State of Iowa under chapter three hundred twenty-four (324), Code 1958, on account of aviation gasoline, the refund thereof and the transfer of the unrefunded portion thereof to the state aviation fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 40:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Fisher	Hoxie	Prince	Walter
Getting	Lynes	Putney	Weber

Nays, 1:

Hill

Absent or not voting, 9:

Butler	Frommelt	Nolan	Scott
Byers	Long	Potter	Wolf
Evans			

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

On motion of Senator Prentis, House File 207, a bill for an act to revert to the general fund of the state the unexpended balance of appropriations provided for the improvement of university hospital

buildings for the care and treatment of emotionally disturbed or mentally retarded children, and to appropriate funds to the state board of regents for the construction and equipment of facilities for emotionally disturbed children, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Fisher	Hoxie	Prince	Walker
Getting	Lynes	Putney	Weber
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Evans	Long	Scott
Byers	Frommelt	Potter	Wolf

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

On motion of Senator Prentis, House File 548, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman asked and received unanimous consent that action on House File 548 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Prentis, Senate File 486, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961, was taken up and considered.

Senator Prentis offered the following amendment, filed by Senators Prentis and Harbor, and moved its adoption:

Amend Senate File 486 by striking section 3.

The amendment was adopted.

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

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

Ayes, 38:

Boothby	Gillespie	Miller	Rigler
Buck	Gilmour	Mincks	Ringgenberg
Coleman	Grimstead	Moore	Schroeder
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Malley	Shoeman
Edelen	Henry	Prentis	Stuart
Elijah	Hill	Price	Turner
Eppers	Hoxie	Prince	Vance
Fisher	Lynes	Putney	Weber
Getting	McCurdy		

Nays, none.

Absent or not voting, 12:

Butler	Hoffman	O'Connor	Walker
Byers	Hoschek	Potter	(present)
Evans	Long	Scott	Wolf
Frommelt			

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 47, a bill for an act to repeal the head tax levied on adults to provide funds for the old-age assistance fund, and to abolish the liens charged against property for delinquent head taxes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 115, a bill for an act relating to the appointment and compensation of probation officers and secretaries in the juvenile courts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 145, a bill for an act providing for yield of right of way signs.

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 relating to the credit committee of credit unions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 240, a bill for an act relating to credit unions.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 12, to create a special committee to make a fiscal, administrative and engineering survey of Iowa's highways, roads and streets, and to make an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 81, a bill for an act to provide for the immediate collection of personal property taxes when the owner is a resident of the State of Iowa, and is about to remove from the county or is about to dispose of his taxable personal property, and relating to the lien of personal taxes.

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 providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa great lakes sanitary district, which includes Spirit Lake, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 210, a bill for an act relating to the cancellation of insurance policies.

Also: 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 the compensation of the soldiers relief commission and relating to the commission emergency fund.

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 to define house trailers and mobile homes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 315, a bill for an act relating to liens for delinquent personal property tax.

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 to ratify the sale of certain real estate owned by the City of Monticello, County of Jones, and to authorize conveyance of legal title thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 324, a bill for an act relating to the necessary expenses and compensation of county weed commissioners and their deputies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 345, a bill for an act relating to the power of the state board of regents to purchase liability insurance in certain cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 380, a bill for an act authorizing the exclusion of atomic energy hazards from the statutory standard fire policy.

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 to authorize the sale and conveyance to Eastern Iowa Light and Power Cooperative of certain land in Muscatine County, lying below the ordinary high-water mark of the Mississippi River.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 444, a bill for an act to legalize and validate the proceedings of the board of directors of the Guthrie Center Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 448, a bill for an act relating to the lien the state acquires upon removal of obstructions from state-owned lands and waters, and to enact a substitute therefor, relating to the making unlawful of an encroachment and remedies for violation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 449, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Emmetsburg Community School District.

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 to legalize and validate the proceedings of the board of directors of the Emmetsburg Community School District and providing for the issuance of school building bonds, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 452, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 81, a bill for an act to provide for the immediate collection of personal property taxes when the owner is a resident of the State of Iowa, and is about to remove from the county or is about to dispose of his taxable personal property, and relating to the lien of personal taxes.

Read first and second times and passed on file.

House File 174, a bill for an act providing for the payment by the State of Iowa of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa great lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake, and other state-owned waters, in Dickinson County, Iowa.

Read first and second times and passed on file.

House File 210, a bill for an act relating to the cancellation of insurance policies.

Read first and second times and passed on file.

House File 256, a bill for an act relating to the compensation of the soldiers relief commission and relating to the commission emergency fund.

Read first and second times and passed on file.

House File 314, a bill for an act to define house trailers and mobile homes.

Read first and second times and passed on file.

House File 315, a bill for an act relating to liens for delinquent personal property tax.

Read first and second times and passed on file.

House File 321, a bill for an act to ratify the sale of certain real estate owned by the City of Monticello, County of Jones, State of Iowa, and to authorize conveyance of legal title thereto.

Read first and second times and passed on file.

House File 324, a bill for an act relating to the necessary expenses and compensation of county weed commissioners and their deputies.

Read first and second times and passed on file.

House File 345, a bill for an act relating to the power of the state board of regents to purchase liability insurance in certain cases.

Read first and second times and passed on file.

House File 380, a bill for an act authorizing the exclusion of atomic energy hazards from the statutory standard fire policy.

Read first and second times and passed on file.

House File 442, a bill for an act to authorize the sale and conveyance to Eastern Iowa Light and Power Cooperative of certain land in Muscatine County, Iowa, lying below the ordinary high-water mark of the Mississippi River.

Read first and second times and passed on file.

House File 444, a bill for an act to legalize and validate the proceedings of the board of directors of the Guthrie Center Community School District, in the Counties of Guthrie and Audubon, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and

declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

House File 448, a bill for an act to repeal section one hundred eleven point six (111.6), Code 1958, relating to the lien the state acquires upon removal of obstructions from state-owned lands or waters, and to enact a substitute therefor relating to the making unlawful of an encroachment on state-owned lands or waters and providing remedies for violations of this section.

Read first and second times and passed on file.

House File 449, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Emmetsburg Community School District in the County of Palo Alto, State of Iowa.

Read first and second times and passed on file.

House File 450, a bill for an act to legalize and validate the proceedings of the board of directors of the Emmetsburg Community School District, in the County of Palo Alto, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and passed on file.

House File 452, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts.

Read first and second times and passed on file.

House Joint Resolution 12, a joint resolution to create a special committee to make a fiscal, administrative and engineering survey of Iowa's highways, roads and streets, and to make an appropriation therefor.

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Rigler, Senate File 118, a bill for an act to amend chapter three hundred forty-seven (347), Code 1958, relating to county hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 118 as follows:

1. Amend section 7 by striking lines one (1) to eleven (11) thereof and inserting in lieu thereof the following:

"Section three hundred forty-seven point fourteen (347.14), Code 1958, is hereby amended by adding the following new subsection:

'Do all things necessary for the management, control and government of said hospital and exercise all the rights and duties pertaining to hospital trustees generally, unless such rights of hospital trustees generally are specifically denied by this chapter, or unless such duties are expressly charged by this chapter.'

2. Amend section 8, line 7, by inserting after the second word "the" the word "hospital", and by striking the words "and treatment".

3. By striking all of section three (3) thereof and renumbering the remaining sections.

4. By adding the following new section:

"Section three hundred forty-seven point twenty-two (347.22), Code 1958, is hereby repealed and the following inserted in lieu thereof:

'In those counties in which the board of supervisors has entered into a contract with a hospital other than a county hospital for the hospital care of indigent persons the board of supervisors shall determine those persons entitled to care at the county's expense.'

The amendment was adopted.

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

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

Ayes, 41:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9:

Butler	Frommelt	Long	Potter
Byers	Hoffman	O'Connor	Scott
Evans			

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

On motion of Senator Rigler, Senate File 119, a bill for an act to amend chapter three hundred eighty (380), Code 1958, relating to city hospitals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby offered the following amendment and moved its adoption:

Amend Senate File 119 as follows:

1. By striking from section 1, lines 1, 2, 3 and 4 thereof and substituting in lieu thereof the following:

"Section 1. Section three hundred eighty point six (380.6), Code 1958, is hereby amended by adding thereto the following:

The amendment was adopted.

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

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

Ayes, 40:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Prentis	Turner
Elijah	Hill	Price	Vance
Eppers	Hoschek	Prince	Walker
Fisher	Hoxie	Putney	Weber
Getting	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Frommelt	McCurdy	Potter
Byers	Hoffman	O'Connor	Scott
Evans	Long		

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

On motion of Senator Nolan, Senate File 296, a bill for an act relating to the time of payment of damages under eminent domain, was taken up and considered.

Senator Edelen offered the following amendments and moved their adoption:

Amend Senate File 296 as follows:

1. By striking from the title the words, "the time of payment of".

2. By adding thereto the following section:

"Sec. 3. Section four hundred seventy-two point fourteen (472.14), Code 1958, is hereby amended by adding the following words:

"In assessing the damages the owner or tenant will sustain, the commissioners shall consider and make allowance for personal property which is damaged or destroyed or reduced in value."

The amendments were adopted.

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

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

Ayes, 41 :

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9 :

Butler	Frommelt	Long	Potter
Byers	Hoffman	O'Connor	Scott
Evans			

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

On motion of Senator Dewel, Senate File 43, a bill for an act to amend chapter one hundred ten A (110A), Code 1958, relating to hunting season upon a game breeding and shooting preserve area, 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 :

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hoffman	Prentis	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9 :

Butler	Frommelt	Long	Potter
Byers	Hill	O'Connor	Scott
Evans	(present)		

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

On motion of Senator Hoxie, House File 26, a bill for an act to increase the speed limit for any vehicle drawing certain trailers, 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 26, section 1, line 9, by striking all after the word "drawing" and inserting in lieu thereof the following: "a one (1) or two (2) wheel trailer or a tandem wheel trailer not more than twenty-four (24) feet in length including towing arm with a gross weight of not more than three thousand (3,000) pounds."

Senator Edelen asked and received unanimous consent that action on House File 26 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Hoxie, Senate File 281, a bill for an act requiring special entrances to public buildings of the state for handicapped persons, with report of committee recommending amendment in accordance with the amendment filed by Senator Hoxie, and passage, was taken up and considered.

On motion of Senator Hoxie, the report of the committee was adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 281 by striking lines 4, 5, 6 and 7.

The amendment was adopted.

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

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

Ayes, 39:

Boothby	Gilmour	Miller	Schroeder
Buck	Grimstead	Mincks	Shaff
Coleman	Hansen	Moore	Shoeman
Dewel	Harbor	Nolan	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Getting	Lynes	Putney	Wolf
Gillespie	McCurdy	Rigler	

Nays, 1:

Dykhouse

Absent or not voting, 10:

Butler	Frommelt	O'Connor	Ringgenberg
Byers	Hoffman	Potter	Scott
Evans	Long		

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

On motion of Senator Elijah, Senate File 34, a bill for an act relating to the support of the poor, with report of committee recommending passage, was taken up and considered.

Senator Elijah asked and received unanimous consent that action on Senate File 34 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Miller, Senate File 286, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, was taken up and considered.

Senator Miller asked and received unanimous consent that action on Senate File 286 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Boothby, House File 123, a bill for an act to create an appointive commerce commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 39:

Boothby	Gilmour	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Dewel	Hansen	Mincks	Shaff
Dykhouse	Harbor	Moore	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Fisher	Hoschek	Price	Weber
Getting	Hoxie	Putney	Wolf
Gillespie	Lynes	Rigler	

Nays, 3:

Coleman	Nolan	Walker
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Absent or not voting, 8:

Butler	Evans	Long	Prince
Byers	Frommelt	O'Connor	Scott

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

Senator Shaff asked and received unanimous consent that Senate File 45 be withdrawn from further consideration of the Senate.

On motion of Senator Prentis, Senate File 311, a bill for an act relating to the deposit of public funds not needed for current operating expense, with report of committee recommending amendment in accordance with the amendments filed by Senators Henry and Prentis, and passage, was taken up and considered.

On motion of Senator Prentis, the report of the committee was adopted.

Senator Prentis offered the following amendments, filed by Senators Prentis and Henry, and moved their adoption:

1. Amend Senate File 311 by adding after the word "depositories" in line 4 of section 5 the following: "and the amounts severally deposited therein".

2. Further amend Senate File 311 by adding thereto the following new section:

"This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Nonpareil, a newspaper published at Council Bluffs, Iowa and the Journal-Reporter, a newspaper published at Leon, Iowa."

The amendments were adopted.

Senator Prentis offered the following amendment, filed by Senators Prentis and Henry, and moved its adoption:

Amend Senate File 311 by adding as a new section the following:

"This Act shall be construed as severable. A decision invalidating any portion hereof shall not affect other provisions which can be given effect without such invalid part."

The amendment was adopted.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 311, section 4, lines 5 and 6 by striking the words: "bonds and certificates of comparable duration" and inserting in lieu thereof the following: "securities of comparable maturity".

The amendment was adopted.

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

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

Ayes, 42:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Fisher	Hoxie	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Evans	Long	Potter
Byers	Frommelt	O'Connor	Scott

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

MOTION TO RECONSIDER

I move that the vote by which the Shoeman amendment to the committee amendment to House File 245 was adopted be reconsidered.

CARROLL PRICE

APPOINTMENT OF FLOWER COMMITTEE

Senator Schroeder asked and received unanimous consent that Senator Eppers be appointed as a committee of one on flowers.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 3, 125 and 175.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 3, 125 and 175.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 13, 1959, the Governor had approved the following bill:

Senate File 124, relating to daytime speed limits.

BILLS ASSIGNED TO COMMITTEE

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

H. F.	1	Schools and educational institutions
H. F.	81	Tax revision
H. F.	82	Judiciary 1

H. F. 141	Public health
H. F. 174	Appropriations
H. F. 210	Insurance
H. F. 225	Military affairs
H. F. 248	Schools and educational institutions
H. F. 256	Compensation of public officers and employees
H. F. 308	Military affairs
H. F. 314	Transportation
H. F. 315	Judiciary 1
H. F. 321	Judiciary 2
H. F. 345	Schools and educational institutions
H. F. 355	Board of control
H. F. 356	Board of control
H. F. 377	Compensation of public officers and employees
H. F. 380	Insurance
H. F. 392	Military affairs
H. F. 442	Public lands and buildings
H. F. 444	Judiciary 2
H. F. 448	Conservation
H. F. 449	Judiciary 2
H. F. 450	Judiciary 2
H. F. 498	Appropriations
H.J.R. 12	Highways

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S. F. 213	S. F. 113	S. F. 298	S. F. 427
S. F. 295	H. F. 312	S. F. 269	
S. F. 319	S. F. 346		

DAVID O. SHAFF, *Chairman,*
Steering Committee.

AMENDMENTS FILED

1 Amend Senate File 128 by adding thereto the following
2 section:
3 "Section five hundred thirty-six point thirteen (536.13),
4 Code 1958, is amended by adding thereto the following new
5 subsection:
6 'If an assignment of wages is given as security for a loan
7 made by a licensee under this chapter, then the employer of the
8 borrower to whom said assignment is directed may make a
9 service charge of not to exceed five dollars (\$5.00) for
10 recognizing and handling such assignment. Such charge shall
11 be payable in advance by the licensee to the employer before the
12 assignment shall be valid and shall not be charged to the
13 borrower.' "

JOHN A. WALKER.

1 Amend Senate File 162 as follows:
2 1. Amend Senate File 162 by inserting the words

3 "or financial consultant" after the word "agent" where
4 it appears in lines 5 and 7.

5 2. Further amend Senate File 162 by amending the
6 title by striking the period (.) after the word
7 "agent" in line 2 of the title and inserting the
8 following: "or financial consultant."

DAVID O. SHAFF.

1 Amend Senate File 286 as follows:

2 1. Amend section 2, by striking all of line 15 after the word "allowed"
3 and all of line 16 and inserting in lieu thereof a "period (.)".
4 2. Amend section 5, line 5, by striking the "hyphen (-)".

JACK MILLER.

1 Amend Senate File 326 by striking all of section 6
2 and renumbering the following sections.

DUANE E. DEWEL.
GEORGE O'MALLEY.
CLIFFORD VANCE.

1 Amend Senate File 326, by inserting after the word "power"
2 in line 2 of section 6 the following: "by order of the district
3 court".

D. C. NOLAN.

1 Amend Senate File 413, by inserting after the word "depart-
2 ment" in line 6 the following: ", which point system shall be
3 subject to and promulgated under the provisions of Chapter 17A,
4 Code 1958".

D. C. Nolan.

1 Amend Senate File 420 by inserting a quotation mark at the
2 end of line 125 of section 3.

HOWARD C. BUCK.

1 Amend House File 75 as follows:

2 1. Amend section 1 by adding after the comma (,)
3 in line 12, the words "or a person under eighteen (18)
4 years of age".

JOE COLEMAN.

1 Amend House File 548 as follows:

2 1. By striking the period (.) at the end of the title and
3 by inserting in lieu thereof the following:
4 " , and to provide additional funds for the conservation
5 commission."

6 2. By striking from lines 3 and 4 of section
7 1 the words, "one million four hundred ninety-two thousand
8 six hundred fifty (\$1,492,650.00)" and by inserting in lieu
9 thereof the words, "one million six hundred ninety-two thousand
10 six hundred fifty (1,692,650)".

11 3. By striking all after section 4 and by inserting
12 in lieu thereof the following:

13 "Sec. 5. There is hereby appropriated from the general fund
14 to the state conservation commission for improvement of North
15 Twin Lake the sum of two hundred thousand (200,000) dollars.

16 Sec. 6. There is hereby appropriated from the general fund
17 to the state conservation commission the sum of fifty thousand

18 (50,000) dollars to be used as a contingent fund; said
19 contingent fund shall be administered by the state conservation
20 commission. Allocations from said contingent fund shall be
21 made only for contingencies arising during the ensuing
22 biennium. No such allocation shall be made without prior
23 approval of the budget and financial control committee.

24 Sec. 7. The funds appropriated and set aside by this Act
25 shall not be expended until it shall be determined by the
26 conservation commission with approval of the budget and financial
27 control committee that its expenditures shall be for the best
28 interests of the state.

29 Sec. 8. The treasurer of the State of Iowa is hereby
30 empowered to invest any of the funds so appropriated and set
31 aside by the provisions of section one (1) of this Act in
32 securities of the United States government.

33 Sec. 9. When contracts, plans and specifications for
34 improvements for which funds are herein appropriated have
35 been accepted by the conservation commission and approved and
36 certified by the budget and financial control committee of the
37 State of Iowa, the state treasurer is authorized and directed to
38 sell sufficient securities herein provided in section eight (8)
39 of this Act to cover the cost of said improvement.

40 Sec. 10. When the state conservation commission determines
41 that it is desirable and necessary to perform any work provided
42 for in this Act, it shall let contracts for such purpose when
43 the estimated cost of such work is twenty-five thousand (25,000)
44 dollars or more. Such contracts shall be by sealed bids
45 invited by advertisement for three (3) weeks in a newspaper
46 with general circulation in the state.

47 Sec. 11. Section one hundred seven point seventeen (107.17),
48 Code 1958, is hereby amended as follows:

49 1. By adding thereto the following subsection:

50 'A state lake improvement fund.'

51 2. By inserting in line thirteen (13) of such section
52 after the period (.) the following:

53 'The state lake improvement fund shall consist of all moneys
54 accruing from the excise tax of five (5) percent on the gross
55 receipts from all sales of guns and water sports equipment.'

56 Sec. 12. Section four hundred twenty-two point forty-two
57 (422.42), Code 1958, is hereby amended by adding thereto the
58 following subsections:

59 1. 'Water sports equipment' shall mean and include all
60 canoes, boats, and all other types of watercraft and equipment,
61 water skis, surfboards, life preservers, deep sea diving
62 equipment, swimming apparel and equipment, and all other
63 products and equipment purchased for use on or in the water for
64 recreational purposes.

65 2. 'Guns' shall mean and include all guns, rifles, pistols
66 and ammunition for use therein.

67 Sec. 13. Chapter four hundred twenty-two (422), Code 1958,
68 is hereby amended by adding thereto the following section:

69 'There is hereby imposed effective July 4, 1959, an excise
70 tax of five (5) percent on the gross receipts from all sales
71 of guns and water sports equipment. All revenue received under
72 the provisions of this Act shall be credited to the "state lake

73 improvement fund" under the supervision of the state conservation
74 commission and the first one hundred thousand (100,000) dollars
75 collected under the provisions of this Act shall be used for
76 improvement of North Twin Lake.

77 The tax imposed by this Act shall be in addition to the tax
78 imposed by section four hundred twenty-two point forty-three
79 (422.43) of the Code.'

80 Sec. 14. Chapter four hundred twenty-three (423), Code
81 1958, is hereby amended by adding thereto the following section:

82 'An excise tax is hereby imposed on the use in this state
83 of guns and water sports equipment for use in this state, at
84 the rate of five (5) percent of the purchase price of such guns
85 or water sports equipment. Said tax is hereby imposed upon
86 every person using such guns or water sports equipment within
87 this state until such tax has been paid directly to the county
88 treasurer, to a retailer, or to the commission as herein
89 provided.

90 The tax imposed by this Act shall be in addition to the tax
91 imposed by section four hundred twenty-three point two (423.2)
92 of the Code.'

93 Sec. 15. The provisions of all acts or statutes in conflict
94 or inconsistent with the provisions of this Act are hereby
95 repealed.

96 Sec. 16. If any section, subsection, paragraph, sentence,
97 clause or phrase of this Act is for any reason held to be
98 unconstitutional or invalid, such unconstitutionality or
99 invalidity shall not affect the constitutionality or validity
100 of the remaining portions of this Act. The general assembly
101 hereby declares that it would have passed this Act and each
102 section, subsection, paragraph, sentence, clause or phrase
103 hereof irrespective of whether any one (1) or more of the
104 sections, subsections, paragraphs, sentences, clauses or
105 phrases be declared unconstitutional.

106 Sec. 17. This Act being deemed of immediate importance shall
107 be in full force and effect from and after its passage and
108 publication in the Red Oak Express, a newspaper published at
109 Red Oak, Iowa, and in the Webster City Freeman-Journal, a
110 newspaper published at Webster City, Iowa."

C. JOSEPH COLEMAN.
JOHN A. WALKER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 17, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Carl Schattauer, pastor of Our Savior Lutheran Church, Council Bluffs, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Butler for the duration of his illness due to his accident on request of Senator Grimstead.

PETITIONS

By Senator Edelen, from twenty-one residents of Cerro Gordo County in opposition to liquor by the drink.

By Senator Hoxie, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Prince, from residents of Dallas County, members of the Royal Neighbors of America, in opposition to a tax on fraternal societies.

By Senator Scott, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Scott, from residents of Fayette County, members of the Royal Neighbors of America, in opposition to a tax on fraternal societies.

By Senator Walker, from twenty-six residents of Hamilton County favoring legislation controlling billboards on highways.

PRESENTATION OF VISITORS

Senator Hansen asked and received unanimous consent to present to the Senate fifty students from the Carroll High School who were present in the balcony accompanied by their instructor, Don Scoville. They were also accompanied by a former member of the House of Representatives from Carroll County, and a former Secretary of the Senate, The Honorable Carroll A. Lane.

Senator Moore asked and received unanimous consent to present to the Senate thirty-one members of the government class of the Manilla High School who were present in the balcony accompanied by their instructor, C. E. Thomas.

Senator McCurdy asked and received unanimous consent to present to the Senate thirty-three students from the Lacey Unit of the North Mahaska Community School District who were present in the balcony accompanied by their instructor, Anita Seitsinger, and their superintendent, Lelyn L. Bryan.

Senator Gilmour asked and received unanimous consent to present to the Senate nineteen students from the Delta High School who were present in the balcony accompanied by their instructor, Ron Goldsmith.

HOUSE JOINT RESOLUTION 12 RE-REFERRED

Senator Dykhouse asked and received unanimous consent that House Joint Resolution 12 be re-referred to the committee on appropriations.

INTRODUCTION OF BILL

Senate File 491, by committee on banks, buildings and loan, a bill for an act to amend sections five hundred twenty-six point twenty-five (526.25) and six hundred eighty-two point twenty-three (682.23), Code 1958, relating to real estate loans by banks and fiduciaries and permitting certain loans to be made in amounts up to two-thirds ($\frac{2}{3}$) of appraised value.

Read first and second times and referred to the steering committee.

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

SENATE CONCURRENT RESOLUTION 13

By Buck, Vance, and Schroeder

Whereas, the Congress of the United States of America has voted admission of Alaska and Hawaii as the 49th and 50th states;

Whereas, the President of the United States of America has signed into law bills providing for statehood for Alaska and Hawaii;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Fifty-eighth General Assembly of Iowa, speaking for and on behalf of the citizens of Iowa, does hereby congratulate the citizens of Alaska and Hawaii upon their having attained statehood and sincerely welcome our new sister states into the family of states.

Be It Further Resolved, that the Secretary of the Senate be directed to transmit a certified copy of this resolution to the Governor of Alaska and to the Territorial Governor of Hawaii.

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

On motion of Senator Prentis, House File 548, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging, was taken up for further consideration.

Senator Coleman called up for consideration the amendment to House File 548, filed by Senators Coleman and Walker, and found on pages 576, 577 and 578 of the Senate Journal.

Senator Harbor raised a point of order on the amendment for the reason that portions thereof were not germane to the bill.

The Chair ruled the point well taken for the reason that sections 11, 12, 13 and 14 of the amendment introduced a revenue measure, and declared the amendment, as a whole, not germane to the bill.

Senator Harbor asked and received unanimous consent that action on House File 548 be deferred and that the bill retain its place on the calendar.

On motion of Senator O'Connor, Senate File 34, a bill for an act relating to the support of the poor, with report of committee recommending passage, was taken up for further consideration.

On motion of Senator Buck, the report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Miller called up the amendment to Senate File 34, filed by him, and found on pages 184 and 185 of the Senate Journal.

Senator O'Connor moved that the Senate resolve itself into a committee of the whole for the purpose of further questioning on Senate File 34, which motion prevailed.

COMMITTEE OF THE WHOLE

The Senate arose from the committee of the whole and resumed regular session.

Senator O'Connor asked and received unanimous consent that action on Senate File 34 be deferred and that the bill be placed on the calendar under unfinished business.

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

EXECUTIVE SESSION

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

George M. Robertson, of Grinnell, Poweshiek County, Iowa, for appointment as a member of the Board of Examiners in the Basic Sciences, for the regular term ending June 30, 1965.

The Senate arose from executive session and resumed regular session.

SPECIAL ORDER

Senator Schroeder asked and received unanimous consent that Senate Joint Resolution 16 be made a special order of business at 9:00 a.m., Wednesday, March 25, 1959.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 47, 115, 145, 239 and 240; also, House Files 56, 139 and 168.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 47, 115, 145, 239 and 240; also, House Files 56, 139 and 168.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 47, 115, 145, 239 and 240.

LEROY GETTING, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 16, 1959, the Governor had approved the following bill:

Senate File 294, relating to payment of unpaid claims to veterans of World War II.

REPORTS OF COMMITTEES

Senator Harbor submitted the following report:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 102**, a bill for an act to increase the maximum assessment for benefited water districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WM. H. HARBOR, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on water rights to which was referred **House File 347**, a bill for an act to pay for expenses in the organization of a subdistrict of a soil conservation district, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WM. H. HARBOR, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 166**, a bill for an act to create a civil defense administration for the State of Iowa to serve in the event of major man-made disasters or natural disasters; to provide for a director thereof; to define the powers and duties of the director, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 498**, a bill for an act to make appropriations to the state board of control for capital improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Senator Rigler submitted the following report:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate Joint Resolution 13**, a bill for an act to create a committee to complete the study of the existing county school system in Iowa, and the recommended proposals for the structure and function of the intermediate units in the public school system of the state and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 340**, a bill for an act relating to hearing on petition to change boundaries or consolidate school districts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on schools and educational institutions to which was referred **Senate File 364**, a bill for an act relating to school instruction of inmates of county detention homes in counties of more than one hundred twenty-five thousand (125,000) population, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROBERT R. RIGLER, *Chairman*.

Ordered passed on file.

Senator Dewel submitted the following report :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 366**, a bill for an act relating to the agricultural land tax credit fund and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 425**, a bill for an act to amend chapter fifty-two (52), Code 1958, relating to voting machines, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on tax revision to which was referred **House File 126**, a bill for an act to increase the maximum millage rate which may be levied by townships for fire-fighting equipment and fire protection, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

S.J.R. 13 Appropriations (under Senate Rule 21)
S. F. 366 Appropriations (under Senate Rule 21)

AMENDMENTS FILED

- 1 Amend Senate File 34 by striking all of section 2 and renumbering
- 2 the following sections.

JOHN D. SHOEMAN.

- 1 Amend Senate File 34 as follows :
- 2 Senate File 34 is hereby amended by striking all after
- 3 the enacting clause and substituting the following :
- 4 Section 1. Chapter two hundred fifty (250), Code 1958,

5 is hereby amended as follows:

- 6 1. By striking all of section two hundred fifty-two
- 7 point one six (252.16).
- 8 2. By striking all of section two hundred fifty-two
- 9 point one seven (252.17).
- 10 3. By striking all of section two hundred fifty-two
- 11 point one eight (252.18).
- 12 4. By striking all of section two hundred fifty-two
- 13 point twenty (252.20).
- 14 5. By striking all of section two hundred fifty-two
- 15 point twenty-one (252.21).
- 16 6. By striking all of section two hundred fifty-two
- 17 point twenty-two (252.22).
- 18 7. By striking all of section two hundred fifty-two
- 19 point twenty-three (252.23).
- 20 8. By striking all of section two hundred fifty-two
- 21 point twenty-four (252.24).

LAWRENCE PUTNEY.

- 1 Amend the banks, building and loan committee amendment to Senate
- 2 File 128 filed February 16, 1959, by inserting after the word
- 3 "loan" and preceding the period (.) in line 6 thereof, the
- 4 following:
- 5 "in accordance with section five hundred thirty-six point
- 6 thirteen (536.13), Code 1958."

IRVING D. LONG.

- 1 Amend Senate File 128 by adding thereto the following section:
- 2 "Section five hundred thirty-six point eleven (536.11),
- 3 Code 1958, is hereby amended as follows:
- 4 1. By striking from line thirteen (13) thereof the words
- 5 'twentieth day of January' and inserting in lieu thereof the
- 6 words 'fifteenth day of March.'

IRVING D. LONG.

- 1 Amend Senate File 286 as follows:
- 2 By striking all after the enacting clause and inserting in lieu
- 3 thereof the following:
- 4 Section 1. Section four hundred twenty-two point four (422.4),
- 5 Code 1958, is hereby amended by striking from line one (1) of
- 6 subsection one (1) the words "taxable income" and inserting in
- 7 lieu thereof the words "Iowa adjusted gross income".
- 8 Sec. 2. Section four hundred twenty-two point four (422.4),
- 9 subsection one (1), Code 1958, is hereby amended by striking
- 10 from lines two (2) and three (3) the words "minus the deductions
- 11 allowed by section four hundred twenty-two point nine (422.9)."
- 12 Sec. 3. Section four hundred twenty-two point four (422.4)
- 13 subsection nine (9), Code 1958, is hereby amended by striking
- 14 from line five (5) thereof the words "territories of Alaska and",
- 15 and inserting in lieu thereof the words "territory of."
- 16 Sec. 4. Section four hundred twenty-two point five (422.5),
- 17 Code 1958, is amended by striking all of subsections one (1),
- 18 two (2), three (3), four (4) and five (5) and inserting in lieu
- 19 thereof the following: "On the Iowa adjusted gross income as
- 20 defined in section four hundred twenty-two point seven (422.7)
- 21 an amount equal to seven per cent (7%) of the amount of the

22 federal income tax thereon computed according to the Federal
23 Internal Revenue Code of 1954, as amended to and including
24 December 31, 1958."

25 Sec. 5. Section four hundred twenty-two point seven (422.7),
26 Code 1958, is amended by striking the title thereto and in-
27 serting in lieu thereof the words "Iowa adjusted gross income."

28 Sec. 6. Section four hundred twenty-two point seven (422.7),
29 Code 1958, is amended by striking from line two (2) thereof the
30 words "net income" and and inserting in lieu thereof the words
31 "Iowa adjusted gross income".

32 Sec. 7. Section four hundred twenty-two point nine (422.9),
33 Code 1958, is hereby repealed.

34 Sec. 8. Section four hundred twenty-two point twelve (422.12),
35 Code 1958, is hereby repealed.

36 Sec. 9. Section four hundred twenty-two point thirteen
37 (422.13), subsection one (1), Code 1958, is amended by striking
38 subsection one (1) and inserting in lieu thereof the following:

39 "Every individual having an adjusted gross income for the tax
40 year from sources taxable under this division of such amount as
41 to require filing of a federal income tax return, shall make and
42 sign a return."

43 Sec. 10. Section four hundred twenty-two point thirteen (422.13),
44 subsection two (2), Code 1958, is hereby amended by striking
45 subsection two (2) and inserting in lieu thereof the following:

46 "If a husband and wife are living together on the last day of
47 the tax year and both are under the age of sixty-five (65) years
48 and have an aggregate income of one thousand two hundred
49 dollars (\$1,200.00) or more, each shall make such a return
50 unless the income of each is included in a single joint
51 return. If a husband and wife living together on the last
52 day of the tax year and either of them be sixty-five (65) years
53 of age on or before the first day following the last day of the
54 tax year, each one under the age of sixty-five (65) having a
55 total income of six hundred dollars (\$600.00) or more shall
56 file such return and each one who is sixty-five (65) years of
57 age, or older, on or before the first day following the last day
58 of the tax year having a total income of one thousand two hun-
59 dred dollars (\$1,200.00) or more shall file such return, unless
60 the income of each is included in a joint return. If a husband
61 and wife living together on the last day of the tax year and
62 both be sixty-five (65) years of age, or more, on the first
63 day following the last day of the taxable year and have an
64 aggregate total income of two thousand four hundred dollars
65 (\$2,400.00), or more, each having a total income of one thousand
66 two hundred dollars (\$1,200.00) or more shall make such return,
67 unless the income of each is included in a single joint return.
68 Each taxpayer who is blind shall be entitled to one additional
69 exemption allowance."

70 Sec. 11. Section four hundred twenty-two point fifteen
71 (422.15), Code 1958, is hereby amended by striking all after
72 the title and inserting in lieu thereof the following: "Regu-
73 lations covering information at source shall be the same as
74 those provided by the Federal Internal Revenue Code of 1954, as
75 amended to and including December 31, 1958."

LYNN POTTER.

- 1 1. Amend committee on highway safety amendment to
 2 House File 245 filed February 18, 1959, by striking the
 3 following from lines 6 to 7 inclusive, "Fifty
 4 (50) miles per hour at any time on secondary roads without
 5 portland cement, concrete or bituminous surface." and insert-
 6 ing in lieu thereof the following: "Reasonable and proper,
 7 but not greater than sixty (60) miles per hour at any time,
 8 on secondary roads."
 9 2. Further amend said amendment by striking from line
 10 10 the words, "with any type of surface".
 11 3. Further amend said amendment by striking from line
 12 11 the words, "or safe" and inserting in lieu thereof
 13 the words, "and proper".
 14 4. Further amend said amendment by striking from line
 15 13 the word, "safe" and inserting in lieu thereof
 16 the word, "proper".
 17 5. Further amend said amendment by inserting a period
 18 (.) immediately following the word, "thereat" in line
 19 13.
 20 6. Further amend said amendment by striking all of lines
 21 14 and 15, inclusive, and inserting in lieu
 22 thereof the following: "The speed limits provided and as
 23 determined in this subsection shall be effective when appro-
 24 priate signs giving notice thereof are erected by the board
 25 of supervisors at such intersection or other place or part of
 26 the highway."

IRVING D. LONG.

CARL H. RINGGENBERG.

- 1 Amend House File 395 by adding at the end of section 1
 2 after the word "proposition" the following:
 3 "but not more than one member shall be nominated by any polit-
 4 ical party from any one township and at the primary election,
 5 where two or more candidates reside in the same township, the
 6 one with the greatest number of votes in the township shall be
 7 his party's nominee provided his total vote in the county is among
 8 the five highest of the candidates with the greatest vote in their
 9 respective townships."

D. C. NOLAN.

- 1 Amend Senate File 269 as follows:
 2 By adding thereto the following new sections:
 3 Sec. 4. Chapter three hundred twenty-seven A (327A),
 4 Code 1958, is hereby amended by adding a new section thereto:
 5 "The commission shall also have power and authority by
 6 general order or otherwise to prescribe rules and regulations
 7 applicable to liquid transport carriers. The state department
 8 of public safety is hereby authorized and empowered to prescribe
 9 and enforce safety regulations in the operation of liquid trans-
 10 port carriers, require a periodic inspection of the equipment of
 11 every liquid transport carrier from the standpoint of enforcement
 12 of safety regulations, and such equipment shall be at all times
 13 subject to inspection by properly authorized representatives of
 14 the department of public safety."
 15 Sec. 5. Chapter three hundred twenty-seven A (327A), Code
 16 1958, is further amended by adding a new section thereto:

17 "Every owner, officer, agent or employee of any liquid
18 transport carrier, and every other person who violates or fails
19 to comply with, or who procures, aids, or abets in the violation
20 of any provision of this chapter, or who fails to obey, observe,
21 or comply with any order, decision, rule, or regulation, direction
22 demand, or requirement or any part or provision thereof of the
23 commission, or who procures, aids or abets any corporation or
24 person in his failure to obey, observe, or comply with any such
25 order, decision, rule, direction, demand or regulation or any
26 part or provision thereof, shall be guilty of a misdemeanor and
27 upon conviction shall be punished by a fine not exceeding one
28 hundred dollars (\$100.00) or by imprisonment in the county jail
29 for a period of not to exceed thirty (30) days."

30 Sec. 6. Chapter three hundred twenty-seven A (327A), Code
31 1958, is further amended by adding a new section thereto:

32 "No certificate of convenience and necessity shall be issued
33 nor continued in force until the holder thereof shall have paid
34 to the commission for the administration of this chapter an annual
35 certificate fee for each motor vehicle operated thereunder in
36 the amount of five dollars."

37 Sec. 7. Chapter three hundred twenty-seven A (327A), Code
38 1958, is further amended by adding a new section thereto:

39 "All control, power and authority over railroads and rail-
40 road companies now vested in the commission, in so far as the
41 same is applicable, are hereby specifically extended to include
42 liquid transport carriers."

43 Sec. 8. Chapter three hundred twenty-seven A (327A), Code
44 1958, is further amended by adding a new section thereto:

45 "All charges made by any liquid transport carrier for any
46 service rendered or to be rendered in the transfer of liquid
47 products in bulk upon any highway, or in connection therewith,
48 shall be just, reasonable and nondiscriminating, and every
49 unjust, unreasonable or discriminating charge for such service
50 or any part thereof is prohibited and declared unlawful."

CLIFFORD M. VANCE.

1 Amend House File 548 as follows:

2 1. By striking from lines 3 and 4 of section

3 1 the words, "one million four hundred ninety-two thousand

4 six hundred fifty (\$1,492,650.00)" and by inserting in lieu

5 thereof the words, "one million six hundred ninety-two thousand

6 six hundred fifty (1,692,650)".

7 2. By striking all after section four (4) and by inserting

8 in lieu thereof the following:

9 "Sec. 5. There is hereby appropriated from the general fund
10 to the state conservation commission for improvement of North
11 Twin Lake the sum of two hundred thousand (200,000) dollars.

12 Sec. 6. There is hereby appropriated from the general fund
13 to the state conservation commission the sum of fifty thousand
14 (50,000) dollars to be used as a contingent fund; said
15 contingent fund shall be administered by the state conservation
16 commission. Allocations from said contingent fund shall be
17 made only for contingencies arising during the ensuing
18 biennium. No such allocation shall be made without prior
19 approval of the budget and financial control committee.

20 Sec. 7. The funds appropriated and set aside by this act

21 shall not be expended until it shall be determined by the
22 conservation commission with approval of the budget and financial
23 control committee that its expenditures shall be for the best
24 interests of the state.

25 Sec. 8. The treasurer of the State of Iowa is hereby
26 empowered to invest any of the funds so appropriated and set
27 aside by the provisions of section one (1) of this act in
28 securities of the United States government.

29 Sec. 9. When contracts, plans and specifications for
30 improvements for which funds are herein appropriated have
31 been accepted by the conservation commission and approved and
32 certified by the budget and financial control committee of the
33 State of Iowa, the state treasurer is authorized and directed to
34 sell sufficient securities herein provided in section eight (8)
35 of this act to cover the cost of said improvement.

36 Sec. 10. When the state conservation commission determines
37 that it is desirable and necessary to perform any work provided
38 for in this act, it shall let contracts for such purpose when
39 the estimated cost of such work is twenty-five thousand (25,000)
40 dollars or more. Such contracts shall be by sealed bids
41 invited by advertisement for three (3) weeks in a newspaper
42 with general circulation in the state.

43 Sec. 11. The provisions of all acts or statutes in conflict
44 or inconsistent with the provisions of this act are hereby
45 repealed.

46 Sec. 12. If any section, subsection, paragraph, sentence,
47 clause or phrase of this act is for any reason held to be
48 unconstitutional or invalid, such unconstitutionality or
49 invalidity shall not affect the constitutionality or validity
50 of the remaining portions of this act. The general assembly
51 hereby declares that it would have passed this act and each
52 section, subsection, paragraph, sentence, clause or phrase
53 hereof irrespective of whether any one (1) or more of the
54 sections, subsections, paragraphs, sentences, clauses or
55 phrases be declared unconstitutional.

56 Sec. 13. This act being deemed of immediate importance shall
57 be in full force and effect from and after its passage and
58 publication in the Red Oak Express, a newspaper published at
59 Red Oak, Iowa, and in the Webster City Freeman-Journal, a
60 newspaper published at Webster City, Iowa."

C. JOSEPH COLEMAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 18, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend L. H. Athey, pastor of the Methodist Church, Guthrie Center, Iowa.

PETITIONS

By Senator Boothby, from eighty residents of Cherokee County in opposition to liquor by the drink.

By Senator Elijah, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Elijah, from eighteen residents of Jackson County favoring proposed school legislation pertaining to teachers.

By Senator Elijah, from ten residents of Jackson County in opposition to liquor by the drink.

By Senator Miller, from thirty teachers in the Mason City schools favoring teachers' pensions.

By Senator Ringgenberg, from twenty-one residents of Story County, members of the Royal Neighbors of America, in opposition to a tax on fraternal societies.

By Senator Walker, from seventy-one residents of Hamilton County opposing an open season on mourning doves.

By Senator Walker, from twenty-one residents of Hardin County favoring the proposed increase in the appropriation for the Iowa Commission for the Blind.

PRESENTATION OF VISITORS

Senator Schroeder asked and received unanimous consent to present to the Senate thirty-three students from the Ridgeview Public School, Davenport, Iowa, who were present in the balcony accompanied by their instructor, Roger Crooks, and their principal, Mr. Perry.

Senator Hoffman asked and received unanimous consent to present to the Senate forty-five students from the Bloomfield High School

who were present in the balcony accompanied by their instructor, Robert Nelson.

Senator Gillespie asked and received unanimous consent to present to the Senate ninety-five students from the Winterset Junior High School who were present in the balcony accompanied by their instructors, Mrs. Sawyers, Mrs. Neal, Mill Jones, Mr. Cable, and their principal, C. W. Callison.

Senator Prince asked and received unanimous consent to present to the Senate twenty-three students from the Van Meter High School who were present in the balcony accompanied by their instructors, Harriett Williams and Maurice Greene.

Senator Gilmour asked and received unanimous consent to present to the Senate twenty-three students from the Ollie High School who were present in the balcony accompanied by their instructor, Henry J. Boeyink.

INTRODUCTION OF BILLS

Senate File 492, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state fair board for the purpose of state aid to agricultural societies.

Read first and second times and placed on the calendar.

Senate File 493, by committee on judiciary 2, a bill for an act relating to the annexation of unincorporated territory adjoining any city or town and providing for the manner of such annexation.

Read first and second times and referred to the steering committee.

Senate File 494, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and placed on the calendar.

Senate File 495, by committee on judiciary 1, a bill for an act to amend section six hundred thirteen point eleven (613.11), Code 1958, relating to recovery for injury or death of husband.

Read first and second times and referred to the steering committee.

Senate File 496, by committee on cities and towns, a bill for an act to amend section three hundred sixty-three point forty-one (363.41), Code 1958, pertaining to the league of Iowa municipalities in regard to annual dues.

Read first and second times and referred to the steering committee.

UNFINISHED BUSINESS

On motion of Senator Hoxie, House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads, with report of committee recommending amendment and passage, was taken up for further consideration.

MOTION TO RECONSIDER

Senator Price called up the following motion and moved its adoption:

I move that the vote by which the Shoeman amendment to the committee amendment to House File 245 was adopted be reconsidered.

Senator Shoeman raised a point of order on the motion for the reason that there was no roll call on the adoption of the amendment and raised the question as to whether or not Senator Price was in order in filing the motion to reconsider.

Senator Price stated that he had not voted on the adoption of the amendment, and the Chair ruled the point of order by Senator Shoeman well taken and the motion to reconsider out of order.

Senator Frommelt moved that the rules be suspended and that the Senate rescind the action taken on House File 245, found on page 536 of the Senate Journal.

On the question "Shall the rules be suspended and the action taken on the Shoeman amendment on March 13, 1959, be rescinded?" the vote was:

Ayes, 32:

Boothby	Getting	Hoxie	Rigler
Byers	Gillespie	Long	Ringgenberg
Dykhouse	Gilmour	Mincks	Shaff
Edelen	Grimstead	Nolan	Stuart
Eppers	Hansen	O'Connor	Turner
Evans	Harbor	O'Malley	Walker
Fisher	Hill	Potter	Weber
Frommelt	Hoschek	Price	Wolf

Nays, 15:

Buck	Hoffman	Moore	Scott
Coleman	Lynes	Prentis	Shoeman
Elijah	McCurdy	Prince	Vance
Henry	Miller	Schroeder	

Absent or not voting, 3:

Butler	Dewel	Putney
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The motion prevailed.

Senator Hoxie asked and received unanimous consent that action on House File 245 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Getting, Senate File 326, a bill for an act relating to the authority of the county board of supervisors to regulate and license certain business establishments, with report of committee recommending passage, was taken up for further consideration.

Senator O'Malley asked and received unanimous consent to withdraw the amendment to Senate File 326, filed by Senators Dewel, O'Malley and Vance, and found on page 576 of the Senate Journal.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 326, by inserting after the word "power" in line 2 of section 6 the following: "by order of the district court".

The amendment was adopted.

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

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

Ayes, 48:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Vance
Fisher	Hoxie	Price	Walker
Frommelt	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Butler Dewel

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

On motion of Senator Harbor, House File 548, a bill for an act to appropriate funds from the general fund of the State of Iowa to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging, was taken up for further consideration.

Senator Coleman offered the following amendment and moved its adoption:

Amend House File 548 as follows:

1. By striking from lines 3 and 4 of section 1 the words, "one million four hundred ninety-two thousand six hundred fifty (\$1,492,650.00)" and

by inserting in lieu thereof the words, "one million six hundred ninety-two thousand six hundred fifty (1,692,650)".

2. By striking all after section four (4) and by inserting in lieu thereof the following:

"Sec. 5. There is hereby appropriated from the general fund to the state conservation commission for improvement of North Twin Lake the sum of two hundred thousand (200,000) dollars.

Sec. 6. There is hereby appropriated from the general fund to the state conservation commission the sum of fifty thousand (50,000) dollars to be used as a contingent fund; said contingent fund shall be administered by the state conservation commission. Allocations from said contingent fund shall be made only for contingencies arising during the ensuing biennium. No such allocation shall be made without prior approval of the budget and financial control committee.

Sec. 7. The funds appropriated and set aside by this act shall not be expended until it shall be determined by the conservation commission with approval of the budget and financial control committee that its expenditures shall be for the best interests of the state.

Sec. 8. 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. 9. When contracts, plans and specifications for improvements for which funds are herein appropriated have been accepted by the conservation commission and approved and certified by the budget and financial control committee of the State of Iowa, the state treasurer is authorized and directed to sell sufficient securities herein provided in section eight (8) of this act to cover the cost of said improvement.

Sec. 10. When the state conservation commission determines that it is desirable and necessary to perform any work provided for in this act, it shall let contracts for such purpose when the estimated cost of such work is twenty-five thousand (25,000) dollars or more. Such contracts shall be by sealed bids invited by advertisement for three (3) weeks in a newspaper with general circulation in the state.

Sec. 11. The provisions of all acts or statutes in conflict or inconsistent with the provisions of this act are hereby repealed.

Sec. 12. 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 (1) or more of the sections, subsections, paragraphs, sentences, clauses or phrases be declared unconstitutional.

Sec. 13. This act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Red Oak Express, a newspaper published at Red Oak, Iowa, and in the Webster City Freeman-Journal, a newspaper published at Webster City, Iowa."

Senator Shaff moved the previous question on the amendment, which motion prevailed.

The amendment was lost.

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

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

Ayes, 40:

Boothby	Grimstead	McCurdy	Ringgenberg
Buck	Hansen	Miller	Scott
Dykhouse	Harbor	Mincks	Shaff
Edelen	Henry	Moore	Shoeman
Evans	Hill	Nolan	Stuart
Elijah	Hoffman	Prentis	Turner
Fisher	Hoschek	Price	Vance
Getting	Hoxie	Prince	Walker
Gillespie	Long	Putney	Weber
Gilmour	Lynes	Rigler	Wolf

Nays, 5:

Coleman	Frommelt	O'Connor	Potter
Eppers			

Absent or not voting, 5:

Butler	Dewel	O'Malley	Schroeder
Byers			

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

THIRD READING OF BILLS

Senator Prentis asked and received unanimous consent to take up for consideration House File 498, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for institutions under the board of control, including construction of new buildings, repairs, improvements, replacements, or alterations, and providing for the joint control for the expenditure thereof by the board of control and the budget and financial control committee.

On motion of Senator Prentis, the report of the committee recommending passage was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 1:

Butler

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

UNFINISHED BUSINESS

On motion of Senator Miller, Senate File 286, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, was taken up for further consideration.

On motion of Senator Miller, the report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Potter called up the amendment filed by him and found on pages 585 and 586 of the Senate Journal.

Senator Potter asked unanimous consent that action on Senate File 286 be temporarily deferred.

Objection was raised.

Senator Potter moved that action on Senate File 286 be temporarily deferred and that the bill be placed on the calendar under unfinished business.

Senator Schroeder moved as a substitute motion that Senate File 286 and all amendments filed thereto be made a special order of business for Friday, March 20, 1959, at 9:00 a.m., which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 162, a bill for an act to amend section seventy-five point six (75.6), Code 1958, relating to employment of a fiscal agent, was taken up and considered.

Senator Shaff asked and received unanimous consent that action on Senate File 162 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Long, Senate File 128, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest, with report of

committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Long asked and received unanimous consent that action on Senate File 128 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Frommelt, House File 75, a bill for an act relating to communication with others by persons arrested, restrained, or about to be moved beyond the boundaries of this state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered the following amendment and moved its adoption:

Amend House File 75 as follows:

1. Amend section 1 by adding after the comma (,) in line 12, the words "or a person under eighteen (18) years of age".

The amendment was adopted.

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

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

Ayes, 41:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	O'Malley	Shaff
Dykhouse	Hansen	Potter	Shoeman
Edelen	Henry	Prentis	Stuart
Elijah	Hill	Price	Turner
Eppers	Hoxie	Prince	Vance
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 9:

Butler	Hoffman	Moore	O'Connor
Dewel	Hoschek	Nolan	Walker
Harbor			

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

Senator Coleman asked and received unanimous consent that House File 75 be immediately messaged to the House, which request was complied with.

Senator Frommelt asked and received unanimous consent that Senate File 138 be withdrawn from further consideration of the Senate.

On motion of Senator Price, Senate File 295, a bill for an act to amend section three hundred twenty-two point three (322.3), Code 1958, relating to the buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday, was taken up and considered.

Senator Price asked and received unanimous consent that House File 311 be substituted for Senate File 295.

On motion of Senator Price, House File 311, a bill for an act to amend section three hundred twenty-two point three (322.3), Code 1958, relating to the buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday, was taken up and considered.

Senator Price asked and received unanimous consent that action on House File 311 be deferred and that the bill be placed on the calendar under unfinished business.

SENATE CONCURRENT RESOLUTION 14

By Rigler

Whereas, woman suffrage has been an important development in United States history; and

Whereas, Carrie Chapman Catt played a significant part in that she devoted more than fifty (50) years of her life to winning for women the right to vote; and

Whereas, Carrie Chapman Catt held a local, state, national or international office in the cause of woman's suffrage for fifty-one (51) years; and

Whereas, Carrie Chapman Catt was a citizen of Iowa, and spent her childhood near Charles City, Iowa; and

Whereas, this is the centennial of the birth of Carrie Chapman Catt; now therefore,

Be It Resolved by the Senate, the House Concurring, That Congress authorize the issuance of a memorial stamp for Carrie Chapman Catt, and

Be It Further Resolved, That a copy of this resolution be sent to the postmaster general of the United States and to each senator and congressman from the State of Iowa, and further, each of them is hereby urged to make every effort to see that appropriate action is taken to provide for the issuance of a memorial stamp for Carrie Chapman Catt.

MESSAGES 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 198, a bill for an act to regulate the use of water skis, surfboards and similar devices on the waters of the state.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 261, a bill for an act relating to insurance unfair trade practices, making it unlawful to give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 291, a bill for an act to appropriate funds to the state comptroller from the motor vehicle fuel tax fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns.

Also: That the House has concurred in Senate amendments to and adopted House Concurrent Resolution 8 making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 327, a bill for an act relating to investment of funds by the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 329, a bill for an act relating to injuries to animals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 379, a bill for an act to effect a change of date for election of members of boards of directors in school districts and members of county boards of education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 430, a bill for an act to permit an increase in the number of judges in a county when acting as juvenile court judges.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 556, a bill for an act relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian Reservation in such county and making an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 666, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 198

Amend Senate File 198 as follows:

1. Amend section 3, line 6, by inserting preceding the word, "person," the word, "responsible".
2. After the period in line 8, section 3, add "If the boat is equipped with a wide-angle rear-view mirror, and no more than one (1) person is being towed, the second person in the boat is not required."
3. Amend section 3, subsection 2, line 5 as follows:
"Strike everything after the word 'of', and insert in lieu thereof the words 'one hour after sunset and one hour before sunrise.'"
4. By adding a new paragraph to section 3 as follows:
"No person shall engage in water skiing, surfboarding, or any similar activity, except while wearing an approved life preserver."

HOUSE AMENDMENTS TO SENATE FILE 261

Amend Senate File 261 as follows:

1. Amend section 1, lines 11 and 12, by striking therefrom the words "or in connection with".
2. Amend by inserting after the word "to" appearing in line 5 of section one (1) the word "knowingly".
3. Further amend said section 1 by striking from line 8 the words "or in connection with".
4. Amend by adding after the period in line 13 of section 1 the following:
"However, this section shall not apply in cases where insurance is required by law, or forms of liability or performance insurance carried by a seller of services, materials or property as a protection to the purchasers."
5. Amend the title by striking from lines 3 and 4 the words "or in connection with".

HOUSE AMENDMENTS TO SENATE FILE 345

1. Amend Senate File 345 by inserting in line 9 of section 1 after the word "collected." where it appears the first time, the following:
"The veterinary inspection fee shall be established by the state department of agriculture but shall not exceed ten (10) cents per individual animal for horses and ponies, eight (8) cents per individual animal for cattle, and five (5) cents per individual animal for hogs, sheep, calves, and goats. Fees established by the department shall be uniform in all sale yards or barns throughout the state."
2. Further amend Senate File 345 by adding thereto the following new section:
"Provisions of this Act shall apply only to sale yards and barns or other marketing agencies receiving livestock for sale from outside of the state."

HOUSE MESSAGES CONSIDERED

House File 327, a bill for an act to amend section two hundred sixty-two point fourteen (262.14), Code 1958, relating to investment of funds by the state board of regents.

Read first and second times and passed on file.

House File 329, a bill for an act relating to injuries to animals.

Read first and second times and passed on file.

House File 379, a bill for an act to amend sections two hundred seventy-three point four (273.4), two hundred seventy-three point nine (273.9), two hundred seventy-seven point one (277.1), two hundred seventy-seven point twenty-four (277.24), two hundred seventy-seven point twenty-six (277.26), two hundred seventy-seven point twenty-eight (277.28), two hundred seventy-nine point one (279.1), and two hundred seventy-nine point fourteen (279.14), Code 1958, to effect a change of date for election of members of the boards of directors in school districts and members of county boards of education.

Read first and second times and passed on file.

House File 430, a bill for an act to permit an increase in the number of judges in a county when acting as juvenile court judges.

Read first and second times and passed on file.

House File 556, a bill for an act relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian Reservation in such county and making an appropriation therefor.

Read first and second times and passed on file.

House File 666, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely: Arch W. McFarland and A. L. Mensing.

COMMUNICATION FROM STATE COMPTROLLER

The following communication was received from the office of the State Comptroller:

OFFICE STATE COMPTROLLER

March 18, 1959.

No.	Name of Claimant and Nature of Claim	Amount of Claim
84-58	Harry M. Wilson, Box 87, Okoboji, Iowa—Refund of dock fee	\$ 75.00
171-58	Richard E. Pepper, 722 Grand Avenue, Ames, Iowa—Auto damage caused by falling tree limb at I.S.C.....	73.10
187-58	Joe Weber, Grinnell, Iowa—Refund, car license.....	3.25
214-58	H. H. Lorenzen, Toledo, Iowa—Theft of car.....	590.84
229-58	Leslie Jans, RFD 3, LeMars, Iowa—Motor vehicle fuel warrant	17.73
231-58	Albert S. Marshall, 707 First Avenue, Malvern, Iowa—Personal services	17.34

No.	Name of Claimant and Nature of Claim	Amount of Claim
233-58	Murrel & James E. Cunningham, 1113 Guthrie, Des Moines, Iowa—Personal services	213.43
237-58	Lewis Earl Watson, 500 32nd Avenue, Moline, Illinois—Auto license overcharge	152.50
239-58	Frances Gale, Akron, Iowa—Motor fuel tax refund.....	324.78
241-58	Daniel P. Clark, Sergeant Bluffs, Iowa—Personal injury at Camp Dodge	10,000.00
243-58	Edith Regina Wooldridge, 624 38th Street, Des Moines, Iowa—Personal injury	750.00
268-58	American Petroleum Co., 1356 West Second Street, Davenport, Iowa—Fuel tax refund.....	772.28
269-58	Vern Lisle, Clarinda, Iowa—Interim committee expenses	137.50
270-58	Laurence Putney, Gladbrook, Iowa—Interim committee expenses	93.50
Highway Commission Claims:		
H-13-58	Frank L. Specht, 95 Valley Street, Dubuque, Iowa—Damage to garden	175.00
H-56-58	J. Reed, Ruth R. Rhodes, 2210 A. Avenue East, Oska-loosa, Iowa—Damages	17,126.07
H-58-58	Colonial Baking Co. of Cedar Rapids, 400 8th Street SE., Cedar Rapids, Iowa—Truck damage	303.70

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 15 and 188.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 15 and 188.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 18, 1959, the Governor had approved the following bills:

Senate File 47, relating to funds for the old-age assistance fund.

Senate File 115, relating to probation officers and secretaries in the juvenile courts.

Senate File 145, relating to right of way signs.

Senate File 239, relating to the credit committee of credit unions.

Senate File 240, relating to credit unions.

REPORTS OF COMMITTEES

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 348**, a bill for an act authorizing and empowering the city of Keokuk and the Keokuk bridge commission to issue revenue bonds to be paid only from the revenue of the Keokuk Municipal Bridge without the vote of the electors, begs leave to report it has had the same under consideration and recommends the same *de pass*.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 90**, a bill for an act to legalize the procedure relating to the action of the Winneshiek County board of supervisors in making expenditures for repairs of the Winneshiek County courthouse roof, begs leave to report it has had the same under consideration and recommends the same *de pass*.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 171**, a bill for an act to legalize and validate the proceedings of the city council of the City of Indianola, in Warren County, State of Iowa, in the conduct of an election on the propositions of the issuance of memorial building bonds, etc., begs leave to report it has had the same under consideration and recommends the same *de pass*.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 240**, a bill for an act declaring the policy of the state to distribute unconditional general bequests to the state back to the county of the residence of the testator and making appropriation to remit one such bequest to Decatur County, begs leave to report it has had the same under consideration and recommends the same *de pass*.

FRANK C. BYERS, Chairman.

Ordered passed on file.

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 384**, a bill for an act to create and establish a state tort claims act; defining terms and conferring upon each state agency in behalf of the state the power to consider, ascertain, adjust, determine and settle claims against the state; providing for the maximum amount of claim; permitting the state to be sued; conferring jurisdiction in the district court to hear,

determine, and render judgment; and generally providing for the practice and procedure to establish liability of the state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 426**, a bill for an act to amend chapter eighty-four (84), Code 1958, relating to oil and gas wells, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 453**, a bill for an act to provide one (1) copy of the Code of Iowa, rules of civil procedure and supreme court rules, and the acts of the General Assembly to each United States Senator and Representative from Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **House File 128**, a bill for an act relating to fees charged by the clerk of the district court, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Chairman*.

Ordered passed on file.

Senator Weber submitted the following report:

MR. PRESIDENT: Your committee on public lands and buildings to which was referred **Senate File 430**, a bill for an act relating to the acquiring and sale of real estate by the board of control, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE W. WEBER, *Chairman*.

Ordered passed on file.

Senator Scott submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 287**, a bill for an act relating to salaries of conservation officers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 136**, a bill for an act relating to the salary of county attorneys in certain counties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

1. Amend section 1 by striking from line 4 the word "ten", and inserting in lieu thereof the word "nine".

2. Amend section 2 by striking from line 9 the word "eighty-five", and inserting in lieu thereof the word "eight".

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 377**, a bill for an act relating to salaries of the deputy superintendent of banking examiners enabling the state banking board to compensate on the basis comparable to the compensation provided those in positions of similar responsibility by the federal bank supervisory departments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Senator Long submitted the following report:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 247**, a bill for an act creating a board on post-mortem examinations and to prescribe the board's duties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

Amend Senate File 247 as follows:

By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. That chapter three hundred thirty-nine (339), Code 1958, is hereby repealed and the following enacted in lieu thereof:

'1. The board of supervisors of each county of the state shall appoint a medical examiner for its respective county who shall take office on the second secular day of January, 1961, and each two (2) years thereafter, to hold office for a term of two (2) years and until his successor has been appointed and qualifies. Vacancies for any unexpired term shall be filled by the appropriate board of supervisors.

'2. Each county medical examiner shall be licensed in Iowa as a doctor of medicine and surgery, or licensed in Iowa as an osteopathic physician or osteopathic physician and surgeon as defined by law. He shall be appointed by the board of supervisors from lists of two (2) or more names submitted by the component medical society and the osteopathic society of the county in which he is a resident. If no list of names is submitted by either society, the board of supervisors shall appoint a county medical examiner from the licensed doctors of medicine, or licensed osteopathic physicians and surgeons of the county. If no qualified appointee can be found in the county, the board of supervisors shall appoint the medical examiner from another county.

If, for good cause, a county medical examiner is unable to serve in any particular case or for any period of time, he shall promptly notify the chairman of the board of supervisors who shall then designate some other qualified person to serve in his place.

'3. The county medical examiner shall take the oath of office prescribed by section five (5), of Article eleven (XI) of the Constitution of the State of Iowa and shall enter into bond with the county auditor in an amount to be fixed by the board of supervisors.

'4. On or after the second secular day of January, 1961, the death of any

person shall be reported to the county medical examiner by the physician in attendance, by any law-enforcement officer having knowledge of such death, by the embalmer, or by any other person present, if the deceased shall have died:

- a. From violence.
- b. Suddenly, when in apparent health.
- c. When unattended by a physician during the period of thirty-six (36) hours immediately preceding his death.
- d. As a result of or following an abortion.
- e. While in custody of the law.
- f. In an accident in a gypsum or coal mine.
- g. In a suspicious, unusual or unnatural manner.
- h. From a disease which might constitute a threat to public health.

'5. Upon receipt of such notice the county medical examiner shall take charge of the dead body, make inquiries regarding the cause and manner of death, reduce his findings to writing on forms provided by the commissioner of public health for such purpose, and deliver the original of such form to the county attorney, retaining one (1) copy for his own use, and forwarding another copy to the criminal investigation division of the state department of public safety.

'For each such preliminary investigation, including the making of the required reports, the county medical examiner shall receive a fee of fifteen dollars (\$15.00), plus his actual expenses, to be paid by the county for which he is appointed.

'6. If, in the opinion of the county medical examiner an autopsy examination is advisable and in the public interest, such autopsy shall be performed. The autopsy may be made by the county medical examiner or by such competent pathologist as he may designate.

'A full record and report of the facts developed by the autopsy and findings of the person making such autopsy shall be made promptly and filled with the county medical examiner and in the office of the county attorney. Pertinent information embodied therein shall be furnished forthwith to the appropriate state department or agency by the county medical examiner.

'7. In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, it shall be the duty of the county medical examiner, upon being advised of such facts, to notify the county attorney. The county attorney shall thereupon apply for a court order requiring the body to be exhumed, in accordance with chapter one hundred forty-one (141), Code 1958. Upon receipt of the court order an autopsy shall be performed by the county medical examiner or by a pathologist designated by him and the pertinent facts disclosed communicated to the court ordering the disinterment for such action as it deems proper.

'8. Each county board of supervisors is hereby authorized to provide or arrange, and pay for, such laboratory facilities, such deputy medical examiner or examiners and such other professional, technical, and clerical assistance as may be recommended and required by the county medical examiner in the performance of the duties imposed by this chapter.

'9. Reports of investigations made by the county medical examiner or his assistants, and records and reports of autopsies made under the authority of this chapter, shall be received as evidence in any court or other proceedings, except that statements by witnesses or other persons and conclusions upon extraneous matters are not hereby made admissible. The person preparing a report or record given in evidence hereunder may be subpoenaed as a witness, in any civil or criminal case, by any party to the cause. Copies of records, photographs, laboratory findings, and records in the office of the county medical examiner, when duly attested by the exam-

iner in whose office they are filed, shall be received as evidence in any court or other proceedings for any purpose for which the original could be received without proof of the official character of the person whose name is signed thereto.

'10. After an investigation has been completed, including an autopsy if one is made, the dead body shall be delivered to the relatives or friends of the deceased person for burial. In no case shall the county medical examiner use his influence in favor of any particular funeral director but should assist the family or friends to the end that their wishes are respected. If no person claims the body, it shall be disposed of in accordance with chapter one hundred forty-two (142), Code 1958.

'11. Any property or money found with, or upon the person of the deceased, if there be no person entitled by law to such money or property, shall be turned over by the county medical examiner to the clerk of the district court, to be held until disposed of according to law.

'12. It shall be unlawful to embalm a human body when any fact within the knowledge, or brought to the attention of, the embalmer, is sufficient to arouse suspicion of crime in connection with the cause of death of the deceased, until the permission of the county medical examiner has been first obtained. In any case where it is the duty of the county medical examiner to view the body and investigate the death of a deceased person under the applicable provisions of this act, it shall be unlawful to embalm the said body until the permission of the county medical examiner has first been obtained.

'It shall be unlawful to cremate the dead body of any person until the county medical examiner shall have certified in writing that he has made personal inquiry into the cause and manner of death and is of the opinion that no further examination or judicial inquiry concerning the same is necessary. A fee of ten dollars (\$10.00) shall be paid the county medical examiner for such certificate by the person making application therefor, and a copy of such certificate shall be properly filed by the county medical examiner in his office. This certificate by the county medical examiner shall not be required in case of stillborn infants if a physician was present at the stillbirth and the cause of stillbirth as certified by him according to the provisions of chapters one hundred forty-one (141) and one hundred forty-four (144), Code 1958, is not such as to require an investigation by the county medical examiner as provided by law.

'Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than twenty-five dollars (\$25.00), nor more than one hundred dollars (\$100.00).'

'Sec. 2. Section thirty-nine point seventeen (39.17), Code 1958, is amended by striking from lines four (4) and five (5), the following: 'a county attorney, and a coroner,' and substituting in lieu thereof 'and a county attorney,'.

'Sec. 3. Section sixty-four point eight (64.8), Code 1958, is amended by striking from lines three (3) and four (4) the following: 'coroners,'.

'Sec. 4. Section eighty-two point one hundred sixteen (82.116), Code 1958, is amended by striking from line five (5) the word 'coroner' and substituting the words 'medical examiner'.

'Sec. 5. Section eighty-three point thirteen (83.13), Code 1958, is amended by striking from line six (6) the word 'coroner' and substituting in lieu thereof the words 'medical examiner'.

'Sec. 6. Section one hundred forty-one point five (141.5), Code 1958, is amended by striking from line seven (7) the word 'coroner' and substituting the words 'county medical examiner'.

"Sec. 7. Section one hundred forty-one point six (141.6), Code 1958, is amended by striking from line four (4) the word 'coroner' twice appearing, and substituting in lieu thereof in both places the words 'county medical examiner'.

"Sec. 8. Section one hundred forty-one point fifteen (141.15), Code 1958, is amended by striking from line five (5) the word 'coroner's' and substituting the words 'county medical examiner's'.

"Sec. 9. Section one hundred forty-one point twenty-four (141.24), Code 1958, is amended by striking from line four (4) the following: 'coroner'.

"Sec. 10. Section one hundred forty-two point three (142.3), Code 1958, is amended by striking from line one (1) the word 'coroner' and substituting the words 'county medical examiner'.

"Sec. 11. Section two hundred twenty-two point thirty-seven (222.37), Code 1958, is amended by striking from lines three (3) and four (4) the words 'a coroner's inquest' and substituting the words 'an investigation by the county medical examiner'.

"Sec. 12. Section two hundred twenty-six point thirty-four (226.34), Code 1958, is amended by striking from line one (1) the words 'A coroner's inquest' and substituting the words 'An investigation by the county medical examiner'.

"Sec. 13. Section two hundred thirty-eight point twenty-four (238.24), Code 1958, is amended by striking from line ten (10) the following: 'in a coroner's inquest,' and inserting after the word and comma 'assembly,' in line twelve (12) the following: 'medical examiners,'.

"Sec. 14. Section three hundred twenty-one point two hundred seventy (321.270), Code 1958, is hereby repealed.

"Sec. 15. Section three hundred thirty-three point eleven (333.11), Code 1958, is amended by striking subsection five (5) from the section and substituting the following subsection:

'5. The expenses of the county medical examiner.'

"Sec. 16. Section three hundred forty point nineteen (340.19), Code 1958, is hereby repealed.

"Sec. 17. Section three hundred forty-one point one (341.1), Code 1958, is amended by striking from line three (3) the following: 'coroner,'.

"Sec. 18. Section three hundred forty-three point three (343.3), Code 1958, is amended by striking from line two (2) the following: 'coroner,'.

"Sec. 19. Section three hundred forty-three point four (343.4), Code 1958, is amended by striking from line two (2) the following: 'coroner,'.

"Sec. 20. Section three hundred sixty-eight point six (368.6), Code 1958, is amended by striking from line seven (7) of subsection five (5) the following: 'coroners,'.

"Sec. 21. Section six hundred twenty-two point sixty-three (622.63), Code 1958, is amended by striking from line eight (8) the following: 'coroner,'.

"Sec. 22. Section seven hundred nine point nine (709.9), Code 1958, is amended by striking from line five (5) the following: 'coroner,' and substituting in lieu thereof the following: 'county medical examiner,'.

"Sec. 23. Section seven hundred thirty-nine point nine (739.9), Code 1958, is amended by striking from line one (1) the following: 'coroner,'.

"Sec. 24. Section seven hundred forty point five (740.5), Code 1958, is amended by striking from line six (6) the following: 'coroner,'.

"Sec. 25. Section seven hundred forty point six (740.6), Code 1958, is amended by striking from line three (3) the following: 'coroner,'.

"Sec. 26. Section seven hundred forty-two point three (742.3), Code 1958, is amended by striking from line three (3) the following: 'coroner,'.

"Sec. 27. Section eighty-five A point nineteen (85A.19), Code 1958, is

amended by striking from line eight (8) the word 'coroner' and substituting in lieu thereof the words 'medical examiner'.

"Sec. 28. The coroners elected for the terms of January 1, 1959, to January 1, 1961, shall complete their terms and duties as prescribed by law and commencing January 1, 1961, the provisions of this act shall govern.

"Sec. 29. All acts and parts of acts, both general and special, including charters of cities and towns, inconsistent with the provisions of this act, are hereby repealed to the extent of the inconsistency."

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 396**, a bill for an act to amend, revise, and codify chapters 405, 405A, 442, Code 1958, relating to assessment and valuation of property for purposes of taxation, qualifications and duties of assessors and boards of review, and assessment appeals; to repeal certain sections of Code, relating thereto, and to amend certain sections of the Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 403**, a bill for an act to provide for continuity of the state legislature in the event of an attack by an enemy of the United States, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 404**, a bill for an act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state and the governments of the political subdivisions of the state by providing for additional officers, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 405**, a bill for an act to authorize political subdivisions of this state to establish an emergency temporary location, or locations, for their seats of government and to exercise governmental powers and functions thereat, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on governmental affairs to which was referred **Senate File 406**, a bill for an act to authorize the establishment of an emergency temporary location, or locations, for the seat of government for the state and to authorize the exercise of governmental powers and functions thereat, begs leave to report it has had the same under consideration and recommends the same **do pass**.

IRVING D. LONG, *Chairman*.

Ordered passed on file.

Senator Miller submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 394**, a bill for an act to amend section 363.34, Code 1958, relating to the adoption of change in the form of municipal government, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 450**, a bill for an act to amend chapter twenty-three (23), Code 1958, relating to public contracts and bonds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JACK MILLER, *Chairman*.

Ordered passed on file.

Senator Putney submitted the following report:

MR. PRESIDENT: Your committee on conservation to which was referred **Senate File 271**, a bill for an act relating to the use of certain state parks, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 17**, a bill for an act to include domestic pheasants among birds which can be used as targets to train hunting dogs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 54**, a bill for an act relating to exemption of inmates of county homes from securing a license to hunt, fish or trap on land or in the waters of the state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 344**, a bill for an act relating to hunting license for children under sixteen (16) years of age, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on conservation to which was referred **House File 448**, a bill for an act to repeal section one hundred eleven point six (111.6), Code 1958, relating to the lien the state acquires upon removal of obstructions from state-owned lands and waters, and to enact a substitute therefor relating to the making unlawful of an encroachment and remedies for violation of this section, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LAWRENCE PUTNEY, *Chairman*.

Ordered passed on file.

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **House File 232**, a bill for an act relating to the investment of cemetery trust funds, begs leave to report it has had the same under consideration and recommends the same **do pass**.

EARL ELIJAH, *Chairman*.

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 327	Schools and educational institutions
H. F. 329	Judiciary 2
H. F. 379	Schools and educational institutions
H. F. 430	Judiciary 1
H. F. 556	Governmental affairs
H. F. 666	Appropriations
H. F. 240	Appropriations (under Senate Rule 21)

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

S.F. 321	S.F. 197	S.F. 453	S.F. 450
S.F. 490	S.F. 130	S.F. 472	S.F. 394
S.F. 484	S.F. 428	S.F. 430	S.F. 272
S.F. 485	S.F. 235	H.F. 161	H.F. 182
S.F. 302	S.F. 269	H.F. 76	

DAVID O. SHAFF, *Chairman*,
Steering Committee.

AMENDMENTS FILED

1 Amend Senate File 34 as follows:
 2 Amend section 3, lines 1 and 2 by striking the following: "two hundred
 3 fifty-two point eighteen (252.18)," JACK SCHROEDER.

1 Amend the Miller amendment to Senate File 34 filed
 2 February 2, 1959, as follows:
 3 Strike the words "he must obtain any poor relief required
 4 from the state" in lines six (6) and seven (7) and insert in
 5 lieu thereof the following: "any poor relief required may be
 6 obtained through the county social welfare office after one
 7 (1) year's continuous residence in the state".
 8 Strike the words "by either the county or the state" in
 9 line eighteen (18).
 10 Strike lines twenty-five (25) through thirty (30) and
 11 insert in lieu thereof the following:
 12 "Any county paying poor relief to any person notified
 13 by the county as hereinafter provided shall be credited (or
 14 reimbursed) by the state department of social welfare with
 15 the amount thereof upon furnishing the department with
 16 appropriate supporting vouchers certified to by the county
 17 director of social welfare."

JACK MILLER.

1 Amend Senate File 34 by striking all after the enacting clause
 2 and inserting in lieu thereof the following:
 3 Section 1. Section two hundred fifty-two point sixteen
 4 (252.16), Code 1958, is amended as follows:
 5 1. By striking all of subsection one (1) and inserting the
 6 following:
 7 "Any person continuously residing in any county in this
 8 state for a period of one year acquires a settlement in that
 9 county."
 10 2. By striking from subsection two (2) in lines five (5) and
 11 six (6) the words, "two years without being warned to depart as
 12 provided in this chapter" and inserting in lieu thereof the words,
 13 "one year".
 14 Sec. 2. Sections two hundred fifty-two point eighteen
 15 (252.18), two hundred fifty-two point twenty (252.20) and two
 16 hundred fifty-two point twenty-one (252.21), Code 1958, are
 17 hereby repealed.
 18 Sec. 3. Section two hundred fifty-two point twenty-two
 19 (252.22), Code 1958, is amended by striking from lines nine (9),
 20 ten (10) and eleven (11) the following: "if able, may be removed
 21 to the county of his settlement, or," and by striking from line
 22 thirteen (13) the word, "he".
 23 Sec. 4. Section two hundred fifty-two point twenty-three
 24 (252.23), Code 1958, is amended by striking from the end thereof
 25 the words, "or making the removal".
 26 Sec. 5. Section two hundred fifty-two point twenty-four
 27 (252.24), Code 1958, is amended by striking from lines five (5)
 28 and six (6) the following: ", and for the charges of removal and
 29 expenses of support incurred".

ROBERT R. RIGLER.
 D. C. NOLAN.

1 Amend Senate File 180 as follows:

2 1. By striking in line 6 of section 1 the word
3 and figure, "five (5)" and by inserting in lieu thereof the
4 word and figure, "six (6)".

5 2. By inserting in line 8 of section 1 after
6 the word, "commission," the words and figure, "one (1) member
7 from the state conservation commission,".

JACK SCHROEDER.

1 Amend the Rigler and Nolan amendment to Senate File 213,
2 filed February 13, line 14, by inserting after the period (.)
3 the following:

4 "Any resident person, firm or corporation engaged in
5 actual operation as a charter carrier as defined in this Act,
6 prior to March 1, 1959, shall be granted a certificate of
7 convenience and necessity, upon application therefor made
8 within one hundred and twenty (120) days from the effective
9 date of this Act upon compliance with the provisions of sections
10 three hundred twenty-five point twenty-six (325.26), three hundred
11 twenty-five point twenty-eight (325.28), three hundred twenty-five
12 point twenty-nine (325.29), three hundred twenty-five point thirty-one
13 (325.31), and three hundred twenty-five point thirty-five (325.35),
14 Code 1958."

D. C. NOLAN.

ROBERT R. RIGLER.

1 Amend Senate File 298, section 1, line 4, by inserting
2 after the word "resurfacing" a "comma (,)".

J. T. DYKHOUSE.

1 Amend Senate File 346 by striking the word and figure "six
2 (6)" in line 3 of section 3 and insert in lieu thereof
3 the word and figure "four (4)".

4 Further amend section 3 by striking all after the word
5 "year" in line 3 and insert in lieu thereof the following,
6 "nor shall any election to change forms of county government be
7 held at intervals of less than four (4) years."

8 Further amend Senate File 346 by striking the period (.)
9 after the word "office" in line 10 of section 13 and insert
10 the following, "subject to the approval of the county board".

11 Further amend Senate File 346 by striking all of section 20.

JAKE B. MINCKS.

1 Amend Senate File 348 as follows:

2 1. By striking all after the enacting clause and inserting
3 in lieu thereof the following:

4 "Section 1. Section three hundred eighty-three point thirty-
5 one (383.31), Code 1958, is hereby amended by striking all of
6 lines one (1) to six (6), inclusive, and the words 'authorized
7 to' in line seven (7) thereof and inserting in lieu thereof the
8 words 'where any city heretofore has or hereafter shall have ac-
9 quired or constructed an interstate bridge including approaches
10 under the provisions of this chapter or in any other manner and
11 by resolution or ordinance shall have determined to own and op-
12 erate such bridge through a bridge commission, then such bridge
13 commission shall have the powers, functions and duties as pro-

14 vided by this chapter and such city is hereby authorized to re-
 15 pair or', by inserting a comma after the word 'span' in line
 16 ten (10) thereof, by striking the comma at the end of line ten
 17 (10) thereof and the words 'to provide funds therefor' and the
 18 comma in line eleven (11) thereof and inserting in lieu thereof
 19 the word 'to', by inserting after the word 'so' in line thirteen
 20 (13) thereof the words 'repaired or', by inserting after the
 21 word 'reconstructed' in line fourteen (14) thereof the words 'to
 22 pay the cost of any major repair or the cost of enlarging and
 23 reconstructing the bridge', by inserting after the word 'so' in
 24 line sixteen (16) thereof the word 'repair' followed by a comma,
 25 by inserting after the word 'such' in line thirty (30) thereof
 26 the words 'repair or', by striking the comma after the word
 27 'notice' in line thirty-three (33) thereof, and by inserting
 28 after the word 'such' in line forty-two (42) thereof the words
 29 'major repair or'."

30 2. Amend the title by striking all after the word "Act"
 31 and all of the preamble and inserting in lieu thereof the follow-
 32 ing: "to amend section three hundred eighty-three point thirty-
 33 one (383.31), Code 1958, relating to the issuance of revenue bonds
 34 for interstate bridge purposes by cities having bridge commis-
 35 sions."

CHARLES F. EPPERS.

1 Amend Senate File 453 by striking the period in line 4 and in-
 2 serting a comma and adding the following thereto: "except those
 3 who violate Chapter seventy-one (71), Code of Iowa, 1958."

LAWRENCE PUTNEY.

1 Amend Senate File 463 by striking section 2 and by
 2 inserting in lieu thereof the following:

3 "Sec. 2. Amend section three hundred twenty-one point two
 4 hundred ten (321.210), Code 1958, by adding the following at
 5 the end thereof:

6 'For the purpose of determining when to suspend a license
 7 under this section, the commissioner may determine and adopt
 8 by rule a method of weighing traffic convictions, or offenses,
 9 by their seriousness and may change such weighted scale from
 10 time to time as experience or the accident frequency in the
 11 state makes necessary or desirable.

12 'From and after the effective date of this Act, if the
 13 department of public safety assesses any points against an
 14 operator or chauffeur of a motor vehicle under any point
 15 system devised by the department for the purpose of suspending
 16 operator's or chauffeur's licenses, the licensee shall receive
 17 a credit of one (1) point for each consecutive year in which
 18 the licensee had in continuous effect a valid operator's or
 19 chauffeur's license and during which no points were assessed
 20 against such licensee, but such credit of points shall not
 21 exceed five (5) points at any time. Credit points shall
 22 be subtracted from the total points assessed against the licensee
 23 in determining when to suspend a license.

24 'From and after the effective date of this Act, if the
 25 department of public safety assesses any points against an
 26 operator or chauffeur of a motor vehicle under any point system
 27 devised by the department for the purpose of suspending operator's

28 or chauffeur's licenses, the department must notify the licensee
 29 by ordinary mail that such points have been assessed and the
 30 reason therefor.' "

JACOB GRIMSTEAD.

1 Amend Senate File 464 as follows:

2 Amend section 2, lines 3 and 4, by striking the
 3 following: " , except school athletic contests,".

GENE L. HOFFMAN.

1 1. Amend Senate Joint Resolution 16 by striking all after the
 2 resolving clause and inserting in lieu thereof the following:
 3 "Section 1. The following amendment to the constitution of
 4 the state of Iowa be and the same is hereby proposed:
 5 Section six (6) of Articles three (III) of the constitution
 6 of the state of Iowa and sections thirty-four (34), thirty-five
 7 (35) and thirty-six (36) of said Article three (III) as adopted
 8 by amendment in 1904 A.D. and the amendment to section thirty-four
 9 (34) of Article three (III) adopted in 1928 A.D. are hereby
 10 repealed and the following is adopted in lieu thereof:

11 'Section 6. The state is divided into fifty senatorial
 12 districts as shall be provided by law. Senators from said
 13 districts shall be so classified by lot, that one class, shall
 14 be elected every two years. When the number of senators is
 15 increased, they shall be annexed by lot to one or the other of
 16 the two classes, so as to keep them nearly equal in numbers as
 17 practicable.

18 'Sec. 34. The senatorial districts shall be established by
 19 law at the first regular session of the General Assembly held
 20 after adoption of this amendment and at the first regular session
 21 following certification by the secretary of state of the results
 22 of each decennial national census thereafter and not oftener.

23 'Sec. 35. Upon adjournment of said session the supreme court
 24 shall apportion the senate, among the districts then existing,
 25 in such a manner that each district shall have one senator for
 26 every fifty thousand of population and each major fraction
 27 thereof, but every district shall be entitled to at least one
 28 senator. Where a district is entitled to more than one senator
 29 the supreme court shall divide the district into senatorial
 30 subdistricts of contiguous territory, as compact and nearly
 31 equal in population as may be.

32 'Sec. 36. The house of representatives shall consist of
 33 one representative from each county existing and organized.'

34 Sec. 2. The foregoing proposed amendments to the constitution
 35 of the state of Iowa is hereby referred to the General Assembly
 36 to be chosen at the next general election and the secretary of
 37 state is directed to cause the same to be published as provided
 38 by law for three months previous to the time of making such
 39 choice."

40 2. Further amend Senate Joint Resolution 16 by striking
 41 all of the title after the word "proposing" and inserting in
 42 lieu thereof the following: "to amend the constitution of the
 43 state of Iowa regarding the apportionment of senators and
 44 representatives of the General Assembly among the counties."

X. T. PRENTIS.

1 Amend Senate File 247, by striking all of the title after the
 2 word "Act" and inserting in lieu thereof the following: "to repeal
 3 chapter three hundred thirty-nine (339), Code 1958, to amend
 4 various other sections of the Code relating to coroners and providing
 5 for the appointment of county medical examiners, their qualifications,
 6 powers, duties and functions."

IRVING D. LONG.

1 Amend Senate File 453 as follows:
 2 This Act being deemed of immediate importance shall be
 3 in full force and effect from and after its passage and
 4 publication in the Fort Dodge Messenger, a newspaper published
 5 at Fort Dodge, Iowa, and the Rockwell City Advocate, a
 6 newspaper published at Rockwell City, Iowa.

JOE COLEMAN.

1 1. Amend Senate File 286 by striking all after the enacting clause
 2 and inserting in lieu thereof the following:

3 Section 1. For the purpose of division two (II) of chapter
 4 four hundred twenty-two (422), Code 1958, and unless otherwise
 5 required by the context:

6 1. The word "person" includes individuals and fiduciaries.

7 2. The word "fiduciary" means a guardian, trustee, executor,
 8 administrator, receiver, conservator, or any person whether
 9 individual or corporate, acting in any fiduciary capacity for
 10 any person, trust or estate.

11 3. The word "individual" means a natural person.

12 4. The words "tax year" mean the calendar year, or the
 13 fiscal year ending during such calendar year, upon the basis
 14 of which the net income is computed under this division.

15 5. The words "fiscal year" mean an accounting period of
 16 twelve months, ending on the last day of any month other than
 17 December.

18 6. The word "resident" applies only to individuals and
 19 includes, for the purpose of determining liability to the tax
 20 imposed by this division upon or with reference to the income
 21 of any tax year, any individual domiciled in the state, and
 22 any other individual who maintains a permanent place of abode
 23 within the state.

24 7. The word "nonresident" applies only to individuals and
 25 includes all individuals who are not residents within the
 26 meaning of subsection six (6) hereof.

27 8. The term "withholding agent" means any individual,
 28 fiduciary, corporation, association, or partnership in whatever
 29 capacity acting, including all officers and employees of the
 30 state or of any municipal corporation or political subdivision
 31 of the state, that is obligated to pay or has control of
 32 paying to any nonresident any gross receipts from sources within
 33 the state in excess of fifteen hundred dollars (\$1500.00)
 34 in any calendar year.

35 9. The term "Internal Revenue Code of 1954" means the
 36 Internal Revenue Code of 1954, as amended to and including
 37 December 31, 1958.

38 10. The words "trade or business" include the engaging in
 39 or carrying on of any trade, business, profession, vocation,
 40 employment and rendition of services or commercial activity
 41 and include the performance of the functions of a public

42 office.

43 11. The words "gross receipts from sources within the
44 state" mean interest, rents, royalties, gains, dividends,
45 all other income and gross income received or derived in
46 connection with property owned or a trade or business carried
47 on and salaries, wages and fees for personal services performed
48 within the state. Income received or derived from sales wherever
49 made of goods, wares and merchandise manufactured or originating
50 in the state shall be considered to be a part of gross receipts
51 from sources within the state.

52 12. The words "net income" means taxable income as computed
53 for federal income tax purposes under the internal revenue
54 Code of 1954, with the following adjustments:

55 a. Subtract interest and dividends from federal securities.

56 b. Where taxable income includes capital gains or losses,
57 or gains or losses from property other than capital assets,
58 and such gains or losses have been determined by using a
59 basis established prior to January 1, 1934, an adjustment may
60 be made, under rules and regulations prescribed by the state
61 tax commission, to reflect the differences resulting from the
62 use of a basis of cost on January 1, 1934, fair market value,
63 less depreciation allowed or allowable, whichever is higher.
64 Provided that the basis shall be fair market value as of
65 January 1, 1955, less depreciation allowed or allowable, in
66 the case of property acquired prior to that date if use of
67 a prior basis is declared to be invalid.

68 Sec. 2. A tax is hereby imposed upon the net income of
69 residents and upon that part of the net income of any nonresident
70 estate or trust attributable to gross receipts from sources
71 within this state, which tax shall be levied, collected, and
72 paid annually at the rate of seven (7) percent of that portion
73 of the total income tax that would be payable for the same
74 tax year to the United States under the provisions of the
75 internal revenue Code of 1954 without the benefit of the
76 deduction of the tax payable hereunder that net income derived
77 from sources taxable under this division bears to the total
78 taxable income of such resident, nonresident, estate or trust
79 that would be reportable for the same tax year to the United
80 States under the provisions of the internal revenue code of
81 1954 without the benefit of the deduction of the tax payable
82 hereunder.

83 Sec. 3. The tax imposed upon the net income of estates
84 and trusts by section two (2) of this Act shall become a
85 charge against estates and trusts. The fiduciary shall be
86 responsible for making the return of income for the estate
87 or trust for which he acts, whether such income be taxable
88 to the estate or trust or to the beneficiaries thereon.

89 Sec. 4. Every person required to make a return under
90 the provisions of the Internal Revenue Code of 1954 shall
91 make, sign and file a return.

92 Sec. 5. Any person, upon request by the commission, must
93 furnish to the commission a true and correct copy of any tax
94 returns which he has filed with the United States Internal
95 revenue service. Every person must notify the commission
96 in writing of any alterations in, or modification of, his
97 federal income tax return and of any recomputation of tax

98 or determination of deficiency (whether with or without
99 assessment). A full statement of facts shall accompany this
100 notice, which must be filed within twenty (20) days after
101 such modification, recomputation or determination of deficiency.

102 Sec. 6. Sections four hundred twenty-two point four (422.4),
103 four hundred twenty-two point five (422.5), four hundred
104 twenty-two point six (422.6), four hundred twenty-two point
105 seven (422.7), four hundred twenty-two point eight (422.8),
106 four hundred twenty-two point nine (422.9), four hundred
107 twenty-two point twelve (422.12), four hundred twenty-two
108 point thirteen (422.13), four hundred twenty-two point fourteen
109 (422.14), subsection one (1), four hundred twenty-two point
110 eighteen (422.18), and four hundred twenty-two point nineteen
111 (422.19), Code 1958, are hereby repealed.

112 Sec. 7. Section four hundred twenty-two point sixteen,
113 (422.16), subsection one (1), Code 1958, is amended by striking
114 from line four (4) thereof the words "gross income" and inserting
115 in lieu thereof the words "gross receipts from sources within
116 the state". Further amend said subsection by striking from
117 line seventeen (17) thereof the words "twenty percent of the
118 gross income" and inserting in lieu thereof the words "ten
119 percent of the gross receipts from sources within the state".

120 Sec. 8. Amend section four hundred twenty-two point thirty-
121 two (422.32), Code 1958, by striking the last sentence thereof
122 and substituting in lieu thereof the following:

123 5. The word "individual" means a natural person.

124 6. The words "foreign country" mean any jurisdiction other
125 than one embraced within the United States. The words "United
126 States", when used in a geographical sense, includes the states,
127 the territories of Alaska and Hawaii, the District of Columbia,
128 and the possessions of the United States.

129 7. The words "Income year" mean the calendar year or the
130 fiscal year upon the basis of which the net income is computed
131 under this division.

132 8. The words "fiscal year" mean an accounting period of
133 twelve months, ending on the last day of any month other than
134 December.

135 9. The words "tax year" mean the calendar year, or the
136 fiscal year ending during such calendar year, upon the basis
137 of which the net income is computed under this division.

138 Sec. 9. The provisions of this Act shall apply

139 1. to the tax years beginning January 1, 1959;

140 2. to fractions of fiscal years ending in 1959 computed
141 from January 1, 1959;

142 3. to tax years beginning in 1959 and ending in 1960; and

143 4. to all ensuing tax years.

144 Sec. 10. If any provision of this Act, or the application
145 thereof to any person or circumstance, is held invalid or
146 unconstitutional, the remainder of the Act and such application
147 to other persons or circumstances shall not be affected thereby,
148 except that it is the express intention of the legislature that
149 the provisions of sections six (6), seven (7), and eight (8)
150 of this Act which amend or repeal various sections of the
151 Code, 1958, shall also be deemed invalid as to any person or
152 circumstance to which the application of this Act is held
153 unconstitutional. In such event individuals and fiduciaries

154 shall within six (6) months after the date that this Act or
 155 its application to any person or circumstance is declared
 156 unconstitutional make, file and sign a return for the tax
 157 year or years to which the invalidity of this Act or its
 158 application to any person or circumstance applies. No refund
 159 shall be allowed by the commission by reason of the declared
 160 invalidity of this Act or its application to any person or
 161 circumstance until the return or returns to which reference
 162 is made in the previous sentence are filed with the commission.
 163 2. Further amend Senate File 286 by striking all after the word
 164 "Act" in the title and inserting in lieu thereof the following:
 165 "relating to the income tax imposed upon individuals and
 166 fiduciaries, substituting a fixed percentage of the tax paid under
 167 the internal revenue code for the existing computation of the
 168 Iowa income tax and amending and repealing certain sections of
 169 Code 1958". -

LYNN POTTER.
 RAYMOND R. GILLESPIE.
 X. T. PRENTIS.

- 1 Amend House amendments to Senate File 345 as follows:
 2 1. Amend division 1, line 6, by striking "eight (8)" and inserting
 3 in lieu thereof "five (5)".
 4 2. Further amend division 1, line 7, by striking "five (5)" and
 5 inserting in lieu thereof "three (3)".
 6 3. Further amend division 1, line 8, by striking the following:
 7 "calves,".

GENE L. HOFFMAN.
 X. T. PRENTIS.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 19, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Alvin Maberry, pastor of the First Methodist Church, Oskaloosa, Iowa.

PETITIONS

By Senator O'Malley, from five residents of Butler County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

By Senator Rigler, from fifty-four residents of Floyd County favoring liquor by the drink and opposing local option.

By Senator Walker, from fifteen residents of Wright County, members of the Royal Neighbors of America, in opposition to a tax on fraternal societies.

By Senator O'Connor, from ten residents of Audubon County favoring proposed legislation relating to the support of the poor in repealing the notice to depart.

PRESENTATION OF VISITORS

Senator Stuart rose on a point of personal privilege and presented to the Senate the Honorable Karl M. LeCompte of Wayne County, a former member of the Senate and also a former member of Congress from the Fourth Congressional District.

Senator Nolan asked and received unanimous consent to present to the Senate forty-one students from the Williamsburg Public School who were present in the balcony accompanied by their instructor, Mr. Pierce.

Senator Putney asked and received unanimous consent to present to the Senate eighty members of the American History classes of the Vinton High School who were present in the balcony accompanied by their instructors, Elmo Baxter and Robert Higby.

Senator Prince asked and received unanimous consent to present to the Senate twenty-one students from the Dawson Consolidated School who were present in the balcony accompanied by their instructor, Mrs. Bertha Hartna.

Senator Ringgenberg asked and received unanimous consent to present to the Senate forty students from the Ogden High School who were present in the balcony accompanied by their instructor, Mr. Norris.

INTRODUCTION OF BILLS

Senate File 497, by committee on cities and towns, a bill for an act to amend chapter three hundred seventy-nine (379), Code 1958, to provide for establishment and maintenance of municipal museums.

Read first and second times and referred to the steering committee.

Senate File 498, by committee on cities and towns, a bill for an act to amend chapter four hundred seven (407), Code 1958, by adding thereto an additional section authorizing acquisition and construction by cities and towns of improvements and betterments to municipal auditoriums, including installation of air conditioning facilities, and issuance of bonds in connection therewith.

Read first and second times and referred to the steering committee.

Senate File 499, by committee on social security, a bill for an act relating to old-age assistance.

Read first and second times and referred to the steering committee.

Senate File 500, by committee on appropriations, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state.

Read first and second times and placed on the calendar.

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate File 261, a bill for an act amending chapter five hundred seven B (507B), Code 1958, relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 261 as follows:

1. Amend section 1, lines 11 and 12, by striking therefrom the words "or in connection with".
2. Amend by inserting after the word "to" appearing in line 5 of section one (1) the word "knowingly".
3. Further amend said section 1 by striking from line 8 the words "or in connection with".
4. Amend by adding after the period in line 13 of section 1 the following: "However, this section shall not apply in cases where insurance is required

by law, or forms of liability or performance insurance carried by a seller of services, materials or property as a protection to the purchasers."

5. Amend the title by striking from lines 3 and 4 the words "or in connection with".

The Senate concurred in the House amendments.

Senator Nolan 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, 28:

Boothby	Gillespie	Nolan	Shaff
Byers	Grimstead	Price	Shoeman
Dykhouse	Henry	Prince	Stuart
Eppers	Hoschek	Rigler	Turner
Evans	Long	Ringgenberg	Vance
Fisher	Lynes	Schroeder	Walker
Getting	Miller	Scott	Weber

Nays, 20:

Buck	Gilmour	Hoxie	O'Malley
Coleman	Hansen	McCurdy	Potter
Edelen	Harbor	Mincks	Prentis
Elijah	Hill	Moore	Putney
Frommelt	Hoffman	O'Connor	Wolf

Absent or not voting, 2:

Butler	Dewel
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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 Elijah called up for consideration Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns, amended by the House as follows:

1. Amend Senate File 345 by inserting in line nine (9) of section one (1) after the word "collected." where it appears the first time, the following:

"The veterinary inspection fee shall be established by the state department of agriculture but shall not exceed ten (10) cents per individual animal for horses and ponies, eight (8) cents per individual animal for cattle, and five (5) cents per individual animal for hogs, sheep, calves, and goats. Fees established by the department shall be uniform in all sale yards or barns throughout the state."

2. Further amend Senate File 345 by adding thereto the following new section:

"Provisions of this Act shall apply only to sale yards and barns or other marketing agencies receiving livestock for sale from outside of the state."

Senator Hoffman offered the following amendment filed by Senators Prentis and Hoffman:

Amend House amendments to Senate File 345 as follows:

1. Amend division 1, line 6, by striking "eight (8)" and inserting in lieu thereof "five (5)".

2. Further amend division 1, line 7, by striking "five (5)" and inserting in lieu thereof "three (3)".

3. Further amend division 1, line 8, by striking the following: "calves,".

On motion of Senator Hoffman, division 1 of the amendment was adopted.

On motion of Senator Hoffman, division 2 of the amendment was adopted.

On motion of Senator Hoffman, division 3 of the amendment was adopted.

Senator Elijah moved that the Senate concur in division 1 of the House amendment as amended.

Division was called for.

The motion was lost and the Senate refused to concur in division 1 of the House amendment as amended.

Senator Elijah moved that the Senate concur in division 2 of the House amendment, which motion was lost.

Senator Elijah asked and received unanimous consent that Senate File 345 be immediately messaged to the House, which request was complied with.

SENATE FILE 228 RE-REFERRED

Senator Putney asked unanimous consent that Senate File 228 be re-referred to the committee on conservation.

Objection was raised.

Senator Putney moved that Senate File 228 be re-referred to the committee on conservation for further study, which motion prevailed.

HOUSE FILE 556 RE-REFERRED

Senator Long asked and received unanimous consent that House File 556 be re-referred to the committee on appropriations.

UNFINISHED BUSINESS

On motion of Senator O'Connor, Senate File 34, a bill for an act relating to the support of the poor, with report of committee recommending passage, was taken up for further consideration.

Senator Putney offered the following amendment:

Amend Senate File 34 as follows:

Senate File 34 is hereby amended by striking all after the enacting clause and substituting the following:

Section 1. Chapter two hundred fifty (250), Code 1958, is hereby amended as follows:

1. By striking all of section two hundred fifty-two point one six (252.16).
2. By striking all of section two hundred fifty-two point one seven (252.17).
3. By striking all of section two hundred fifty-two point one eight (252.18).
4. By striking all of section two hundred fifty-two point twenty (252.20).
5. By striking all of section two hundred fifty-two point twenty-one (252.21).
6. By striking all of section two hundred fifty-two point twenty-two (252.22).
7. By striking all of section two hundred fifty-two point twenty-three (252.23).
8. By striking all of section two hundred fifty-two point twenty-four (252.24).

Senator Putney offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 4 "fifty (250)" and inserting in lieu thereof "fifty-two (252)".

The amendment to the amendment was adopted.

Senator Putney moved the adoption of the amendment as amended.

Roll call was demanded.

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

Ayes, 15:

Buck	Gilmour	McCurdy	Potter
Byers	Hill	Mincks	Putney
Eppers	Hoffman	Moore	Wolf
Frommelt	Hoschek	O'Connor	

Nays, 33:

Boothby	Grimstead	Nolan	Scott
Coleman	Hansen	O'Malley	Shaff
Dewel	Harbor	Prentis	Shoeman
Dykhouse	Henry	Price	Stuart
Edelen	Hoxie	Prince	Turner
Evans	Long	Rigler	Vance
Fisher	Lynes	Ringgenberg	Walker
Getting	Miller	Schroeder	Weber
Gillespie			

Absent or not voting, 2:

Butler	Elijah
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The amendment was lost.

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

EXECUTIVE SESSION

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

Jim O. Henry of Carson, Pottawattamie County, Iowa, as a member of the Board of Control of State Institutions for the term beginning July 1, 1959.

The Senate arose from executive session and resumed regular session.

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

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lynes presiding.

The Senate resumed consideration of Senate File 34.

Senator Rigler offered the following amendment filed by Senators Rigler and Nolan:

Amend Senate File 34 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section two hundred fifty-two point sixteen (252.16), Code 1958, is amended as follows:

1. By striking all of subsection one (1) and inserting the following:

"Any person continuously residing in any county in this state for a period of one year acquires a settlement in that county."

2. By striking from subsection two (2) in lines five (5) and six (6) the words, "two years without being warned to depart as provided in this chapter" and inserting in lieu thereof the words, "one year".

Sec. 2. Sections two hundred fifty-two point eighteen (252.18), two hundred fifty-two point twenty (252.20) and two hundred fifty-two point twenty-one (252.21), Code 1958, are hereby repealed.

Sec. 3. Section two hundred fifty-two point twenty-two (252.22), Code 1958, is amended by striking from lines nine (9), ten (10) and eleven (11) the following: "if able, may be removed to the county of his settlement, or," and by striking from line thirteen (13) the word, "he".

Sec. 4. Section two hundred fifty-two point twenty-three (252.23), Code 1958, is amended by striking from the end thereof the words, "or making the removal".

Sec. 5. Section two hundred fifty-two point twenty-four (252.24), Code 1958, is amended by striking from lines five (5) and six (6) the following: ", and for the charges of removal and expenses of support incurred".

Senator Miller offered the following amendment to the amendment and moved its adoption and requested a roll call.

Amend the amendment as follows:

1. Strike lines 5 through 13 and insert in lieu thereof the following:

"Any person continuously residing in this state for a period of two (2) years, without being notified by the county in which he is residing that any poor relief required may be obtained through the county social welfare office after one (1) year's continuous residence in the state, shall acquire

settlement in that county; but if such person has been so notified, then such settlement can only be acquired after such person has been self-supporting (or has been adequately supported from private sources) for a continuous period of one (1) year following such notification.

"Any county paying poor relief to any person notified by the county as hereinabove provided shall be reimbursed (or credited) by the state department of social welfare with the amount thereof upon furnishing the department with appropriate supporting vouchers certified to by the county auditor."

2. Strike lines 14 through 17 and insert in lieu thereof the following:

"Sec. 2. Section two hundred fifty-two point eighteen (252.18), Code 1958, is hereby repealed.

"Section two hundred fifty-two point twenty (252.20), Code 1958, is hereby amended by striking lines seventeen (17) through nineteen (19) and inserting in lieu thereof the following: 'settlement except as provided in section two hundred fifty-two point sixteen (252.16).'

3. Strike the period (.) in line twenty-nine (29) and insert in lieu thereof the following: "; further by adding the following at the end thereof: 'Provided that nothing herein shall preclude the county, where the settlement is, from being credited (or reimbursed) by the state department of social welfare as provided in section two hundred fifty-two point sixteen (252.16).'

Senator Grimstead moved the previous question on the amendment to the amendment, which motion prevailed.

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

Ayes, 7:

Long	Miller	Prince	Turner
Lynes	Nolan	Shoeman	

Nays, 41:

Boothby	Frommelt	Hoschek	Rigler
Buck	Getting	Hoxie	Ringgenberg
Byers	Gillespie	McCurdy	Schroeder
Coleman	Gilmour	Mincks	Scott
Dewel	Grimstead	Moore	Shaff
Dykhouse	Hansen	O'Connor	Stuart
Edelen	Harbor	O'Malley	Vance
Elijah	Henry	Potter	Walker
Eppers	Hill	Prentis	Weber
Evans	Hoffman	Putney	Wolf
Fisher			

Absent or not voting, 2:

Butler	Price
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President McManus took the chair at 2:00 p.m.

The amendment to the amendment was lost.

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from lines 14 and 15 "two hundred fifty-two point eighteen (252.18),".

The amendment to the amendment was adopted.

On motion of Senator Rigler, the amendment as amended was adopted.

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

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

Ayes, 44:			
Boothby	Getting	Long	Prince
Buck	Gillespie	Lynes	Putney
Byers	Gilmour	McCurdy	Rigler
Coleman	Grimstead	Mincks	Scott
Dewel	Hansen	Moore	Shaff
Dykhouse	Harbor	Nolan	Stuart
Elijah	Henry	O'Connor	Turner
Eppers	Hill	O'Malley	Vance
Evans	Hoffman	Potter	Walker
Fisher	Hoschek	Prentis	Weber
Frommelt	Hoxie	Price	Wolf
Nays, 2:			
Edelen	Shoeman		
Absent or not voting, 4:			
Butler	Miller	Ringgenberg	Schroeder

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

Senator O'Connor moved that the 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 O'Connor asked unanimous consent that Senate File 34 be immediately messaged to the House.

Objection was raised.

Senator O'Connor moved that Senate File 34 be immediately messaged to the House, which motion prevailed.

UNFINISHED BUSINESS

On motion of Senator Shaff, Senate File 162, a bill for an act to amend section seventy-five point six (75.6), Code 1958, relating to employment of a fiscal agent, was taken up for further consideration.

On motion of Senator Stuart, the report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 162 as follows:

1. Amend Senate File 162 by inserting the words "or financial consultant" after the word "agent" where it appears in lines 5 and 7.

2. Further amend Senate File 162 by amending the title by striking the period (.) after the word "agent" in line 2 of the title and inserting the following: "or financial consultant."

The amendment was adopted.

Senator Mincks moved the previous question on the bill, which motion prevailed.

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

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

Ayes, 16:

Boothby	Fisher	Prince	Shaff
Buck	Hoxie	Putney	Shoeman
Dewel	Lynes	Rigler	Stuart
Elijah	Nolan	Schroeder	Turner

Nays, 31:

Byers	Gillespie	McCurdy	Price
Coleman	Gilmour	Miller	Ringgenberg
Dykhouse	Grimstead	Mincks	Scott
Edelen	Hansen	Moore	Vance
Eppers	Harbor	O'Connor	Walker
Evans	Henry	O'Malley	Weber
Frommelt	Hill	Potter	Wolf
Getting	Hoschek	Prentis	

Absent or not voting, 3:

Butler	Hoffman	Long
	(present)	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate Concurrent Resolution 13, providing for congratulations to the citizens of Alaska and Hawaii upon their having attained statehood.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 173, a bill for an act relating to the legislative research committee and research bureau and to provide for more legislative participation in legislative research.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 100, a bill for an act relating to the adoption of rules on standards of value for assessment purposes by the state tax commission, and relating to the creation of an assessors' advisory board in connection therewith.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 222, a bill for an act relating to the compensation and expense of shorthand reporters of the district court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 235, a bill for an act relating to the making of small loans so as to increase the maximum amount of loan under said chapter to regulate the rate of interest on such loans and to amend section five hundred thirty-five point six (535.6) relating to penalties for excessive interest.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 318, a bill for an act to regulate and control importation of swine into Iowa.

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 special permits for the transportation of mobile homes of excess size on the highways of the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 478, a bill for an act relating to paroles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 638, a bill for an act relating to the registration tolerance of vehicles transporting raw farm products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 656, a bill for an act to provide for the construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 100, a bill for an act relating to the adoption of rules on standards of value for assessment purposes by the state tax commission, and relating to the creation of an assessors' advisory board in connection therewith.

Read first and second times and passed on file.

House File 222, a bill for an act relating to the compensation and expense of shorthand reporters of the district court.

Read first and second times and passed on file.

House File 235, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five

hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest.

Read first and second times and passed on file.

House File 318, a bill for an act to regulate and control importation of swine into Iowa.

Read first and second times and passed on file.

House File 403, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

Read first and second times and passed on file.

House File 478, a bill for an act to amend section two hundred forty-seven point five (247.5), Code 1958, relating to paroles.

Read first and second times and passed on file.

House File 638, a bill for an act relating to the registration tolerance of vehicles transporting raw farm products.

Read first and second times and passed on file.

House File 656, a bill for an act to provide for the construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions.

Read first and second times and passed on file.

DECLARATION OF LEGISLATIVE INTENT

With Respect to Senate File 213, as Amended

It is the intent of the sponsors of this legislation that all resident charter carriers who have been in actual operation in this state as charter carriers prior to March 1, 1959, shall have granted to them, upon filing an application as provided in this act, and complying with the provisions of this act, a certificate of convenience and authority which will give them the same operating authority they exercised prior to March 1, 1959.

D. C. NOLAN.

ROBERT R. RIGLER.

DECLARATION OF LEGISLATIVE INTENT

With Respect to Senate File 34 as Amended

It is the intent of the sponsors of this legislation and amendments that by leaving in the Code, section two hundred fifty-two point eighteen (252.18) we intend to include a judicial process for the removal of out of state paupers only.

JACK SCHROEDER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 291, and House Files 19, 123, 207 and 244.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 291, and House Files 19, 123, 207 and 244.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of March, 1959, sent to the Governor for his approval: Senate File 291.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 12**, a bill for an act to create a special committee to make a fiscal, administrative and engineering survey of Iowa's highways, roads and streets, etc., begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 659**, a bill for an act to make appropriations to members of the election and election privileges committee, namely, Scott Swisher, Clark McNeal, J. N. Milroy, J. Kendall Lynes, Thomas J. Dailey and Duane Dewel, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Senator Buck submitted the following report:

MR. PRESIDENT: Your committee on social security to which was referred **Senate File 429**, a bill for an act relating to the administration and financing

of support for the poor for Indians residing on a reservation in the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on social security to which was referred **House File 378**, a bill for an act relating to the qualification of employees of the department of social welfare, begs leave to report it has had the same under consideration and recommends the same **do pass**.

HOWARD C. BUCK, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 140 by inserting in line 6 of section
2 1 after the period (.) the following:
3 "Wells constructed in stone quarries or sand and gravel
4 plants for exploration or shooting and those necessary for
5 temporary dewatering in connection with construction projects
6 are also excluded."

WALTER EDELEN.

1 Amend Senate File 166 by striking all of section 16 and
2 inserting in lieu thereof the following:
3 "Sec. 16. This Act, being deemed of immediate importance
4 shall take effect and be in full force from and after its
5 publication in the Shenandoah Sentinel, a newspaper published
6 in Shenandoah, Iowa; and in the West Des Moines Express, a
7 newspaper published in West Des Moines, Iowa."

FRANK M. HOXIE.

1 Amend Senate File 228 as follows:
2 1. By striking from line 66 of section 1
3 the words, "general fund of the state of Iowa." and by
4 inserting in lieu thereof the words, "state lake improvement
5 fund."
6 2. By inserting after the period (.) in line
7 66 of section 1 the following:
8 "The first two hundred thousand (200,000) dollars collected
9 under the provisions of this Act shall be used for improvement
10 of North Twin Lake."
11 3. By adding thereto the following new section:
12 "Sec. 2. Section one hundred seven point seventeen (107.17),
13 Code 1958, is hereby amended as follows:
14 1. By striking from line two (2) of such section the word,
15 'three' and by inserting in lieu thereof the words, 'the
16 following'.
17 2. By striking the word, 'and' in subsection two (2) of
18 such section and by inserting in lieu thereof a period (.).
19 3. By adding thereto the following new subsection:
20 'A state lake improvement fund.'"

C. JOSEPH COLEMAN.

1 Amend Senate File 346 as follows:

2 1. Strike the period at the end of line 3 of section 1 and
3 insert in lieu thereof the following: "and thereunder counties
4 and offices of counties may be merged and consolidated as provided
5 in sections twenty-one (21) through twenty-nine (29) inclusive
6 hereof".

7 2. Strike the period at the end of line 4 in section 1 and
8 insert in lieu thereof the following: "as herein provided."

9 3. Add the following new sections;

10 Sec. 21. Boards of supervisors of two or more counties, upon
11 the written petition, filed with the county auditor of each county,
12 of twenty-five (25) per cent of the electors of each of said
13 counties, who voted in the last preceding election for Governor,
14 shall call an election within said counties for the purpose of
15 voting upon a proposal for the consolidation of said counties into
16 a single county unit, or for the consolidation of any of the offices
17 thereof, either elective or appointive, into a single office in
18 said counties.

19 Sec. 22. Upon the filing of the petition, as provided in Sec.
20 1 hereof, the said boards of supervisors shall meet and fix a time
21 for voting upon such proposed merger and consolidation of counties
22 or for the merger and consolidation of offices within said counties,
23 which election may be held at a time fixed by such joint boards of
24 supervisors.

25 Sec. 23. Upon such proposal, for the merger and consolidation
26 of counties or for the merger and consolidation of any office or
27 offices therein, receiving a majority vote in favor thereof, by
28 the electors in each county, the boards of supervisors shall take
29 all steps necessary to carry into effect such merger and consoli-
30 dation and shall have all the powers and duties as are now pre-
31 scribed and provided by law for the management and operation of
32 counties.

33 Sec. 24. In the general election following such merger and
34 consolidation a board of supervisors thereof shall be elected
35 for said new consolidated county and shall consist of five mem-
36 bers, not more than three of whom shall be from any one of the
37 previously existing counties.

38 Sec. 25. Upon the election and taking of office of the board
39 of supervisors as provided in Sec. 4 hereof the terms of office
40 of the supervisors in the counties which have been merged and
41 consolidated shall terminate.

42 Sec. 26. Upon merger and consolidation of any office or
43 offices to be filled by election or by appointment upon the elec-
44 tion or appointment and qualification of such officer or officers
45 in said counties the term or terms of office of the existing
46 officer or officers filling such office or offices in said
47 counties shall terminate. The salaries of such officer or offi-
48 cers and all costs of such office or offices shall be allocated
49 to the counties involved according to the assessed valuation of
50 all property therein and certified and included in the budgets
51 of the respective counties in such manner.

52 Sec. 27. The board of supervisors for the merged and consoli-
53 dated county shall select a proper and suitable location for the
54 seat of government thereof and select a name for said county and
55 shall file the name with the Secretary of State of Iowa.

56 Sec. 28. All the powers and duties which now or which may

57 hereinafter apply to boards of supervisors and county officers,
 58 both elected and appointed, shall apply to the board of super-
 59 visors and officers of any such merged and consolidated counties
 60 or merged and consolidated county office or offices as provided
 61 for in this act.

62 Sec. 29. All properties, both personal and real, belonging
 63 to the merged counties shall become the property of the new
 64 consolidated county and all liabilities and obligations of
 65 such merged counties shall become the liabilities and obliga-
 66 tions of the new consolidated county.

D. C. NOLAN.
 R. R. RIGLER.
 L. PUTNEY.
 W. C. STUART.
 D. O. SHAFF.

1 Amend Senate File 358 by striking from line 2 of
 2 section 1 the following: ", credit union".

ANDREW G. FROMMELT.

1 Amend House File 245 by striking all after the
 2 enacting clause and inserting in lieu thereof the following:
 3 "Section 1. Section three hundred twenty-one point two
 4 hundred eighty-five (321.285), Code 1958, is hereby amended
 5 by adding thereto the following subsection:
 6 'Reasonable and proper, but not greater than sixty (60)
 7 miles per hour at any time, on secondary roads. Whenever the
 8 board of supervisors of any county shall determine upon the
 9 basis of an engineering and traffic investigation conducted
 10 by the state highway commission when so requested by said
 11 board that the speed limit on any secondary road is greater
 12 than is reasonable and proper under the conditions found to
 13 exist at any intersection or other place or upon any part of
 14 a secondary road, said board shall determine and declare a
 15 reasonable and proper speed limit thereat. The speed limits
 16 provided and as determined in this subsection shall be
 17 effective when appropriate signs giving notice thereof are
 18 erected by the board of supervisors at such intersection or
 19 other place or part of the highway.'"

IRVING D. LONG.
 C. H. RINGGENBERG.

1 1. Amend highway safety committee amendment to House File 245
 2 filed February 18, 1959, by striking from line 11 the
 3 words, "or safe" and inserting in lieu thereof the words, "and
 4 proper".

5 2. Further amend said amendment by striking from line
 6 13 the word, "safe" and inserting in lieu thereof the word, "proper".

FRANK M. HOXIE.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 20, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Leroy Garrett, pastor of the Methodist Church, Keswick, Iowa.

PETITIONS

By Senator Boothby, from thirty-eight residents of Ida County in opposition to liquor by the drink.

By Senator Buck, from twenty-five residents of Marshall County in opposition to liquor by the drink.

By Senator Hansen, from twenty-three residents of Greene County favoring making optional the Iowa public employees retirement system membership.

By Senator Hansen, from members of the Royal Neighbors of America, Greene County, in opposition to a tax on fraternal societies.

By Senator O'Connor, from members of the Royal Neighbors of America, Clayton County, in opposition to a tax on fraternal societies.

By Senator Putney, from seventeen residents of Tama County in opposition to liquor by the drink.

By Senator Rigler, from thirty-two residents of Floyd County favoring liquor by the drink.

By Senator Scott, from members of the Royal Neighbors of America, Fayette County, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Byers rose on a point of special privilege and introduced to the Senate his grandsons, Stephen and Christopher Ganson Avery of Spencer, Clay County, Iowa, also grandsons of the late Honorable A. H. Avery, a member of the House of Representatives for several years—both grandfathers having served in the General Assembly at the same time.

Senator Schroeder rose on a point of personal privilege and presented to the Senate the Honorable Fred Schwengel, member of Congress from the First District of the State of Iowa, who was present in the Senate chamber.

Senator Boothby asked and received unanimous consent to present to the Senate forty-two students from the Ida Grove Community School who were present in the balcony accompanied by their instructor, Mrs. Leo K. Bekman.

Senator Schroeder asked and received unanimous consent to present to the Senate twenty-six students from the H. M. Perry School of Davenport, Scott County, who were present in the balcony accompanied by their instructor, Mrs. Bittner.

Senator O'Malley asked and received unanimous consent to present to the Senate thirteen students from the Ankeny High School who were present in the balcony accompanied by their instructors, Robert Vander Linden, Betty Friedmeyer, Richard Lantz and Carl Troxel.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-one students from the St. Joseph's School of Bode, Humboldt County, who were present in the balcony accompanied by their instructors, Sister Mary Magdalen and Sister Marie Bernard.

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

SENATE CONCURRENT RESOLUTION 14

By Rigler

Whereas, woman suffrage has been an important development in United States history; and

Whereas, Carrie Chapman Catt played a significant part in that she devoted more than fifty (50) years of her life to winning for women the right to vote; and

Whereas, Carrie Chapman Catt held a local, state, national or international office in the cause of woman's suffrage for fifty-one (51) years; and

Whereas, Carrie Chapman Catt was a citizen of Iowa, and spent her childhood near Charles City, Iowa; and

Whereas, this is the centennial of the birth of Carrie Chapman Catt; now therefore,

Be It Resolved by the Senate, the House Concurring, That Congress authorize the issuance of a memorial stamp for Carrie Chapman Catt, and

Be It Further Resolved, That a copy of this resolution be sent to the postmaster general of the United States and to each senator and congressman from the State of Iowa, and further, each of them is hereby urged to make every effort to see that appropriate action is taken to provide for the issuance of a memorial stamp for Carrie Chapman Catt.

The motion prevailed and the resolution was adopted.

Senator Rigler asked and received unanimous consent that Senate Concurrent Resolution 14 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent that the Senate proceed with the noncontroversial calendar.

On motion of Senator O'Malley, Senate File 321, a bill for an act relating to motor vehicle testing stations of cities and towns, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Getting	McCurdy	Schroeder
Byers	Gillespie	Mincks	Scott
Coleman	Grimstead	O'Connor	Shaff
Dewel	Harbor	O'Malley	Shoeman
Dykhouse	Hill	Prentis	Stuart
Edelen	Hoffman	Price	Turner
Elijah	Hoschek	Prince	Vance
Eppers	Hoxie	Putney	Walker
Evans	Long	Rigler	Weber
Fisher	Lynes	Ringgenberg	Wolf
Frommelt			

Nays, none.

Absent or not voting, 9:

Buck	Hansen	Miller	Nolan
Butler	Henry	Moore	Potter
Gilmour			

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

Senator O'Malley asked and received unanimous consent that Senate File 321 be immediately messaged to the House, which request was complied with.

On motion of Senator Getting, Senate File 490, a bill for an act relating to the boiling of waste materials from stockyards, was taken up and considered.

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

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

Ayes, 42:

Boothby	Edelen	Frommelt	Hansen
Buck	Elijah	Getting	Harbor
Byers	Eppers	Gillespie	Hill
Dewel	Evans	Gilmour	Hoschek
Dykhouse	Fisher	Grimstead	Hoxie

Long	O'Malley	Ringgenberg	Stuart
Lynes	Prentis	Schroeder	Turner
McCurdy	Price	Scott	Vance
Mincks	Prince	Shaff	Weber
Moore	Putney	Shoeman	Wolf
O'Connor	Rigler		

Nays, 2:

Coleman	Hoffman
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Absent or not voting, 6:

Butler	Miller	Potter	Walker
Henry	Nolan		(present)

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

Senator Getting asked and received unanimous consent that Senate File 490 be immediately messaged to the House, which request was complied with.

On motion of Senator Price, Senate File 484, a bill for an act to amend section three hundred twenty-one point three hundred ninety-five (321.395), Code 1958, to permit amber parking lamps, was taken up and considered.

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

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

Ayes, 45:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	O'Connor	Shoeman
Dykhous	Harbor	O'Malley	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Butler	Miller	Nolan	Potter
Henry			

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

On motion of Senator Prentis, Senate File 487, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission, was taken up and considered.

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

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

Ayes, 46:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Byers	Gilmour	Moore	Scott
Coleman	Grimstead	O'Connor	Shaff
Dewel	Hansen	O'Malley	Shoeman
Dykhouse	Harbor	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 4:

Butler	Henry	Miller	Nolan
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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 Prentis, Senate File 166, a bill for an act to create a civil defense administration for the State of Iowa to serve in the event of major man-made disasters or natural disasters; to provide for a director thereof; to define the powers and duties of the director, the civil defense administration and the Governor; and to authorize the receipt and expenditure of funds incident to the administration thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 166 by striking all of section 16 and inserting in lieu thereof the following:

"Sec. 16. This Act, being deemed of immediate importance shall take effect and be in full force from and after its publication in the Shenandoah Sentinel, a newspaper published in Shenandoah, Iowa; and in the West Des Moines Express, a newspaper published in West Des Moines, Iowa."

The amendment was adopted.

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

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

Ayes, 44:

Boothby	Coleman	Edelen	Evans
Buck	Dewel	Elijah	Fisher
Byers	Dykhouse	Eppers	Frommelt

Getting	Hoxie	Potter	Shaff
Gillespie	Long	Prentis	Shoeman
Gilmour	Lynes	Price	Stuart
Grimstead	McCurdy	Putney	Turner
Hansen	Mincks	Rigler	Vance
Harbor	Moore	Ringgenberg	Walker
Hill	O'Connor	Schroeder	Weber
Hoschek	O'Malley	Scott	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Hoffman	Nolan	Prince
Henry	Miller		

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

On motion of Senator Long, Senate File 492, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state fair board for the purpose of state aid to agricultural societies, was taken up and considered.

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

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

Ayes, 44:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Byers	Gillespie	Mincks	Scott
Coleman	Gilmour	Moore	Shaff
Dewel	Grimstead	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Henry	Nolan	Prince
Hansen	Hoffman		

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

On motion of Senator Lynes, House Joint Resolution 12, a joint resolution to create a special committee to make a fiscal, administrative and engineering survey of Iowa's highways, roads and streets, and to make an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lynes moved that the 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:

Boothby	Getting	Miller	Schroeder
Buck	Gillespie	Moore	Scott
Byers	Gilmour	O'Connor	Shaff
Dewel	Grimstead	O'Malley	Shoeman
Dykhouse	Harbor	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Putney	Walker
Evans	Long	Rigler	Weber
Fisher	Lynes	Ringgenberg	Wolf
Frommelt	McCurdy		

Nays, 2:

Coleman	Mincks
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Absent or not voting, 6:

Butler	Henry	Nolan	Prince
Hansen	Hoffman		

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

Senator Prentis asked and received unanimous consent that Senate Joint Resolution 10 be withdrawn from further consideration of the Senate.

On motion of Senator Prentis, House File 659, a bill for an act to make appropriations to members of the election and election privileges committee, namely: Scott Swisher, Clark McNeal, J. N. Milroy, J. Kendall Lynes, Thomas J. Dailey and Duane Dewel, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 39:

Boothby	Getting	Moore	Schroeder
Buck	Gillespie	Nolan	Scott
Byers	Gilmour	O'Malley	Shoeman
Coleman	Grimstead	Potter	Stuart
Dykhouse	Harbor	Prentis	Turner
Elijah	Hill	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Frommelt	Mincks	Ringgenberg	

Nays, 1:

McCurdy

Absent or not voting, 10:

Butler	Hansen	Lynes	O'Connor
Dewel	Henry	(present)	Shaff
(present)	Hoffman	Miller	(present)
Edelen		(present)	

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

On motion of Senator Lynes, Senate File 500, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gillespie	Mincks	Ringgenberg
Buck	Gilmour	Moore	Schroeder
Byers	Grimstead	Nolan	Scott
Coleman	Hansen	O'Connor	Shaff
Dewel	Harbor	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Elijah	Hoschek	Prentis	Turner
Eppers	Hoxie	Price	Vance
Evans	Long	Prince	Walker
Fisher	Lynes	Putney	Weber
Frommelt	McCurdy	Rigler	Wolf
Getting	Miller		

Nays, none.

Absent or not voting, 4:

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

Senator Prentis asked and received unanimous consent that the appropriation bills just passed be immediately messaged to the House, which request was complied with.

SPECIAL ORDER

The Chair announced the Special Order for the consideration of Senate File 286.

On motion of Senator Miller, Senate File 286, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, with report of committee recommending passage, was taken up for further consideration.

Senator Schroeder moved that Senate File 286 be re-referred to the committee on tax revision.

Roll call was demanded.

On the question "Shall Senate File 286 be re-referred to the committee on tax revision?" the vote was:

Rule 8 was invoked.

Ayes, 27:

Buck	Getting	Prentiss	Shoeman
Byers	Grimstead	Price	Stuart
Dewel	Harbor	Prince	Turner
Dykhouse	Hoxie	Rigler	Vance
Elijah	Long	Schroeder	Walker
Evans	Lynes	Scott	Weber
Fisher	Nolan	Shaff	

Nays, 20:

Boothby	Gillespie	Hoschek	O'Connor
Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Miller	Potter
Eppers	Hill	Mincks	Ringgenberg
Frommelt	Hoffman	Moore	Wolf

Absent or not voting, 3:

Butler	Henry	Putney
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The motion prevailed and Senate File 286 was re-referred to the committee on tax revision.

UNFINISHED BUSINESS

On motion of Senator Hoxie, House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads, was taken up for further consideration.

The following committee amendment was further considered:

Amend House File 245 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended by adding thereto the following subsection:

'Fifty (50) miles per hour at any time on secondary roads without portland cement, concrete, or bituminous surface. Whenever the board of supervisors of any county shall determine upon the basis of an engineering and traffic investigation conducted by the state highway commission when so requested by said board that the speed limit on any secondary road with any type of surface is greater than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a secondary road, said board shall determine and declare a reasonable and safe speed limit thereat which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the highway.'

Senator Shoeman asked and received unanimous consent to defer action on his amendment to the committee amendment.

Senator Long asked and received unanimous consent to withdraw

the amendment filed by Senators Long and Ringgenberg to the committee amendment and found on page 587 of the Senate Journal.

Senator Long asked and received unanimous consent to take up the following amendment filed by Senators Long and Ringgenberg:

Amend House File 245 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended by adding thereto the following subsection:

'Reasonable and proper, but not greater than sixty (60) miles per hour at any time, on secondary roads. Whenever the board of supervisors of any county shall determine upon the basis of an engineering and traffic investigation conducted by the state highway commission when so requested by said board that the speed limit on any secondary road is greater than is reasonable and proper under the conditions found to exist at any intersection or other place or upon any part of a secondary road, said board shall determine and declare a reasonable and proper speed limit thereat. The speed limits provided and as determined in this subsection shall be effective when appropriate signs giving notice thereof are erected by the board of supervisors at such intersection or other place or part of the highway.'"

Senator Hoffman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following new section:

"Sec. 2. Any costs incurred in carrying out the provisions of this Act will be reimbursed to each county out of the road use tax fund.

Senator Buck moved the previous question on the amendment to the amendment, which motion prevailed.

The amendment to the amendment was lost.

Senator Long moved the adoption of the amendment.

Division was called for.

The amendment was adopted.

Senator Nolan offered the following amendment filed by Senators Nolan and Rigler.

Amend House File 245 by striking all after the enacting clause and substituting in lieu thereof the following:

Section 1. Section three hundred twenty-one point two hundred eighty-five (321.285), Code 1958, is hereby amended by adding thereto the following:

"Not to exceed fifty (50) miles per hour on secondary roads".

The Chair declared all pending amendments to House File 245 out of order.

Senator O'Connor moved the previous question on the bill, which motion prevailed.

Senator Hoxie asked and received unanimous consent to withdraw the amendment to the title filed by him.

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, 32:

Boothby	Gillespie	Long	Prince
Buck	Gilmour	Lynes	Rigler
Byers	Grimstead	Miller	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dykhouse	Henry	Nolan	Shoeman
Elijah	Hill	O'Connor	Stuart
Fisher	Hoffman	O'Malley	Vance
Gettling	Hoxie	Potter	Wolf

Nays, 17:

Dewel	Harbor	Prentis	Shaff
Edelen	Hoschek	Price	Turner
Eppers	McCurdy	Putney	Walker
Evans	Mincks	Scott	Weber
Frommelt			

Absent or not voting, 1:

Butler

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

President pro tempore Lynes took the chair at 11:50 a.m.

Senator Hoxie asked and received unanimous consent that Senate File 155 be withdrawn from further consideration of the Senate.

On motion of Senator Long, Senate File 128, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest, was taken up for further consideration.

Senator Long asked and received unanimous consent that House File 235 be substituted for Senate File 128.

On motion of Senator Long, House File 235, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest, was taken up and considered.

Senator Long asked and received unanimous consent that action on House File 235 be deferred and that the bill be placed on the calendar under unfinished business.

THIRD READING OF BILLS

On motion of Senator Price, Senate File 485, a bill for an act relating to the license fee of motor vehicle dealers, was taken up and considered.

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

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

Ayes, 44:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Frommelt	Moore	Ringgenberg
Evans	Harbor		

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

On motion of Senator O'Malley, Senate File 302, a bill for an act to amend section six hundred four point eight (604.8), Code 1958, pertaining to the number of district judges in Polk County, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Boothby	Gillespie	Miller	Schroeder
Buck	Gilmour	Mincks	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Henry	Potter	Stuart
Dykhouse	Hill	Prentis	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Frommelt	Hoffman	O'Connor
Evans	Harbor	Moore	Ringgenberg

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

On motion of Senator Hoschek, Senate File 197, a bill for an act relating to speed limits in alleys, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Nolan	Scott
Coleman	Hansen	O'Malley	Shaff
Dewel	Henry	Potter	Shoeman
Dykhouse	Hill	Prentis	Stuart
Edelen	Hoschek	Price	Turner
Elijah	Hoxie	Prince	Vance
Eppers	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Frommelt	Hoffman	O'Connor
Evans	Harbor	Moore	Walker

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

On motion of Senator Nolan, Senate File 428, a bill for an act to amend subsection one (1) of section eighty-five point twenty-two (85.22), Code 1958, relating to workman's compensation, was taken up and considered.

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

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

Ayes, 38:

Boothby	Eppers	Henry	Mincks
Buck	Fisher	Hill	Nolan
Byers	Getting	Hoschek	O'Malley
Coleman	Gillespie	Hoxie	Potter
Dewel	Gilmour	Long	Prentis
Dykhouse	Grimstead	Lynes	Price
Elijah	Hansen	Miller	Putney

Rigler
Ringgenberg
Schroeder

Scott
Shaff
Shoeman

Stuart
Turner

Weber
Wolf

Nays, none.

Absent or not voting, 12:

Butler
Edelen
Evans

Frommelt
Harbor
Hoffman

McCurdy
Moore
O'Connor

Prince
Vance
Walker

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

On motion of Senator Ringgenberg, Senate File 235, a bill for an act relating to the sale of real estate by the state board of regents and the use of the proceeds of such sales, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ringgenberg offered the following amendment and moved its adoption:

Amend Senate File 235, section 1, line 2, by striking the word and figure "nine (9)", and inserting in lieu thereof the word and figure "five (5)".

The amendment was adopted.

Senator Getting offered the following amendment and moved its adoption:

Amend Senate File 235, section 1, line 6, by inserting after the word "by" the words "the budget and financial control committee and".

The amendment was adopted.

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

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

Ayes, 40:

Boothby
Buck
Byers
Coleman
Dewel
Dykhouse
Elijah
Eppers
Fisher
Getting

Gillespie
Gilmour
Grimstead
Hansen
Henry
Hill
Hoschek
Hoxie
Long
Lynes

Miller
Mincks
Moore
Nolan
O'Malley
Potter
Prentis
Price
Prince
Putney

Rigler
Ringgenberg
Schroeder
Scott
Shaff
Shoeman
Stuart
Turner
Weber
Wolf

Nays, none.

Absent or not voting, 10:

Butler
Edelen
Evans

Frommelt
Harbor
Hoffman

McCurdy
O'Connor

Vance
Walker

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

On motion of Senator Hoxie, Senate File 130, a bill for an act to provide that salaries paid to county weed commissioners and their deputies be paid out of the county weed eradication and equipment fund instead of the county general fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie asked and received unanimous consent that House File 324 be substituted for Senate File 130.

On motion of Senator Hoxie, House File 324, a bill for an act relating to the necessary expenses and compensation of county weed commissioners and their deputies, was taken up and considered.

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

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

Ayes, 40:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Elijah	Hoschek	Prentis	Turner
Eppers	Hoxie	Price	Vance
Fisher	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Frommelt	McCurdy	Prince
Edelen	Harbor	O'Connor	Walker
Evans	Hoffman		

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

Senator Hoxie asked and received unanimous consent that Senate File 130 be withdrawn from further consideration of the Senate.

On motion of Senator Vance, Senate File 269, a bill for an act relating to the sale, lease, transfer and assignment of rights of liquid transport carriers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Vance asked and received unanimous consent that action on Senate File 269 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Coleman, Senate File 453, a bill for an act to provide one (1) copy of the Code of Iowa, rules of civil procedure and supreme court rules, and the Acts of the General Assembly to each United States Senator and Representative from Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Coleman offered the following amendment and moved its adoption :

Amend Senate File 453 as follows :

This Act being deemed of immediate importance shall be in full force and effect from and after its passage and publication in the Fort Dodge Messenger, a newspaper published at Fort Dodge, Iowa, and the Rockwell City Advocate, a newspaper published at Rockwell City, Iowa.

The amendment was adopted.

Senator Putney offered the following amendment :

Amend Senate File 453 by striking the period in line 4 and inserting a comma and adding the following thereto: "except those who violate Chapter seventy-one (71), Code of Iowa, 1958."

Senator Boothby moved that Senate File 453 be re-referred to the committee on judiciary 1.

Senator Walker moved as a substitute motion that Senate File 453 be placed at the bottom of the regular calendar, which motion prevailed.

On motion of Senator Gillespie, Senate File 430, a bill for an act relating to the acquiring and sale of real estate by the board of control, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 43 :

Boothby	Getting	Miller	Schroeder
Buck	Gillespie	Mincks	Scott
Byers	Gilmour	Moore	Shaff
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hill	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Putney	Weber
Evans	Long	Rigler	Wolf
Fisher	Lynes	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Butler	Harbor	McCurdy	Prince
Frommelt	Hoffman	O'Connor	

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

Senator Gillespie asked and received unanimous consent that Senate File 430 be immediately messaged to the House, which request was complied with.

On motion of Senator Eppers, House File 161, a bill for an act to amend section seven hundred forty-six point one (746.1), Code 1958, relating to the definition of vagrants, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 42:

Boothby	Gillespie	Mincks	Schroeder
Buck	Gilmour	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Henry	Potter	Stuart
Dykhous	Hill	Prentis	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Putney	Walker
Evans	Long	Rigler	Weber
Fisher	Lynes	Ringgenberg	Wolf
Getting	Miller		

Nays, none.**Absent or not voting, 8:**

Butler	Frommelt	Hoffman	O'Connor
Edelen	Harbor	McCurdy	Prince

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

On motion of Senator Eppers, House File 76, a bill for an act relating to temporary appointment to fill vacancy of the office of clerk or bailiff of the municipal court, and protection of appointee's accrued rights, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Butler	Harbor	McCurdy	Price
Dewel	Hoffman	O'Connor	Scott
Frommelt			

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

On motion of Senator Miller, Senate File 450, a bill for an act to amend chapter twenty-three (23), Code 1958, relating to public contracts and bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Butler	Harbor	McCurdy	Prince
Dewel	Hoffman	O'Connor	Scott
Frommelt			

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

On motion of Senator Henry, Senate File 394, a bill for an act to amend section three hundred sixty-three point thirty-four (363.34),

Code 1958, relating to the adoption of change in the form of municipal government, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Butler	Harbor	McCurdy	Prince
Dewel	Hoffman	O'Connor	Scott
Frommelt			

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

On motion of Senator Fisher, Senate File 272, a bill for an act to amend section three hundred six A point six (306A.6), Code 1958, regarding the establishment of controlled-access facilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 41:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Butler	Harbor	McCurdy	Prince
Dewel	Hoffman	O'Connor	Scott
Frommelt			

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

Senator Schroeder moved that all bills on the noncontroversial calendar passed during the morning be immediately messaged to the House, 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 failed to pass the following bill in which the concurrence of the House was asked:

Senate File 27, a bill for an act relating to the use of vending machines in the sale of cigarettes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 52, a bill for an act relating to drainage that runs to a public highway.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 253, a bill for an act relating to final reports of executors or administrators.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 321, a bill for an act relating to motor vehicle testing stations of cities and towns.

Also: That the House insists on its amendments to Senate File 345, providing for veterinary inspection of animals passing through sale yards or barns, and requests a conference and the Speaker has appointed as members of the conference committee, on the part of the House, Owen of Appanoose, Gray of Mahaska, Edgington of Franklin and Hagedorn of Clay.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 297, a bill for an act relating to the county fund for the insane.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 382, a bill for an act relating to the adulteration of milk and to the sale of dairy products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 516, a bill for an act to authorize and provide for the establishment of post exchanges at facilities of the Iowa national guard and air national guard.

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 to appropriate moneys credited to the account of the state in the unemployment trust fund of the Social Security Act, otherwise known as the Reed Bill.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 518, a bill for an act to enable the Iowa employment security commission to use, for administrative purposes, including the acquisition of real estate, moneys credited to the account of the state in the unemployment trust fund, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 519, a bill for an act to enable the employment security administration to acquire lands and buildings for employment security administration purposes with funds allocated to the state by the United States.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 297, a bill for an act to amend sections two hundred thirty point twenty-four (230.24) and two hundred twenty-seven point eighteen (227.18), Code 1958, relating to the county fund for the insane.

Read first and second times and passed on file.

House File 382, a bill for an act relating to the adulteration of milk and to the sale of dairy products.

Read first and second times and passed on file.

House File 516, a bill for an act to authorize and provide for the establishment of post exchanges at facilities of the Iowa national guard and air national guard.

Read first and second times and passed on file.

House File 517, a bill for an act to appropriate moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act, otherwise known as the Reed Bill.

Read first and second times and passed on file.

House File 518, a bill for an act to amend chapter ninety-six (96), Code 1958, to enable the Iowa employment security commission to use, for administrative purposes, including the acquisition of real estate, moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act.

Read first and second times and passed on file.

House File 519, a bill for an act to amend chapter ninety-six (96), Code 1958, to enable the employment security commission to acquire lands and buildings for employment security administrative purposes with funds allocated to the State of Iowa by the United States.

Read first and second times and passed on file.

CONFERENCE COMMITTEE APPOINTED

President McManus announced the appointment of Senators Shoeman, Long, Hoffman and Coleman on the part of the Senate on the conference committee on Senate File 345.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 173 and House File 75.

LEROY GETTING,
Chairman Senate Committee.

J. KENNETH STRINGER,
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 173 and House File 75.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 20th day of March, 1959, sent to the Governor for his approval: Senate File 173.

LEROY GETTING, *Chairman.*

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 19, 1959, the Governor had approved the following bill:

Senate File 291, relating to an appropriation to the State Comptroller from the Motor Vehicle Fuel Tax Fund.

REPORT OF COMMITTEE

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **Senate File 410**, a bill for an act to appropriate funds to the state psychopathic hospital at Iowa City, for additional psychiatric services for community health centers, begs leave to report it has had the same under consideration and recommends the same *de pass*.

JOHN D. SHOEMAN, *Chairman*.

Orders passed on file.

BILL ASSIGNED TO COMMITTEE

President McManus announced the assignment of the following bill to committee:

S. F. 410 Appropriations (under Senate Rule 21)

AMENDMENTS FILED

1 Amend the Prentis amendment to Senate Joint Resolution 16 filed
2 March 18, 1959, by adding after the word, "law" in line twelve
3 (12) the following: "but no county shall be divided and the divided
4 portion attached to any other county. A ratio of population shall
5 be obtained by dividing the whole number of inhabitants of the
6 state by fifty and the senatorial districts shall be arranged so
7 that each district shall have a population of at least two-thirds
8 of such ratio."

9 Further amend said amendment by striking from line twenty-six
10 (26) the words, "fifty thousand" and inserting in lieu thereof
11 the word, "ratio".

12 Further amend said amendment by adding in line thirty-one (31)
13 after the words, "may be" the words, "and each such subdistrict
14 shall be entitled to one senator".

X. T. PRENTIS.

1 Amend Senate Joint Resolution 16 by striking all after the
2 resolving clause and inserting in lieu thereof the following:
3 Section 1. The following amendment to the Constitution of
4 the State of Iowa is hereby proposed:

5 Sections thirty-five (35) and thirty-six (36) of Article Three
6 (III) of the Constitution of the State of Iowa as adopted by
7 amendment in 1904, A.D., are hereby repealed and the following
8 adopted in lieu thereof.

9 "Section 35. The House of Representatives shall consist of
10 members elected at each general election and apportioned in the
11 following manner. The ratio of representation shall be the
12 whole number of inhabitants of the state, as shown by the latest
13 preceding decennial national census, divided by the whole number
14 of counties then existing and organized. Each county shall con-
15 stitute a representative district and each such district having
16 a population equal to one ratio or less shall elect one represent-
17 ative and each district shall elect one additional representative
18 for each full ratio above one. On the taking of each decennial
19 census of the United States the secretary of state shall certify,

20 to the next succeeding regular general assembly and to the supreme
21 court, the official whole number of inhabitants of the state and
22 the population of each county.

23 "Section 36. Upon receipt by the general assembly in regular
24 session of the official certification by the secretary of state
25 of the population of the state and counties after each decennial
26 national census, the assembly shall divide each legislative
27 district entitled to more than one representative in represent-
28 ative subdistricts of contiguous territory, as compact and
29 nearly equal in population as may be, in each of which one
30 representative shall be elected at the succeeding general election.
31 Upon failure of the general assembly to so act at said session,
32 said duty shall devolve upon the supreme court and its order
33 shall be entered and certified to the governor and to the
34 presiding officers of the general assembly and be effective until
35 reapportionment after the next succeeding decennial census."

36 Sec. 2. The foregoing proposed amendment to the Constitu-
37 tion of the State of Iowa is hereby referred to the General
38 Assembly to be chosen at the next general election and the
39 Secretary of State is directed to cause the same to be published
40 as provided by law for three months previous to the time of
41 making such choice.

J. T. DYKHOUSE.
NORVAL B. EVANS.

1 Amend Senate File 286 as follows:

2 1. Section 1, line 15, by striking the second word "four"
3 and inserting in lieu thereof the word "five".

JOE COLEMAN.

1 Amend the Potter et al., amendment filed March 18, 1959,
2 to Senate File 286, line 72, by striking the word and figure
3 "seven (7)" and inserting in lieu thereof the following word
4 and figure "eight (8)".

LYNN POTTER.
RAYMOND R. GILLESPIE.
X. T. PRENTIS.

1 Amend Senate File 269 as follows:

2 1. Strike all of section 1 thereof.

3 2. By striking all of section 2 after the word assigned
4 in line five (5) and insert in lieu thereof the following:
5 "upon a finding by the commission that such sale, lease, trans-
6 fer or assignment will not create a monopoly and that the same
7 will be in the public interest".

8 3. Strike all of subsection 2 of section 3 and renumber
9 each succeeding subsections.

10 4. Further amend Senate File 269 by adding thereto the
11 following: "amend subsection three hundred twenty-seven A
12 point four (327A.4), Code 1958, by adding thereto the follow-
13 ing: provided, however, that where an individual or individuals
14 who are the holders of such certificate incorporate their busi-
15 ness and that said corporation is owned solely by said individ-
16 ual or said individuals that the corporation may be substituted
17 as the owner of such certificate without hearing as provided in
18 said section three hundred twenty-seven A point four (327A.4)

19 upon condition that the ownership and control of such corpora-
 20 tion shall not be sold, transferred, leased or assigned without
 21 compliance with the provisions of said section three hundred
 22 twenty-seven A point four (327A.4)".

D. C. NOLAN.

1 Amend Senate File 286 as follows:

2 Amend the amendment to Senate File 286 filed March 17, 1959
 3 by Potter, by striking from section 4, line 21, the words and
 4 figure "seven percent (7%)" and inserting in lieu thereof
 5 the words and figure "eight per cent (8%)".

LYNN POTTER.

1 Amend the amendment to Senate File 346 filed by Nolan, et al., on
 2 March 19,
 3 1959, as follows:

4 1. By striking the figure "1" in line 20 and by
 5 inserting in lieu thereof the figure "21".

6 2. By striking the figure "4" in line 39 and
 7 inserting in lieu thereof the figure "24".

D. C. NOLAN.

1 Amend Senate File 413 by striking the quotation marks at
 2 the end thereof and by inserting in lieu thereof the following:

3 "From and after the effective date of this Act, if the
 4 department of public safety assesses any points against an
 5 operator or chauffeur of a motor vehicle under any point
 6 system devised by the department for the purpose of suspending
 7 operator's or chauffeur's licenses, the licensee shall receive
 8 a credit of one (1) point for each consecutive year in which
 9 the licensee had in continuous effect a valid operator's or
 10 chauffeur's license and during which no points were assessed
 11 against such licensee, but such credit of points shall not
 12 exceed five (5) points at any one time. Credit points shall
 13 be subtracted from the total points assessed against the licensee
 14 in determining when to suspend a license.

15 "From and after the effective date of this Act, if the
 16 department of public safety assesses any points against an
 17 operator or chauffeur of a motor vehicle under any point system
 18 devised by the department for the purpose of suspending
 19 operator's or chauffeur's licenses, the department must notify
 20 the licensee by ordinary mail that such points have been
 21 assessed and the reason therefor."

JACOB GRIMSTEAD.

1 Amend Senate File 441 by striking all after the enacting
 2 clause and by inserting in lieu thereof the following:

3 Section 1. Section one hundred seven point seventeen
 4 (107.17), Code 1958, is hereby amended as follows:

5 1. By striking from line two (2) of such section the word,
 6 "three" and by inserting in lieu thereof the words, "the
 7 following".

8 2. By striking the word, " and" in subsection two (2)
 9 of such section and by inserting in lieu thereof a period (.)

10 3. By adding thereto the following new subsection:
 11 "A state lake improvement fund."

12 4. By inserting after the period (.) in line eighteen (18)
13 of such section the following new paragraph:

14 "The state lake improvement fund shall consist of all moneys
15 accruing from the excise tax of five (5) percent on the gross
16 receipts from all sales of guns and water sports equipment."

17 Sec. 2. Section four hundred twenty-two point forty-two
18 (422.42), Code 1958, is hereby amended by adding thereto the
19 following subsections:

20 1. " 'Water sports equipment' shall mean and include
21 canoes, boats, and all other types of watercraft, and water
22 skis, surfboards, life preservers, deep sea diving equipment,
23 swimming apparel and equipment, and all other products and
24 equipment purchased for use on or in the water for recreational
25 purposes."

26 2. " 'Guns' shall mean and include all guns, rifles, pistols
27 and ammunition for use therein."

28 Sec. 3. Chapter four hundred twenty-two (422), Code 1958,
29 is hereby amended by adding thereto the following section:

30 "There is hereby imposed effective July 4, 1959, an excise
31 tax of five (5) percent on the gross receipts from all sales of
32 guns and water sports equipment as defined in section four
33 hundred twenty-two point forty-two (422.42) of the Code. All
34 revenue received under the provisions of this Act shall be
35 credited to the 'state lake improvement fund' under the
36 supervision of the state conservation commission.

37 The tax imposed by this Act shall be in addition to the tax
38 imposed by section four hundred twenty-two point forty-three
39 (422.43) of the Code."

40 Sec. 4. Chapter four hundred twenty-three (423), Code 1958,
41 is hereby amended by adding thereto the following section:

42 "An excise tax is hereby imposed on the use in this state of
43 guns and water sports equipment purchased on or after July 4,
44 1959, for use in this state, at the rate of five (5) percent of
45 the purchase price of such guns or water sports equipment.
46 Said tax is hereby imposed upon every person using such guns
47 or water sports equipment within this state until such tax has
48 been paid directly to the county treasurer, to a retailer, or
49 to the commission as hereinafter provided.

50 The tax imposed by this Act shall be in addition to the tax
51 imposed by section four hundred twenty-three point two (423.2)
52 of the Code."

C. JOSEPH COLEMAN.

1 Amend Senate File 453 by striking the word "section" in
2 line 2 and by inserting in lieu thereof the word "subsection".

C. JOSEPH COLEMAN.

On motion of Senator Schroeder, the Senate adjourned until 10:00
a.m., Monday, March 23, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 23, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend E. G. Ulland, pastor of the Methodist Church, Lake Mills, Iowa.

PETITIONS

By Senator Byers, from one hundred forty-one residents of Linn County favoring proposed legislation creating an Iowa civil air patrol and an appropriation covering cost of same.

By Senator Hansen, from members of the Royal Neighbors of America, Sac County, in opposition to a tax on fraternal societies.

By Senator Hoxie, from members of the Royal Neighbors of America, Page County, in opposition to a tax on fraternal societies.

By Senator Hoxie, from three residents of Page County in opposition to proposed legislation relating to the administration of soldiers relief funds.

By Senator Miller, from ten residents of Woodbury County in opposition to liquor by the drink and favoring a blood alcohol test for intoxicated drivers.

By Senator Moore, from fifty-six residents of Harrison County favoring reapportionment on the basis of one house on area and one on population.

By Senator O'Malley, from thirty-nine residents of Polk County favoring legislation banning the sale of automobiles on Sunday.

By Senator O'Malley, from members of the Royal Neighbors of America, Polk County, in opposition to a tax on fraternal societies.

By Senator Rigler, from ninety-six residents of Floyd County favoring liquor by the drink and opposing local option.

By Senator Shaff, from approximately three hundred fifty residents of Winneshiek County favoring proposed legislation relating to fluoridation of public water supplies.

By Senator Walker, from thirty-one residents of Hardin County in opposition to liquor by the drink.

UNFINISHED BUSINESS

On motion of Senator Gilmour, Senate File 122, a bill for an act relating to employees under civil service in cities and towns, was taken up for further consideration.

Senator Gilmour moved that the bill be read a third 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:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Shaff
Byers	Gilmour	Mincks	Shoeman
Coleman	Grimstead	Moore	Stuart
Edelen	Hansen	Nolan	Turner
Elijah	Hill	O'Malley	Vance
Eppers	Hoffman	Potter	Walker
Fisher	Hoschek	Prentis	Weber
Frommelt	Hoxie	Rigler	Wolf

Nays, 2:

Dykhouse	Price
Absent or not voting, 12:	
Butler	Harbor
Dewel	Henry
Evans	Long

Miller	Putney
O'Connor	Schroeder
Prince	Scott

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

On motion of Senator Edelen, House File 26, a bill for an act to increase the speed limit for any vehicle drawing certain trailers, with report of committee recommending amendment and passage, was taken up for further consideration.

The following committee amendment was considered:

Amend House File 26, section 1, line 9, by striking all after the word "drawing" and inserting in lieu thereof the following: "a one (1) or two (2) wheel trailer or a tandem wheel trailer not more than twenty-four (24) feet in length including towing arm with a gross weight of not more than three thousand (3,000) pounds."

Senator Hoxie offered the following amendment to the amendment, filed by Senators Hoxie and Edelen, and moved its adoption:

Amend the amendment by adding after the word, "pounds" in line 5 the words, "and not more than eight feet in height and not more than eight feet in width".

The amendment to the amendment was adopted.

On motion of Senator Edelen, the committee amendment as amended was adopted.

Senator Edelen offered the following amendment and moved its adoption :

Amend House File 26 by adding thereto 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 Hamburg Reporter, a newspaper published in Hamburg, Iowa, and in the Garner Leader and Signal, a newspaper published in Garner, Iowa."

The amendment was adopted.

Senator Frommelt offered the following amendment and moved its adoption :

Amend section 1, line 8, by striking the word and numeral "Fifty-five (55)" and insert in lieu thereof the following: "Sixty (60)".

The amendment was lost.

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

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

Ayes, 44:

Boothby	Frommelt	Lynes	Ringgenberg
Buck	Getting	McCurdy	Schroeder
Byers	Gillespie	Mincks	Scott
Coleman	Gilmour	O'Connor	Shaff
Dewel	Grimstead	O'Malley	Shoeman
Dykhouse	Hansen	Potter	Stuart
Edelen	Hill	Prentis	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf

Nays, 1:

Moore

Absent or not voting, 5:

Butler	Henry	Miller	Nolan
Harbor			

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

Senator Hoxie asked and received unanimous consent that Senate File 134 be withdrawn from further consideration of the Senate.

On motion of Senator Long, House File 235, a bill for an act to amend chapter five hundred thirty-six (536), Code 1958, relating to the making of small loans so as to increase the maximum amount of loan under said chapter, to regulate the rate of interest on such loans, and to amend section five hundred thirty-five point six (535.6), Code 1958, relating to penalties for excessive interest, was taken up for further consideration.

Senator Long offered the following amendment:

Amend House File 235 by adding the following sections:

1. "Section five hundred thirty-six point four (536.4), Code 1958, is hereby amended as follows:

1. By striking from line four (4) thereof the word 'such' and inserting in lieu thereof the words 'a thorough and complete';

2. By striking from line seven (7) thereof the word 'or' and inserting in lieu thereof the word 'and';

3. By inserting after the word 'investigation' in line seven (7) thereof the following: 'that the applicant can have a reasonable expectancy of a successful lending business at the location of the office for which application is made, and that there is a real need and necessity in that community for additional lending facilities to adequately serve the local people, and that said applicant is one who will command the respect of and confidence from the people in that community;''

2. "Chapter five hundred thirty-six (536), Code 1958, is amended by adding thereto the following new section:

'Beginning with his 1959 annual report, the superintendent of banking shall, in listing the names of licensees under this chapter, indicate if the licensee is one of a chain of two or more such licensees, the name of the owner and the address of the principal place of business of each owner, a summary of individual reports of each such licensed office indicating its location, the name of licensee, capital, surplus, reserves, loans receivable, cash and due from banks, real estate, borrowed money, net worth, total assets, total liabilities, and such other pertinent and related information as may be necessary or desirable to give a correct and full picture of the total assets and total liabilities of each such licensee.'

3. "Section five hundred thirty-six point eleven (536.11), Code 1958, is hereby amended as follows:

1. By striking from line thirteen (13) thereof the words 'twentieth day of January' and inserting in lieu thereof the words 'fifteenth day of March.'

4. "Chapter five hundred thirty-six (536), Code 1958, is amended by adding thereto the following new section:

'Every licensee when making a loan hereunder shall require a statement in writing from each applicant setting forth a description of all installment indebtedness of such applicant by giving the amount of each such loan and the name of the lender.'

On motion of Senator Long, the amendment was adopted.

Senator Elijah submitted the following committee amendment and moved its adoption:

Amend House File 235 as follows

1. Amend section 8, line 9, by striking the words "one and one-half percent (1½%)" and inserting in lieu thereof the words "one percent (1%)".

2. Also by adding a new section as follows:

"Any family shall be restricted to one (1) loan.

Senator Elijah asked and received unanimous consent to withdraw division 2 of the amendment.

Roll call was demanded.

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

Ayes, 10:

Byers	Moore	Rigler	Walker
Elijah	O'Connor	Scott	Weber
Getting	Potter		

Nays, 87:

Boothby	Grimstead	Lynes	Putney
Buck	Hansen	McCurdy	Ringgenberg
Coleman	Harbor	Miller	Schroeder
Dewel	Henry	Mincks	Shaff
Dykhouse	Hill	Nolan	Shoeman
Edelen	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Prentis	Turner
Evans	Hoxie	Price	Vance
Fisher	Long	Prince	Wolf
Frommelt			

Absent or not voting, 8:

Butler	Gillespie	Gilmour
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The amendment was lost.

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:

Boothby	Frommelt	Miller	Rigler
Buck	Getting	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Coleman	Harbor	Nolan	Scott
Dewel	Henry	O'Connor	Shaff
Dykhouse	Hoffman	O'Malley	Shoeman
Edelen	Hoschek	Potter	Stuart
Elijah	Hoxie	Prentis	Turner
Eppers	Long	Price	Vance
Evans	Lynes	Prince	Weber
Fisher	McCurdy	Putney	Wolf

Nays, 2:

Hill	Walker
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Absent or not voting, 4:

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

Senator Long asked and received unanimous consent that Senate File 128 be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 142, 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 146, a bill for an act relating to publication and proof of publication of proceedings in causes of action in municipal court and payment therefor.

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 relating to bail bonds by defendants arrested in another county in misdemeanor cases, and the duty of the arresting officer in such cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 193, a bill for an act relating to polling places for township precincts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 363, a bill for an act relating to liquid transport carriers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 479, a bill for an act relating to pardons, commutations, remission of fines and forfeitures and restoration of citizenship.

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 to authorize and direct the issuance of a patent to certain real estate, to Lester Kizer and Mildred Kizer, by the governor and secretary of state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 670, a bill for an act relating to revision of tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 680, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

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

Senate Concurrent Resolution 14, a resolution urging the Postmaster General and U. S. Congress to issue a memorial stamp for Carrie Chapman Catt.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 6, a bill for an act to eliminate the stating of color and sex on the absent voter's affidavit.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 53, a bill for an act relating to school districts containing less than four sections in area.

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 speed limits in alleys.

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 concerning the movement of implements on highways.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 302, a bill for an act pertaining to the number of district judges in Polk County.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 229

Amend Senate File 229 as follows:

Amend section 1, line 4, by striking the comma at the end of the line and adding the following: "within a twenty-five (25) mile radius of his place of business where the transaction was made".

HOUSE AMENDMENT TO SENATE FILE 302

Amend Senate File 302 by adding the following new section:

"This Act, being deemed of immediate importance, shall be in full force and effect from and after its passage and publication in the Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and the Kossuth County Advance, a newspaper published at Algona, Iowa, all without expense to the state."

HOUSE AMENDMENT CONSIDERED

Senator O'Malley called up for consideration Senate File 302, a bill for an act to amend section six hundred four point eight (604.8), Code 1958, pertaining to the number of district judges in Polk County, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate be read a third time now, which motion prevailed, and the bill was read a third time.

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

Ayes, 48:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Butler Gilmour

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 142, a bill for an act relating to food establishments.

Read first and second times and passed on file.

House File 146, a bill for an act relating to publication and proof of publication of proceedings in causes of action in municipal court and payment therefor.

Read first and second times and passed on file.

House File 153, a bill for an act relating to bail bonds by defendants arrested in another county in misdemeanor cases, and the duty of the arresting officer in such cases.

Read first and second times and passed on file.

House File 193, a bill for an act relating to polling places for township precincts.

Read first and second times and passed on file.

House File 363, a bill for an act relating to liquid transport carriers.

Read first and second times and passed on file.

House File 479, a bill for an act to repeal section two hundred forty-eight point three (248.3), Code 1958, and to enact a substitute therefor relating to restoration of citizenship to persons discharged from parole.

Read first and second times and passed on file.

House File 520, a bill for an act to authorize and direct the issuance of a patent to certain real estate, to Lester Kizer and Mildred Kizer, by the Governor and Secretary of State.

Read first and second times and passed on file.

House File 670, a bill for an act to amend section four hundred twenty-two point twenty-eight (422.28), Code 1958, relating to notice by the state tax commission in tax appeals.

Read first and second times and passed on file.

House File 680, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 52, 253, 261 and 321; also, House Files 498, 659 and House Joint Resolution 12.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 52, 253, 261 and 321; also, House Files 498, 659 and House Joint Resolution 12.

BILLS SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of March, 1959, sent to the Governor for his approval: Senate Files 52, 253, 261 and 321.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Elijah submitted the following report:

MR. PRESIDENT: Your committee on banks, building and loan to which was referred **Senate File 369**, a bill for an act authorizing certain individuals and organizations to invest in the bonds and debentures issued either singly or collectively by any of the twelve (12) federal land banks, the twelve (12) federal intermediate credit banks, or the thirteen (13) banks for cooperatives under the supervision of the farm credit administration, 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 369 by striking section 10 thereof and renumbering the remaining sections.

EARL ELIJAH, *Chairman.*

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 377**, a bill for an act authorizing a patent to the northeast quarter of the northeast quarter (NE¼ of NE¼) of section sixteen (16), township seventy north (70N), range five (5) West of the 5th principal meridian, Henry County, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House Joint Resolution 5**, a House joint resolution to designate the Bur Oak, quercus macrocarpa, as the official state tree for the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

FRANK C. BYERS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **House File 520**, a bill for an act to authorize and direct the issuance of a patent to certain real estate, to Lester Kizer and Mildred Kizer, by the governor and secretary of state, 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 Hoxie submitted the following report:

MR. PRESIDENT: Your committee on highway safety to which was referred **Senate File 466**, a bill for an act to amend section eighty point four (80.4), Code 1958, to increase the authorized strength of the highway patrol to three hundred fifty (350) members, 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 466 as follows:

By striking in line 3 of the title the words "three hundred fifty (350)" and substituting in lieu thereof the words "three hundred twenty-five (325)".

By striking in section 1, line 4, the words "three hundred fifty (350)" and substituting in lieu thereof the words "three hundred twenty-five (325)".

FRANK M. HOXIE, *Chairman*.

Ordered passed on file.

Senator Dykhouse submitted the following report:

MR. PRESIDENT: Your committee on highways to which was referred **House File 340**, a bill for an act relating to the highway system 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 highways to which was referred **House File 656**, a bill for an act to provide for construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions, 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 Boothby submitted the following report :

MR. PRESIDENT: Your committee on board of control to which was referred **House File 355**, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on board of control to which was referred **House File 356**, a bill for an act to authorize the board of control to transfer employees from any institution under its jurisdiction to any other such institution at state expense, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on board of control to which was referred **House File 357**, a bill for an act relating to the custody, pending appeal, of persons found by the Commission of Hospitalization to be mentally ill, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on board of control to which was referred **House File 360**, a bill for an act relating to the duties of the board of control and to repeal section 223.21, Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, Chairman.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on board of control to which was referred **Senate File 387**, a bill for an act relating to the rehabilitation of inmates of the men's reformatory and the state penitentiary and to provide an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

L. M. BOOTHBY, Chairman.

Ordered passed on file.

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 395**, a bill for an act relating to employee pension, profit sharing or other welfare plans and to amend section four hundred twenty-seven point one (427.1), subsection nineteen (19), Code 1958, relating thereto, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 451**, a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1958, relating to corporation income tax, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 468**, a bill for an act to amend section four hundred forty-one point thirteen (441.13), Code 1958, to adjust property assessment values, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DUANE E. DEWEL, *Chairman*.

Ordered passed on file.

BILLS ASSIGNED TO COMMITTEE

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

H. F. 100	Governmental affairs
H. F. 142	Public health
H. F. 146	Judiciary 1
H. F. 153	Judiciary 1
H. F. 193	Governmental affairs
H. F. 222	Compensation of public officers and employees.
H. F. 297	Board of control
H. F. 318	Agriculture
H. F. 382	Public health
H. F. 403	Highway safety
H. F. 478	Judiciary 1
H. F. 479	Judiciary 1
H. F. 516	Military affairs
H. F. 517	Appropriations
H. F. 518	Social security
H. F. 519	Social security
H. F. 520	Judiciary 2
H. F. 656	Highways
H. F. 670	Tax revision

- H. F. 680 Schools and educational institutions
- S. F. 387 Appropriations (under Senate Rule 21)

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S.F. 212	S.F. 320	H.F. 51	S.F. 327
S.F. 496	H.F. 289	S.F. 458	S.F. 167
S.F. 335	S.F. 354		

DAVID O. SHAFF, *Chairman,*
Steering Committee.

AMENDMENTS FILED

- 1 Amend House File 52 as follows:
- 2 1. By striking from line 14, section 1,
- 3 thereof, the words, "except when said premises are occupied as
- 4 a homestead".
- 5 2. By adding a new section 2 thereto, as follows:
- 6 "Sec. 2. The provisions of this Act shall only apply in those
- 7 cases where the down payment made by the debtor was ten per
- 8 cent (10%) or less of the purchase price and, further, the
- 9 provisions of this Act shall only be applicable in those cases
- 10 arising out of an action for the foreclosure of a mortgage of real
- 11 property and shall not be applicable in any other case.

GEORGE E. O'MALLEY.

- 1 Amend Senate Joint Resolution 16 by striking all after the
- 2 enacting clause and inserting in lieu thereof the following:
- 3 Section 1. Sections thirty-four (34), thirty-five (35) and
- 4 thirty-six (36) adopted by Amendment in the year 1904, A.D., and the
- 5 Amendment thereto adopted in 1928, A.D., of Article III, Legislative
- 6 Department, Constitution of the State of Iowa, are hereby
- 7 repealed and the following adopted in lieu thereof:
- 8 "Section 34. The Senate shall be composed of sixty (60)
- 9 Senators to be elected from the several Senatorial Districts.
- 10 Counties may be combined into districts as necessary to form
- 11 Senatorial Districts as nearly equal in area as possible as
- 12 provided in Section seventeen (17) of Article XII and Section
- 13 thirty-seven (37) of Article III.
- 14 If a new county is formed as contemplated by Section two (2) of
- 15 Article XI, or boundaries of existing counties are changed as
- 16 contemplated by Section thirty (30) of Article III, or if the state
- 17 is enlarged as contemplated by Section four (4) of Article XI the
- 18 Supreme Court shall take judicial notice thereof, and if the Court
- 19 determines the changes so made materially affect the apportionment
- 20 on an area basis the Court shall proceed as set forth under Section
- 21 seventeen (17) of Article XII to name a commission to district the
- 22 state for Senatorial Districts in the same manner as set forth
- 23 in said section and article, and terms of Senators elected prior
- 24 to such districting may be changed in the same manner as set
- 25 forth in said section and article; and all such changes in
- 26 area shall be held in abeyance until districting has been
- 27 effected.

28 Section 35. The House of Representatives shall consist of
29 one member from each county in the state, and in addition thereto
30 each county with a population in excess of one and a half units
31 of population shall be entitled to one additional member for
32 each unit or major fraction thereof, said unit of population
33 to be determined as follows:

34 The population of the state following each decennial national
35 census shall be divided by the number of counties, such figure
36 to represent one unit. Each county entitled to more than one
37 Representative shall be divided into the number of districts
38 of approximately equal population to which it is entitled to
39 Representatives. Following each decennial census the Secretary
40 of State shall transmit to the Judges of the District Court of
41 each county the number of Representatives to which that county
42 is entitled, and if it be more than one, the Judges of the
43 District Court shall name a County Districting Commission for
44 each such county to consist of five residents of the county of
45 whom not more than three shall be of the same political party.
46 Such Commission shall forthwith district the county and certify
47 the precincts in each district to the Secretary of State and to
48 the Auditor of the county, which districts shall be entitled to
49 representation at the next regular and future sessions of the
50 General Assembly. Precincts shall be contiguous and not divided.
51 In counties having more than two Representatives and in which
52 the population living outside the largest incorporated municipality
53 exceeds the unit of ratio of population such area outside
54 the municipality shall be constituted a district for each unit
55 or major fraction thereof exclusive of the municipality."

56 Sec. 2. Article XII, Constitution of the State of Iowa is
57 amended by adding thereto the following:

58 "Section 17. The first general election after the adoption
59 of this amendment shall be held on the first Tuesday after the
60 first Monday in November of the year 1964, and general elections
61 shall be held biennially thereafter.

62 Immediately following the adoption of this amendment and
63 at such times as contemplated in Section thirty-four (34) of Article
64 III the Chief Justice of the Iowa Supreme Court, with the advice and
65 consent of the members of the Iowa Supreme Court shall name a
66 commission of fifteen (15) persons residents of Iowa who shall as
67 nearly as possible be named from different areas of the state, and no
68 more than eight (8) shall be members of the same political party.
69 The commission shall meet forthwith and district the state for seats
70 in the Senate in accordance with the amendment herewith adopted.
71 The commission shall certify its districting to the Chief
72 Justice of the Supreme Court who shall transmit it to the
73 Secretary of State and to the County Auditors of all counties,
74 upon which it shall be declared the basis of districting for
75 representation in the State Senate.

76 The Chief Justice shall, by lot, determine the consecutive
77 numbers of districts as fixed by the commission. Members of
78 the Senate, notwithstanding the provisions of Section thirty-four
79 (34) of Article three (3), whose district numbers are odd shall be
80 elected for two year terms in the next election and for four year
81 terms thereafter. Members of the Senate whose district numbers
82 are even shall be elected for four year terms in the next election
83 and thereafter. Terms of members of the Senate then serving

84 shall be terminated upon convening of the Legislature and
85 election and qualification of members elected under this
86 amendment notwithstanding the provisions of Section five (5) of
87 Article III.

88 Members of the commission shall be paid the same mileage
89 and per diem as members of the General Assembly upon certification
90 of amounts due by the Chief Justice of the Supreme Court to the
91 Treasurer of the State of Iowa."

92 Sec. 3. Section six (6), Article III, Legislative Department,
93 Constitution of the State of Iowa, is hereby repealed.

94 Sec. 4. The foregoing proposed amendments to the Constitution
95 of the State of Iowa are hereby referred to the General Assembly to
96 be chosen at the next general election and the Secretary of State is
97 hereby directed to cause the same to be published as provided by
98 the Constitution for three (3) months previous to the time of
99 making such choice.

DUANE E. DEWEL.

1 Amend House File 100 by adding thereto the following new section:

2 Sec. 3. "All meetings between the tax commission and the
3 assessor's advisory board shall be open to the public and any
4 person desiring to appear shall be given a reasonable length of
5 time to discuss any proposed rule or regulation."

J. T. DYKHOUSE.
NORVAL B. EVANS.
JOHN A. WALKER.
CARROLL PRICE.

1 Amend the House amendments to Senate File 198 as follows:

2 1. By striking all of division 2.

3 2. By striking all of division 3 and substituting in lieu thereof the
4 following:

5 "Amend section 3 as follows:

6 a. Subsection 1, line 1, by inserting after the word 'person'
7 the following: ', except persons participating in such events as
8 provided in section one hundred six point seventeen (106.17),
9 Code 1958,'.

10 b. Subsection 2, line 1, by inserting after the word 'person'
11 the following: ', except persons participating in such events as
12 provided in section one hundred six point seventeen (106.17),
13 Code 1958,'.

14 c. Subsection 2, line 5, by striking everything after the word
15 'of' and inserting in lieu thereof the following: 'one (1) hour after
16 sunset and one (1) hour before sunrise.'."

17 4. By striking all of division 4.

LAWRENCE PUTNEY.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 24, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by The Honorable Wm. G. Bohi, retired minister, Havelock, Iowa.

PETITIONS

By Senator Buck, from eighteen residents of Marshall County urging censorship of television programs.

By Senator Buck, from thirty residents of Marshall County in opposition to liquor by the drink.

By Senator Dykhouse, from seventy-six residents of O'Brien and Sioux Counties favoring proposed school legislation.

By Senator Edelen, from one hundred six residents of Cerro Gordo and Hancock Counties in opposition to liquor by the drink.

By Senator Edelen, from sixteen residents of Cerro Gordo County favoring a blood alcohol test for intoxicated drivers and proposed liquor regulation legislation.

By Senator Evans, from sixteen residents of Van Buren County in opposition to liquor by the drink.

By Senator Gilmour, from forty-three residents of Keokuk and Poweshiek Counties in opposition to liquor by the drink.

By Senator Hansen, from fifty residents of Greene County favoring proposed legislation making membership in the Iowa public employees retirement system optional.

By Senator Hansen, from the Iowa association of county superintendents favoring an increase in salary for members of the state department of public instruction.

By Senator Hoschek, from nine residents of Des Moines County favoring proposed legislation relating to a retirement program for teachers and state employees.

By Senator Lynes, from twenty-one residents of Butler County in opposition to liquor by the drink.

By Senator McCurdy, from twenty-three residents of Mahaska

County favoring an increase in road fund allocation to cities and towns.

By Senator McCurdy, from twenty-one residents of Mahaska County favoring reapportionment; also, favoring proposed legislation relating to agricultural land tax credit.

By Senator Miller, from nine residents of Woodbury County favoring proposed legislation relating to the operation of a motor vehicle while intoxicated.

By Senator Moore, from twenty-eight residents of Harrison County in opposition to liquor by the drink.

By Senator O'Connor, from members of the Royal Neighbors of America, Clayton County, in opposition to a tax on fraternal societies.

By Senator Turner, from nineteen residents of Adams County in opposition to liquor by the drink and favoring a blood alcohol test for intoxicated drivers.

By Senator Vance, from eighteen residents of Henry County in opposition to liquor by the drink and favoring a blood alcohol test for intoxicated drivers.

PRESENTATION OF VISITORS

Senator Getting rose on a point of personal privilege and presented to the Senate Mrs. Albie Watson, wife of the late Senator Harry Watson, who was present in the Senate chamber accompanied by her daughters, Mary Glee, Lavonne and Laura; also, Mr. George Watson, father of Senator Watson.

Senator Fisher asked and received unanimous consent to present to the Senate ten students from the Lucas Public School who were present in the balcony accompanied by their instructor, Cleo Weldin.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-five students from the Cylinder Public School who were present in the balcony accompanied by their instructor, Jerry Norland.

Senator Gilmour asked and received unanimous consent to present to the Senate sixty students, together with members of their faculties, from fifteen institutions of higher learning, both public and private, who were present in the balcony.

Senator Elijah asked and received unanimous consent to present to the Senate thirty members of the senior class of the West Branch High School who were present in the balcony accompanied by their instructor, Jack Argotsinger.

Senator Hill asked and received unanimous consent to present to the Senate forty students from the Mingo Community School, who were present in the balcony accompanied by their instructor, Edgar Darling.

Senator Putney asked and received unanimous consent to present to the Senate fifty members of the senior class of the Vinton High School who were present in the balcony accompanied by their instructors, Elmo Baxter and Sylvia Knipfer.

Senator Fisher asked and received unanimous consent to present to the Senate twelve students from the Clover Hill School, Warren County, who were present in the balcony accompanied by their instructor, Inez E. Woodford.

Senator Fisher asked and received unanimous consent to present to the Senate fifteen students from the Cumming School, Warren County, who were present in the balcony accompanied by their instructor, Georgia Eksell.

Senator Rigler rose on a point of personal privilege and presented to the Senate The Honorable George Fiene, a former member of the House of Representatives from Chickasaw County who was present in the Senate chamber.

INTRODUCTION OF BILLS

Senate File 501, by committee on transportation, a bill for an act relating to maximum gross weights on axles of vehicles.

Read first and second times and referred to the steering committee.

Senate File 502, by committee on judiciary 2, a bill for an act authorizing the incurring of indebtedness and issuance of bonds by cities for the purpose of constructing and equipping a recreation building.

Read first and second times and referred to the steering committee.

HOUSE AMENDMENT CONSIDERED

Senator Putney called up for consideration Senate File 198, a bill for an act to amend chapter one hundred six (106), Code 1958, to regulate the use of water skis, surfboards and similar devices on the waters of the state, amended by the House as follows:

Amend Senate File 198 as follows:

1. Amend section 3, line 6, by inserting preceding the word, "person," the word, "responsible".

2. After the period in line 8, section 3, add "If the boat is equipped with a wide-angle rear-view mirror, and no more than one (1) person is being towed, the second person in the boat is not required."

3. Amend section 3, subsection 2, line 5 as follows:

"Strike everything after the word 'of' and insert in lieu thereof the words 'one hour after sunset and one hour before sunrise.'"

4. By adding a new paragraph to section 3 as follows:

"No person shall engage in water skiing, surfboarding, or any similar activity, except while wearing an approved life preserver."

Senator Putney offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate File 198 as follows:

1. By striking all of division 2.

2. By striking all of division 3 and substituting in lieu thereof the following:

"Amend section 3 as follows:

a. Subsection 1, line 1, by inserting after the word 'person' the following: ', except persons participating in such events as provided in section one hundred six point seventeen (106.17), Code 1958,'.

b. Subsection 2, line 1, by inserting after the word 'person' the following: ', except persons participating in such events as provided in section one hundred six point seventeen (106.17), Code 1958,'.

c. Subsection 2, line 5, by striking everything after the word 'of' and inserting in lieu thereof the following: 'one (1) hour after sunset and one (1) hour before sunrise.'."

4. By striking all of division 4.

The amendment to the amendment was adopted.

Senator Putney moved that the Senate concur in the House amendment as amended, which motion prevailed.

Senator Putney moved that the bill as amended by the House and further amended by the Senate 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:

Buck	Gillespie	Mincks	Ringgenberg
Coleman	Grimstead	Moore	Schroeder
Dewel	Hansen	Nolan	Scott
Dykhouse	Harbor	O'Connor	Shaff
Edelen	Hill	O'Malley	Shoeman
Elijah	Hoffman	Potter	Stuart
Eppers	Hoschek	Prentis	Turner
Evans	Hoxie	Price	Vance
Fisher	Long	Prince	Walker
Frommelt	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Boothby	Byers	Henry	Miller
Butler	Gilmour		

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

Senator Putney asked and received unanimous consent that Senate File 198 be immediately messaged to the House, which request was complied with.

Senator Evans called up for consideration Senate File 229, a bill for an act to amend section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 229 as follows:

Amend section 1, line 4, by striking the comma at the end of the line and adding the following: "within a twenty-five (25) mile radius of his place of business where the transaction was made".

The Senate concurred in the House amendment.

Senator Evans 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:

Boothby	Getting	Miller	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt	McCurdy	Rigler	

Nays, none.

Absent or not voting, 3:

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

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has directed me to request the return of Senate File 27, relating to use of vending machines in the sale of cigarettes, for further consideration by the House.

WILLIAM R. KENDRICK, *Chief Clerk.*

SENATE FILE 27 RETURNED TO THE HOUSE

Senator Schroeder asked and received unanimous consent that the Secretary be instructed to return to the House, for further consideration, Senate File 27.

UNFINISHED BUSINESS

On motion of Senator Price, House File 311, a bill for an act to amend section three hundred twenty-two point three (322.3), Code 1958, relating to the buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday, was taken up for further consideration.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 311 as follows:

Amend House File 311 by striking the period in line 9 and adding, "except if delivery of said new or used motor vehicle is to be made on a day other than Sunday."

Roll call was demanded.

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

Ayes, 14:

Butler	Hill	Potter	Scott
Dewel	Hoffman	Rigler	Stuart
Eppers	McCurdy	Schroeder	Wolf
Gilmour	Nolan		

Nays, 33:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	Miller	Ringgenberg
Byers	Gillespie	Mincks	Shaff
Coleman	Grimstead	Moore	Shoeman
Dykhous	Hansen	O'Malley	Turner
Edelen	Harbor	Prentis	Vance
Elijah	Hoschek	Price	Walker
Evans	Long	Prince	Weber
Fisher			

Absent or not voting, 3:

Henry	Hoxie	O'Connor
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The amendment was lost.

Senator Dykhous moved the previous question on the bill, which motion prevailed.

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

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

Ayes, 35:

Boothby	Fisher	Lynes	Ringgenberg
Buck	Frommelt	Miller	Scott
Butler	Getting	Moore	Shaff
Byers	Gillespie	O'Malley	Shoeman
Coleman	Grimstead	Potter	Turner
Dykhous	Hansen	Prentis	Vance
Edelen	Harbor	Price	Walker
Elijah	Hoschek	Prince	Weber
Evans	Long	Putney	

Nays, 12:

Dewel	Hill	Mincks	Schroeder
Eppers	Hoffman	Nolan	Stuart
Gilmour	McCurdy	Rigler	Wolf

Absent or not voting, 3:

Henry	Hoxie	O'Connor
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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 Price asked and received unanimous consent that Senate File 295 be withdrawn from further consideration of the Senate.

On motion of Senator Vance, Senate File 269, a bill for an act relating to the sale, lease, transfer and assignment of rights of liquid transport carriers, was taken up for further consideration.

Senator Nolan asked and received unanimous consent to withdraw the amendment to Senate File 269 filed by him and found on pages 658 and 659 of the Senate Journal.

Senator Vance asked and received unanimous consent that House File 363 be substituted for Senate File 269.

On motion of Senator Vance, House File 363, a bill for an act relating to liquid transport carriers, was taken up and considered.

Senator Vance moved that the bill be read a third 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:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Gilmour	Moore	Shaff
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Connor	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Putney	Wolf
Fisher	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

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

Senator Vance asked and received unanimous consent that Senate File 269 be withdrawn from further consideration of the Senate.

THIRD READING OF BILLS

On motion of Senator Rigler, Senate File 213, a bill for an act relating to certificated common carriers of passengers operating on charter, with report of committee recommending amendment in accordance with the amendment filed by Senators Rigler and Nolan, and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment filed by Senators Nolan and Rigler:

Amend Senate File 213 by adding to line 6 of section 1 after the word, "time" the words, "and over an irregular route".

Further amend said Senate File 213 by striking all of section 2 and inserting in lieu thereof the following:

Sec. 2. Section three hundred twenty-five point six (325.6), Code 1958, is amended by adding at the end of said section the following:

"No carrier of passengers shall operate as a charter carrier in this state unless already possessed of a certificate of convenience and necessity as a common carrier of passengers and operating in this state as such common carrier or possesses a certificate of convenience and necessity to engage in the business of a charter carrier."

Senator Nolan offered the following amendment to the amendment, filed by Senators Nolan and Rigler, and moved its adoption:

Amend the amendment by inserting after the period (.) the following:

"Any resident person, firm or corporation engaged in actual operation as a charter carrier as defined in this Act, prior to March 1, 1959, shall be granted a certificate of convenience and necessity, upon application therefor made within one hundred and twenty (120) days from the effective date of this Act upon compliance with the provisions of sections three hundred twenty-five point twenty-six (325.26), three hundred twenty-five point twenty-eight (325.28), three hundred twenty-five point twenty-nine (325.29), three hundred twenty-five point thirty-one (325.31), and three hundred twenty-five point thirty-five (325.35), Code 1958."

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

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

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

Ayes, 46:

Boothby	Elijah	Harbor	Mincks
Buck	Eppers	Hoffman	Moore
Butler	Evans	Hoschek	Nolan
Byers	Fisher	Hoxie	O'Connor
Coleman	Frommelt	Long	O'Malley
Dewel	Gillespie	Lynes	Potter
Dykhouse	Grimstead	McCurdy	Prentis
Edelen	Hansen	Miller	Price

Prince	Schroeder	Stuart	Walker
Putney	Scott	Turner	Weber
Rigler	Shaff	Vance	Wolf
Ringgenberg	Shoeman		

Nays, none.

Absent or not voting, 4:

Getting	Gilmour	Henry	Hill
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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 Rigler, Senate File 319, a bill for an act to amend sections two hundred seventy-three point four (273.4), two hundred seventy-three point nine (273.9), two hundred seventy-seven point one (277.1), two hundred seventy-seven point twenty-four (277.24), two hundred seventy-seven point twenty-six (277.26), two hundred seventy-seven point twenty-eight (277.28), two hundred seventy-nine point one (279.1), and two hundred seventy-nine point fourteen (279.14), Code 1958, to effect a change of date for election of members of boards of directors in school districts and members of county boards of education, was taken up and considered.

Senator Rigler asked and received unanimous consent that House File 379 be substituted for Senate File 319.

On motion of Senator Rigler, House File 379, a bill for an act to amend sections two hundred seventy-three point four (273.4), two hundred seventy-three point nine (273.9), two hundred seventy-seven point one (277.1), two hundred seventy-seven point twenty-four (277.24), two hundred seventy-seven point twenty-six (277.26), two hundred seventy-seven point twenty-eight (277.28), two hundred seventy-nine point one (279.1), and two hundred seventy-nine point fourteen (279.14), Code 1958, to effect a change of date for election of members of the boards of directors in school districts and members of county boards of education, was taken up and considered.

Senator O'Connor took the chair at 10:55 a.m.

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

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

Ayes, 40:

Buck	Evans	Henry	Nolan
Butler	Fisher	Hill	O'Connor
Byers	Getting	Hoffman	O'Malley
Dewel	Gillespie	Hoxie	Potter
Dykhouse	Gilmour	McCurdy	Prentis
Edelen	Grimstead	Miller	Price
Elijah	Hansen	Mincks	Prince
Eppers	Harbor	Moore	Putney

Rigler	Scott	Stuart	Walker
Ringgenberg	Shoeman	Turner	Weber

Nays, 8:

Frommelt	Long	Schroeder	Vance
Hoschek	Lynes	Shaff	Wolf

Absent or not voting, 2:

Boothby	Coleman
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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 Rigler asked and received unanimous consent that Senate File 319 be withdrawn from further consideration of the Senate.

On motion of Senator McCurdy, Senate File 113, a bill for an act to amend section two hundred seventy-five point twenty-seven (275.27), Code 1958, relating to reorganization of school districts, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend Senate File 113 by striking from line 7 the word "said" and inserting in lieu thereof the words "and this".

On motion of Senator Rigler, the committee amendment was adopted.

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

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

Ayes, 48:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhous	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf

Nays, none.

Absent or not voting, 2:

Evans	Vance
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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 Walker, House File 312, a bill for an act

relating to the maximum gross weight of motor vehicles, with report of committee recommending amendment in accordance with the amendment filed by Senator Walker and found on page 404 of the Senate Journal, and passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent to withdraw said amendment.

President McManus took the chair at 11:35 a.m.

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

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

Ayes, 48:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Byers Henry

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

On motion of Senator Hoffman, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Senator Schroeder, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus 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 57, a bill for an act relating to the establishment of a marketing division within the Iowa department of agriculture, and to make an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 148, a bill for an act to authorize the state board of regents to erect, equip, maintain and operate self-liquidating buildings and facilities.

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 to make appropriations to the members of Iowa-Nebraska Boundary Study Committee.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 454

Amend section 2 by striking all after line 2 and inserting in lieu thereof the following: "treasurer is hereby directed to pay the same from the designated funds or accounts of the State of Iowa."

HOUSE MESSAGE CONSIDERED

House File 57, a bill for an act relating to the establishment of a marketing division within the Iowa department of agriculture, and to make an appropriation therefor.

Read first and second times and passed on file.

Senator Schroeder asked and received unanimous consent that Senate File 346 be placed at the bottom of the steering committee calendar, with the understanding that when, and if, the steering committee calendar is dumped to the sifting committee the bill remain on the calendar under "unfinished business."

THIRD READING OF BILLS

On motion of Senator Shoeman, Senate File 298, a bill for an act to permit resurfacing of farm-to-market roads, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend Senate File 298, section 1, line 4, by inserting after the word "resurfacing" a comma (,).

The amendment was adopted.

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

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

Ayes, 47:

Boothby	Frommelt	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Prince	Weber
Evans	Hoxie	Putney	Wolf
Fisher	Long	Rigler	

Nays, none.

Absent or not voting, 3:

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

Senator Shoeman asked and received unanimous consent that Senate File 298 be immediately messaged to the House, which request was complied with.

On motion of Senator Shaff, Senate File 427, a bill for an act to amend chapter five hundred two (502), Code 1958, relating to regulation of registration, issuance, and sale of securities and to the regulation of securities dealers, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate File 427 by adding the following new section:

"Sec. 23. Section five hundred two point five (502.5), Code 1958, subsection nine (9) is amended by striking the words 'capital stock' in line one (1) and inserting in lieu thereof the following: 'its securities'."

The amendment was adopted.

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

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

Ayes, 44:

Boothby	Eppers	Henry	Moore
Buck	Evans	Hill	Nolan
Butler	Fisher	Hoschek	O'Connor
Byers	Frommelt	Hoxie	O'Malley
Coleman	Gilmour	Long	Potter
Dewel	Grimstead	Lynes	Price
Edelen	Hansen	McCurdy	Prince
Elijah	Harbor	Mincks	Putney

Rigler	Scott	Stuart	Walker
Ringgenberg	Shaff	Turner	Weber
Schroeder	Shoeman	Vance	Wolf

Nays, none.

Absent or not voting, 6:

Dykhouse	Gillespie	Miller	Prentis
Getting	Hoffman		

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

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

EXECUTIVE SESSION

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

George B. Hartman of Ames, Story County, Iowa, as a member of the Iowa Natural Resources Council, for the regular term ending July 1, 1965.

Marshall C. Jewell of Onawa, Monona County, Iowa, as a member of the State Board of Social Welfare for the unexpired term ending June 30, 1959, and for the regular term ending June 30, 1965.

Hal H. Lang of Sioux City, Woodbury County, Iowa, as a member of the Iowa Real Estate Commission for a four-year term beginning July 1, 1959.

William H. Nicholas of Clear Lake, Cerro Gordo County, Iowa, as a member of the State Highway Commission for a four-year term beginning July 1, 1959.

J. Justin Rogers of Spirit Lake, Dickinson County, Iowa, as a member of the Iowa Natural Resources Council for the unexpired term ending July 1, 1961.

The Senate arose from executive session and resumed regular session.

SENATE CONCURRENT RESOLUTION 15

By Gilmour

A concurrent resolution to petition the President and Congress of the United States of America to grant pensions to veterans of World War I.

Whereas, the veterans of World War I are now at an average of sixty-five and two-tenths (65.2) years of age, and

Whereas, it is almost impossible for men of this age group to secure gainful employment, and

Whereas, it is now necessary to prove disability to qualify for a pension, and many veterans are forced to seek aid and to subsist on an income that is not sufficient to maintain a reasonable, decent, healthful and humane standard of living; now therefore,

Be It Resolved by the Senate, the House Concurring, That this General Assembly respectfully petition the President and the Congress of the United States to grant a pension of one hundred (100) dollars per month to the veterans of World War I, at the age of sixty (60) years. A pension

shall not be paid to a veteran who has a yearly income in excess of twenty-four hundred (2,400) dollars and is without dependents, or who has a yearly income in excess of thirty-eight hundred (3,800) dollars and is married or has children dependent upon him for their support.

ADDITIONAL COPIES

Senator Buck asked and received unanimous consent to have one hundred additional copies of Senate File 421 printed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 6, 53, 197 and 302; also, House Files 76, 161, 324 and 548.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 6, 53, 197 and 302; also, House Files 76, 161, 324 and 548.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 6, 53, 197 and 302.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEE

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 196**, a bill for an act to amend section seven hundred twenty-five point two (725.2), Code 1958, relating to lascivious acts with children, **begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:**

1. Amend Senate File 196 by striking the word and figure "two (2)" in line four (4) and inserting in lieu thereof the following: "six months".
2. Further amend Senate File 196 by adding the following at the end thereof:

"Provided that the state board of control may, upon its finding based on

a psychiatric examination conducted at its direction following imprisonment that the person cannot be rehabilitated without undergoing psychiatric treatment, release said person to the custody of the board of parole for the purpose of undergoing such treatment for such period or periods as the board of control shall direct."

W. C. STUART, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary 1 to which was referred **Senate File 463**, a bill for an act to amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, relating to the suspension of licenses to operate 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 Senate File 463 by striking in section 2, all of lines two (2) through nine (9), and substituting in lieu thereof the following:

"hundred ten (321.210), Code 1958, by adding general provisions thereto as follows:

"For the purpose of determining when to suspend a license under this section the commissioner may, in accordance with the provisions of chapter seventeen A (17A), promulgate a point system for the purpose of weighing traffic convictions, or offenses by their seriousness and may change such weighted scale from time to time as experience or the accident frequency in the state makes necessary or desirable.

"Prior to a suspension taking effect under subsections two (2), three (3), four (4), five (5), or seven (7), the licensee shall have received twenty (20) days' advance notice of the effective date of the suspension, and an appeal under the provisions of section three hundred twenty-one point two hundred fifteen (321.215) shall operate to stay the suspension pending the determination by the district court."

W. C. STUART, *Chairman.*

Ordered passed on file.

BILL ASSIGNED TO COMMITTEE

President McManus announced the assignment of the following bill to committee:

H. F. 57 Agriculture

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S.F. 429	S.F. 382	H.F. 656	H.F. 151
S.F. 463	S.F. 265	S.F. 499	H.F. 340
H.F. 355	H.F. 259		

DAVID O. SHAFF, *Chairman,*
Steering Committee.

AMENDMENTS FILED

1 Amend the committee amendment to Senate File 191 filed
2 February 16, 1959, by adding after the word "shall" in
3 line 11 the following: ", within not less than thirty
4 (30) days,".

JACK MILLER.
JAKE B. MINCKS.

1 Amend the Miller amendment to Senate File 191 filed
2 February 10, 1959, by adding the word "therefor" after the
3 word "negotiations" in line 8.
4 Further amend said amendment by adding the following
5 at the end of line 10: "Provided, however, that a notice of
6 a dispute shall not be deemed a 'threat' for the purposes
7 of this act."
8 Further amend said amendment by striking the period (.)
9 in line thirty-three (33) and inserting in lieu thereof the
10 following: "and a majority of those voting in favor thereof."

JACK MILLER.
JAKE B. MINCKS.

1 Amend the committee amendment to Senate File 247, filed
2 March 18, 1959, as follows:
3 Insert in line 23 after the word "licensed" the words
4 "osteopathic physicians or".

JOHN D. SHOEMAN.

1 Amend Senate File 346 by striking in line 3 of section
2 2 the word and figure "five (5)" and substituting in lieu
3 thereof the word and figure "twenty (20)".

CARROLL PRICE.

1 Amend Senate File 422 as follows:
2 1. By adding thereto the following new section:
3 "Section one hundred twenty-nine point two (129.2), Code 1958,
4 is hereby amended by adding the following at the end thereof:
5 'Sales or gifts of beer, ale, porter, stout or any other malt
6 liquor, regardless of percent of alcohol by weight, to any
7 intoxicated person or one simulating intoxication shall be
8 considered to be a sale or gift contrary to the provisions of
9 this title within the remedies afforded by this section.'"
10 2. By striking from the title the words, "the definition of
11 intoxicating liquors in".

EARL ELIJAH.

1 Amend House File 395, section 1, line 7, by inserting after the
2 word "proposition" the following: "provided, however, that not
3 more than one (1) supervisor shall be a resident of any one (1)
4 township of such county".

D. C. NOLAN.

1 Amend Senate File 346 as follows:
2 1. By striking from line 24 of section
3 9 the words, "county assessor,".
4 2. By striking from section 15 all of subsection
5 1 and inserting in lieu thereof the following:
6 "1. The preparation of tax records required by law, except

7 records the assessor is required to prepare."

8 3. By inserting in section 16 the following new
9 subsection after line twenty-one (21):

10 "11. The county assessor and employees of his office."

GENE L. HOFFMAN.

1 Amend Senate File 378 by striking all after the enacting clause
2 and by inserting in lieu thereof the following:

3 "Chapter ninety-seven B (97B), Code 1958, is hereby amended by
4 adding thereto the following new sections:

5 Section 1. From and after the effective date of this Act, any
6 person who is a member of the federal civil service retirement
7 program shall not be eligible for membership in the Iowa public
8 employees' retirement system, and the provisions of chapter
9 ninety-seven B (97B) of the Code, shall not apply to such employee.
10 Any employee whose membership in the federal civil service
11 retirement program is subsequently terminated shall immediately
12 notify his employer and the Iowa employment security commission
13 of such fact, and the employee shall become subject to the
14 provisions of this chapter on the date the notification is
15 received by the commission.

16 Any employee as defined in chapter ninety-seven B (97B) of the
17 Code who is a member of the federal civil service retirement
18 program on the effective date of this Act shall notify his
19 employer and the Iowa employment security commission of such fact.
20 The employee's membership in the Iowa public employees'
21 retirement system shall automatically terminate on the effective
22 date of this Act.

23 Sec. 2. Upon termination of membership in the Iowa public
24 employees' retirement system under the provisions of this Act,
25 the employee shall be paid from the Iowa public employees'
26 retirement fund within six (6) months of the termination a lump
27 sum cash amount equal to the sum of:

28 1. Such member's accumulated contributions as defined in
29 subsection nine (9) of section ninety-seven B point forty-one
30 (97B.41) of the Code, computed as of the effective date of the
31 Act, plus

32 2. The total amount contributed to the Iowa old age and
33 survivor's insurance fund prior to July 1, 1953 by such member
34 which was transferred to the retirement fund as of July 1, 1953,
35 and would have been refundable to him had he not elected to
36 receive prior service credit in accordance with section
37 ninety-seven B point forty-three (97B.43) of the Code, with
38 interest on such amount at two (2) percent per annum compounded
39 annually from July 1, 1953 to the effective date of the Act."

GENE L. HOFFMAN.

1 Amend the amendment to Senate Joint Resolution 16, by
2 Stuart, et al., filed March 10, 1959, by striking the word
3 "federal" in line 81, and inserting the word "United States".

W. C. STUART.

1 Amend the amendment to Senate Joint Resolution 16 by Stuart,
2 et al., filed March 10, 1959, as follows:

3 1. Strike section 35 in its entirety and insert in lieu
4 thereof the following:

5 "Sec. 35. Each legislative district shall be entitled to

6 one senator. Representation in the house of representatives
7 from each of the legislative districts shall be determined as
8 follows:

9 Divide the whole number of the population of the State
10 of Iowa as shown by the last United States decennial census by
11 one hundred ten (110) and the resultant quotient shall be the
12 population unit; each legislative district shall be entitled to
13 have one representative elected therefrom for each population
14 unit or a major fraction thereof, except each legislative
15 district shall be entitled to at least one representative."

16 2. Amend section 36 by striking subsections 1 and 2 and
17 inserting in lieu thereof the following:

18 "1. Each legislative district which is entitled to
19 two (2) or more representatives shall be divided into subdistricts
20 corresponding in number to the number of representatives to
21 which the legislative district is entitled."

22 "2. Representatives shall be residents of the sub-
23 districts from which they are elected and shall be elected by
24 the voters residing in the respective subdistricts from which
25 the representatives are elected."

26 3. Further amend section 36 by striking lines 89 through
27 94 and inserting in lieu thereof the following:

28 "In the event the general assembly fails to provide such
29 a law, or in the event of repeal of such a law once adopted, or
30 in the event the legislative districts have not been subdivided
31 in accordance with such law by the first day of May following
32 the convening of any session at which provision for such sub-
33 dividing was to be provided, said subdividing of such legislative
34 districts shall be accomplished by a commission as follows:

35 Within thirty (30) days after such first day of May, the
36 executive council of the State of Iowa shall appoint a commission
37 of ten (10) members, one (1) from each United States congressional
38 district in the State of Iowa and the remaining members at
39 large, and in the event there are more than ten (10) United
40 States congressional districts in the State of Iowa then said
41 commission shall be composed of the same number of members as
42 there are congressional districts, one (1) member to be
43 appointed from each congressional district, except when the
44 total congressional districts result in an odd number, then one
45 (1) additional member shall be appointed at large, and said
46 commission so appointed shall have equal representatives from the
47 two (2) political parties casting the highest number of votes
48 for the governor in the last preceding general election. Said
49 commission shall subdivide the legislative districts into sub-
50 districts in the manner herein prescribed and shall file with
51 the secretary of state a full statement of the legislative
52 districts and their subdistricts by the first day of September
53 in the year the general assembly should have and failed to
54 subdivide the legislative districts. Their said statement when
55 signed by a majority of said commission shall have the force
56 and effect of law. Dividing of the legislative districts by
57 such commission shall be binding upon the people until the
58 next United States decennial census, notwithstanding to the
59 contrary the provisions of Section 1, Article III, of the
60 distribution of the powers of the constitution of the state
61 of Iowa."

1 Amend the amendment filed by Stuart, et al., on March
 2 10, 1959, to Senate Joint Resolution 16, by striking lines
 3 78 through 94 and inserting in lieu thereof the following:
 4 "3. The Supreme Court of the State of Iowa shall,
 5 following receipt by the secretary of state of the official,
 6 certified population figures of the state and of each
 7 county after each federal decennial census, determine which
 8 legislative districts are entitled to more than one (1)
 9 representative and the number of representatives to which
 10 each of such districts is entitled. The court shall also
 11 divide each such district into representative subdistricts
 12 of contiguous territory, as compact and nearly equal in
 13 population as practicable; except in such districts each
 14 county shall be entitled to at least one (1) representative
 15 and shall constitute a subdistrict. An appropriate order
 16 of the court setting forth its determination and action
 17 shall be entered forthwith, be certified to the governor
 18 and to the presiding officers of the general assembly, and
 19 be effective until reapportionment action by the court
 20 after the next succeeding federal decennial census.
 21 Representatives of such subdistricts shall be elected in
 22 the next general election."
 23 Further amend said amendment by striking lines 106
 24 through 110.

JACK MILLER.

1 Amend Senate File 265 by striking all after the
 2 enacting clause and inserting in lieu thereof the following:
 3 Section 1. Section three hundred twelve point two
 4 (312.2), Code 1958, is hereby amended as follows:
 5 1. By striking from line one (1), subsection one (1),
 6 the word, "forty-two" and inserting in lieu thereof the
 7 word, "forty-one".
 8 2. By striking from line two (2), subsection two (2),
 9 the word, "thirty-five" and inserting in lieu thereof the
 10 word, "thirty-four".
 11 Sec. 2. Section three hundred twelve point three
 12 (312.3), Code 1958, is hereby amended as follows:
 13 1. By striking from lines three (3) and four (4) of
 14 subsection one (1), the word, "thirty-five" and inserting
 15 in lieu thereof the word, "thirty-four".
 16 2. By striking from line six (6), subsection two (2),
 17 the word, "eight" and inserting in lieu thereof the word,
 18 "ten".

R. G. MOORE.
 A. FROMMELT.

1 Amend Senate Joint Resolution 16, by striking from Section 1,
 2 lines 54 to 81, inclusive, and inserting in lieu thereof the
 3 following:
 4 "Where a county is entitled to more than one (1) senator,
 5 such county shall be divided into the number of senatorial districts
 6 to which the county is entitled, and each such senatorial district
 7 shall elect one (1) senator. The boundaries of such senatorial
 8 districts shall be so established that each such senatorial dis-
 9 trict shall have a population as nearly equal as possible to that
 10 of every other senatorial district in the state and the boundary

11 lines of said districts shall be so established as to follow town-
12 ship lines wherever possible. No district shall be entirely
13 separated by any area belonging to any other senatorial district.
14 Areas joined only at the corners thereof shall be considered as
15 being not entirely separated. The division of each such county
16 into districts, which said division results either from a change
17 in the number of senatorial districts to which the county is
18 entitled or a change in boundary lines of existing districts
19 necessitated by a change in population not requiring any change
20 in the number of senatorial districts to which the county is
21 entitled, shall be made by a county districting commission within
22 ninety (90) days of any reapportionment adopted by the legislature
23 or commission provided for in section thirty-four (34) of this
24 article. The county districting commission shall consist of
25 eight (8) members to be appointed by the Executive Council of the
26 State of Iowa, with equal representation from the two (2) major
27 political parties, none of whom shall be members of either the
28 senate or the house. The county districting committee shall file
29 a report of its decision with the secretary of state, within the
30 time above noted, which report, when signed by a majority of said
31 commission, shall have the force and effect of law.

32 "Following each senatorial redistricting after the first such
33 redistricting, and in the event the area of any senatorial district
34 within a county is reduced in area and no new area is added and
35 the term of the senator representing said senatorial district has
36 not then expired, and provided further that the residence of said
37 senator is in the said senatorial district after such reduction
38 in area or if the boundary lines of any senatorial district in said
39 county remain unchanged, then and in either such event the terms
40 of such senators shall continue until the end of the terms to
41 which they were elected. The terms of all other senators in
42 districts within such county shall expire on the last day of
43 December following the general election."

DAVID O. SHAFF.

1 Amend Senate Joint Resolution 16 as follows:
2 1. Amend Senate Joint Resolution 16 by striking from
3 section 1, lines 23 to 53, inclusive, and inserting in lieu
4 thereof the following: "The state shall be divided into
5 the number of senatorial districts equal to the number
6 between 56 and 64, both inclusive, which number when divided
7 into the total population of the state, as shown by the last
8 United States decennial census, results in a ratio of
9 representation that is most nearly equal to the senatorial
10 district population of the greatest number of senatorial
11 districts thus established. One senator shall be elected
12 from each such senatorial district and the senate shall consist
13 of the same number of senators as there are senatorial districts.
14 Where a senatorial district is constituted of more than one
15 county it shall not be entirely separated by any county
16 belonging to any other district, and no county shall be divided
17 in forming such a district. Counties joined only at the
18 corners thereof shall be considered as being not entirely
19 separated. At the first regular session following the official
20 publication of the next decennial United States census, and
21 at the first regular session immediately following the official

22 publication of each succeeding decennial United States census
23 thereafter, the General Assembly shall redistrict the state
24 into the number of senatorial districts as above prescribed
25 and shall determine which counties shall be combined to form
26 a senatorial district, which counties shall constitute a single
27 county senatorial district and the total number of senatorial
28 districts within any county which is entitled to more than one
29 senatorial district. In the event any such session of the
30 General Assembly shall fail by the first day of May following
31 the convening of any such session to so redistrict the state,
32 redistricting shall be accomplished by a commission. Within
33 30 days after such first day of May the Executive Council of
34 the State of Iowa shall appoint a commission of ten members,
35 one from each United States congressional district in the
36 state and the remaining members at large, and having equal
37 representation from the two political parties casting the
38 highest number of votes for governor in the last preceding
39 election, and in the event there are more than ten United
40 States congressional districts in the State of Iowa then said
41 commission shall be composed of the same number of members as
42 there are congressional districts, one member to be appointed
43 from each congressional district, except when the total
44 congressional districts result in an odd number, then one
45 additional member shall be appointed at large.

46 "The redistricting commission shall redistrict the state
47 into senatorial districts in the manner herein prescribed and
48 shall file with the secretary of state a full statement of
49 the senatorial districts and their boundaries by the first day
50 of September of the year in which the General Assembly should
51 have and failed to reapportion the senatorial districts, and
52 said statement when signed by a majority of said commission
53 and so filed, shall have the force and effect of law. Redistrict-
54 ing of senatorial districts by such redistricting commission
55 shall be binding upon the people until the next decennial census,
56 the provisions of section one (1), article three (III), of the
57 distribution of powers, constitution of the State of Iowa,
58 to the contrary notwithstanding.

59 "The terms of senators serving at the time when the first
60 redistricting is to be placed in effect, irrespective of whether
61 said senator is serving one or more counties, shall terminate on
62 the last day of December following the general election at which
63 the senators have been elected for said newly established
64 senatorial districts. Following each subsequent redistricting
65 of senatorial districts composed of one or more counties, and
66 in the event the area of any senatorial district is reduced in
67 area and no new counties are added and the term of the senator
68 representing said senatorial district has not then expired,
69 and provided further that the residence of said senator is in
70 one of the counties remaining in said senatorial district, or
71 if the boundary lines of any senatorial district remain
72 unchanged, then and in either event the terms of such
73 senators from such senatorial districts shall continue until
74 the end of the terms to which they were elected. The terms
75 of all other senators shall expire on the last day of
76 December following the general elections.

77 "A redistricting shall become effective on the first day

78 of January following the general election first held after
79 the adoption of the legislative redistricting act or the filing
80 or the redistricting statement, as the case may be."

DAVID O. SHAFF.

1 Amend Senate Joint Resolution 16 as follows:
2 1. Amend Senate Joint Resolution 16, section 1, by
3 adding after line 22 the following: "A senator shall be
4 elected from each senatorial district as provided for
5 herein and in section five (5) of this article."

DAVID O. SHAFF.

1 Amend Senate Joint Resolution 16 as follows:
2 Amend Senate Joint Resolution 16, section 1, line 19,
3 by inserting after the word "shall" the words "in such
4 event and in the event the term of any senator is terminated
5 at the time of any reapportionment of senatorial districts,".

DAVID O. SHAFF.

1 Amend the Stuart, et al., amendment to Senate Joint
2 Resolution 16, filed March 10, 1959, by striking lines
3 16 to 65, inclusive, and inserting in lieu thereof
4 the following:

5 1st District—Lee and Van Buren Counties
6 2nd District—Davis and Appanoose Counties
7 3rd District—Wayne and Lucas Counties
8 4th District—Clarke and Decatur Counties
9 5th District—Ringgold and Union Counties
10 6th District—Taylor and Adams Counties
11 7th District—Fremont and Page Counties
12 8th District—Des Moines and Henry Counties
13 9th District—Jefferson and Washington Counties
14 10th District—Wapello and Monroe Counties
15 11th District—Mills and Montgomery Counties
16 12th District—Muscatine and Louisa Counties
17 13th District—Mahaska and Keokuk Counties
18 14th District—Marion and Warren Counties
19 15th District—Madison and Adair Counties
20 16th District—Cass and Shelby Counties
21 17th District—Pottawattamie County
22 18th District—Scott County
23 19th District—Cedar and Jones Counties
24 20th District—Johnson and Iowa Counties
25 21st District—Jasper and Poweshiek Counties
26 22nd District—Polk County
27 23rd District—Dallas and Greene Counties
28 24th District—Audubon and Guthrie Counties
29 25th District—Harrison and Monona Counties
30 26th District—Clinton and Jackson Counties
31 27th District—Linn County
32 28th District—Tama and Benton Counties
33 29th District—Marshall and Grundy Counties
34 30th District—Boone and Story Counties
35 31st District—Carroll and Sac Counties
36 32nd District—Ida and Crawford Counties
37 33rd District—Dubuque County

38	34th District—Buchanan and Delaware Counties
39	35th District—Black Hawk County
40	36th District—Hardin and Franklin Counties
41	37th District—Hamilton and Wright Counties
42	38th District—Calhoun and Webster Counties
43	39th District—Woodbury County
44	40th District—Allamakee and Clayton Counties
45	41st District—Fayette and Winneshiek Counties
46	42nd District—Butler and Bremer Counties
47	43rd District—Humboldt and Kossuth Counties
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49	45th District—Plymouth and Cherokee Counties
50	46th District—Floyd and Chickasaw Counties
51	47th District—Hancock and Cerro Gordo Counties
52	48th District—Emmet and Palo Alto Counties
53	49th District—Clay and Dickinson Counties
54	50th District—Sioux and O'Brien Counties
55	51st District—Howard and Mitchell Counties
56	52nd District—Winnebago and Worth Counties
57	53rd District—Lyon and Osceola Counties

J. J. O'CONNOR.

J. B. MINCKS.

CHARLES F. EPPERS.

- 1 1. Amend House File 340 by striking all of lines 20 and
 2 21 and inserting in lieu thereof the following: "year the
 3 traffic on the section in question exceeds three hundred (300)
 4 vehicles per day it shall remain in the primary".
 5 2. Further amend House File 340 by striking all of line
 6 23 and inserting in lieu thereof the following: "section
 7 does not exceed three hundred (300) vehicles per day,".

D. C. NOLAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 25, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend W. H. Sinning, pastor of the First Presbyterian Church, Corning, Iowa.

PETITIONS

By Senator Hansen, from twenty-one residents of Carroll County in opposition to liquor by the drink.

By Senator Lynes, from approximately five hundred residents of the State of Iowa urging increased appropriations for schools.

By Senator Lynes, from approximately five hundred residents of the State of Iowa urging an increase in salary of the state superintendent of public instruction.

By Senator Miller, from twenty-one residents of Woodbury County favoring increased state aid for schools.

By Senator Mincks, from eighteen residents of Wapello County favoring increased state aid for schools.

By Senator Rigler, from twenty-one residents of Floyd County favoring increased state aid for schools.

By Senator Turner, from eighteen residents of Adams County favoring proposed legislation relating to the operation of a motor vehicle while intoxicated and opposing liquor by the drink and a referendum therefor.

By Senator Walker, from fifty-nine residents of Hamilton County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate a group of students from the Des Moines Technical High School who were present in the balcony accompanied by their instructors, Bohlman, Farrow and Tuomi.

Senator Evans asked and received unanimous consent to present to the Senate fifty students from the Douds High School who were present in the balcony.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-four students from the Shipley High School who were present in the balcony accompanied by their instructors, Mesdames Piper and Hughes.

Senator Putney asked and received unanimous consent to present to the Senate a group of students from the Wellsburg High School who were present in the balcony accompanied by their instructor, Duane D. Daggett.

Senator McCurdy asked and received unanimous consent to present to the Senate twenty students from the Peoria Christian School who were present in the balcony accompanied by their instructor, George Zimmer.

Senator Price asked and received unanimous consent to present to the Senate thirty-five students from the Pella High School who were present in the balcony accompanied by their instructor, Mr. Williams.

INTRODUCTION OF BILLS

Senate File 503, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and passed on file.

Senate File 504, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and passed on file.

The following communication was received from the Governor:

SPECIAL MESSAGE TO THE FIFTY-EIGHTH GENERAL ASSEMBLY

March 25, 1959.

HONORABLE MEMBERS OF THE GENERAL ASSEMBLY:

As the General Assembly enters the final weeks of the current session, I am taking this means of communicating to the members my commendations on the positive legislative accomplishments, and calling to their attention major areas of "unfinished business".

The Fifty-eighth General Assembly has already enacted much legislation that will be of lasting benefit to the people of the state. Capital appropriations have been provided in substantial amounts for institutions under the Board of Regents and the Board of Control. A step has been taken in the direction of a shortened ballot for state offices, by making the Commerce Commission appointive rather than elective. The tools of traffic safety enforcement have been augmented by the passing of a daytime speed limit;

and provision has been made for a thorough study of the state's highways, roads and streets.

I do not wish to convey the impression that these are the only significant pieces of legislation which have so far been enacted, but they are cited as the outstanding examples of worthwhile accomplishments of the Fifty-eighth General Assembly.

Much that will benefit the people of Iowa has already been done by the current session of the General Assembly; however, there are several major pieces of legislation on which I respectfully urge your early action.

REAPPORTIONMENT OF THE GENERAL ASSEMBLY

As was pointed out in the Inaugural Address, the inequities in the existing pattern of legislative representation have been recognized by both political parties. The need for change has been reaffirmed by leaders in both houses of the Fifty-eighth General Assembly. The issue is not one which can be called partisan, nor is it one which is properly viewed as a rural versus urban issue. Citizens living in the rural areas of some of our more heavily populated counties are just as underrepresented as their fellow citizens living in towns and cities.

Several proposals for reapportionment have been submitted to one or both houses. There are weak and strong points to be found in most, if not all, of these proposals. At a recent meeting attended by legislative leaders and representatives of various groups interested in reapportionment, many areas of agreement were discovered.

The recommendations of the Reapportionment Action Committee (embodied in Senate Joint Resolution 9 and House Joint Resolution 10) and the proposals embodied in House Joint Resolution 6 and Senate Joint Resolution 5, have received substantial attention.

While it is not suggested that there is one and only one satisfactory formula for reapportionment, I would respectfully call your attention to certain underlying standards which have been widely accepted as necessary if the existing inequities are to be eliminated.

Following the general pattern in the National Congress, one house should be set up primarily on an area and one on a population basis. Some of the plans now before the General Assembly do not guarantee that this fundamental condition will be met. It would appear that under some of the proposals being considered, neither house would be organized in such a way as to guarantee that each member would represent the same number of constituents.

It has been objected that the proposal advanced by the Action Committee on Reapportionment would give undue weight in the Senate to urban areas. A careful examination of the net results of this proposal will disclose that this is not the case. Some of the major counties (nine to be specific) would be set apart as separate Senatorial Districts—not as a means of providing greater weight to population in the Senate, but rather as a means of preventing domination of adjacent small counties by the more heavily populated counties such as would occur if these larger counties were combined in a Senatorial District with smaller counties. It may well be that some modification of this arrangement can be worked out. But the basic program submitted by the Action Committee for representation in the House meets fully the condition noted above.

Constitutional provisions for representation in the legislature should also include a certain method for securing future adjustments in representation as population changes occur—that is, an enforcement clause.

As you know, the Federal government will conduct a census of popula-

tion in the spring of 1960. Before a constitutional amendment can become effective, it will be necessary for any action taken by the current session to be approved by the Fifty-Ninth General Assembly meeting early in 1961. If the official results of the census are to be utilized in establishing a new pattern of representation at the earliest possible date, it will be absolutely essential to set in motion during the current session the procedure for amending the Constitution.

We share a responsibility to the citizens of Iowa to make every effort to enact sound reapportionment legislation during this session. It is my sincere belief that the citizens of this State are entirely justified in their dissatisfaction with the present method of reapportionment. It is also my sincere conviction that the citizens will be little interested in excuses for failure to act in providing an equitable pattern of representation. More than adequate time remains in which to work out legislation acceptable to majorities in both the House and the Senate. I pledge the unqualified support of my office in any effort to devise a workable system of reapportionment which will meet the basic conditions laid down above.

GOVERNMENTAL REORGANIZATION

Your favorable action on legislation designed to improve the organization of state government is respectfully urged. The provisions of House File 20, and Senate File 41, would permit the development of basic plans for more efficient conduct of the affairs of the various agencies and departments through a careful analysis of the functions and structure of all branches. But the final authority to carry out reorganization plans would remain with the General Assembly in the form of the power to disapprove reorganization proposals advanced by the Executive Branch.

It is also recommended that Senate File 350, transferring the functions of the Gas Tax Division to the Tax Commission, be passed. Final action on Senate File 350 should probably be deferred until the preliminary report of the certified public accountants is submitted to the ten-member committee of the House and Senate, in order that their recommendations may be considered.

UNEMPLOYMENT AND WORKMEN'S COMPENSATION

Modernization of Iowa's benefit schedules for the unemployed and the victims of industrial accidents and disease is long overdue. Through the erosive process of inflation the economic security provided by the established benefit schedules has been steadily reduced.

You are respectfully urged to give favorable consideration to legislation that will raise benefit payments to realistic levels, consistent with existing wage levels and the cost of living, and provide for extended periods of coverage.

ADEQUATE COVERAGE

In comparison with many of our sister states, such as Michigan, Minnesota and California, Iowa's budgetary problems are relatively minor. During the current biennium, the balance in the General Fund will rise by several million dollars as a result of growth in income of our citizens, and expanding trade and commerce.

If the citizens of Iowa are to continue to enjoy the advantages of a sound fiscal policy in state government, certain responsibilities fall upon both the Legislative and Executive Branches of state government.

Appropriations for all purposes must be matched by current revenues plus permissible, safe reductions in the balance in the General Fund. Capital appropriations already passed and approved exceed by almost

\$6,000,000 the amounts recommended in the Budget Message for these projects. Failure to provide revenues sufficient to maintain an adequate working balance in the General Fund will, of course, raise the possibility of a general statewide levy on property and/or a depleted Fund at the beginning of the next biennial budgetary period.

The fact that changes in the tax structure you have been called upon to make to meet recommended appropriations are relatively small and painless, is attributable to the healthy balance maintained between appropriations and revenues in the current and earlier biennial; as members of the General Assembly, and the Chief Executive, we owe a joint responsibility to the citizens of Iowa and to the members of the Fifty-ninth General Assembly—a responsibility to present them with a fiscally sound state government.

In the longer run view, we should also recognize that capital appropriations made in the current session have, in effect, been financed in large measure from accumulated surplus funds. This has been a sound approach. But, at the same time, we should accept the responsibility of establishing—during the current session of the General Assembly—a long-range program for the financing of future capital improvements at state institutions. To this end, it is respectfully suggested that the financing plans recommended in earlier messages be passed.

Respectfully submitted,

HERSCHEL C. LOVELESS,
Governor.

The following communication was received by the Secretary:

STATE OF MICHIGAN

Michigan Legislature

SENATE CONCURRENT RESOLUTION NO. 11

Offered by Senators John P. Smeekens, Lynn O. Francis,
Arthur A. Dehmel, Paul C. Younger, and Garland Lane.

A CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO REPEAL THE FEDERAL EXCISE TAX ON MOTOR VEHICLES.

Whereas, This Nation is emerging from a business recession; and

Whereas, Business analysts have counted upon strong public acceptance of 1959 automobiles as a major force in our economy, not only because of the thousands of persons employed directly in the manufacture of automobiles and parts therefor, but also because the automobile industry is a large user of steel, glass, rubber products, transportation and other goods and services; and

Whereas, It is important at this time that all measures possible be taken to stimulate and revitalize the American economy; and

Whereas, It is believed that the immediate repeal of the excise tax on motor vehicles would supply an important impetus to the sale of motor vehicles and to business activity and employment in automobile factories and related industries throughout Michigan and the rest of the United States; and

Whereas, The loss of revenue from the repeal of the excise tax on motor vehicles would be largely, if not wholly, offset through an increase in business activity and the resulting increase in income tax collections; now therefore be it

Resolved by the Senate (the House of Representatives Concurring), That the Legislature of the state of Michigan, on behalf of the people of Michigan respectfully urges the Congress of the United States to repeal the excise tax on motor vehicles; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the Secretary of Labor, the President of the Senate, the Speaker of the House of Representatives and the members of the Michigan delegation in the Congress.

Adopted by the Senate, February 19, 1959.

Adopted by the House, March 2, 1959.

/s/ NORMAN E. PHILLEO,

Clerk of the House of Representatives.

/s/ FRED I. CHASE,

Secretary of the Senate.

SPECIAL ORDER

The hour of 9:00 a.m. having arrived, the Chair announced the Special Order for the consideration of Senate Joint Resolution 16.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Schroeder moved that the Senate proceed with the following plan for the consideration of Senate Joint Resolution 16:

That each of the sponsors of the various plans be given ten minutes to explain his proposed plan, after which each sponsor be allowed an additional ten minutes to perfect his plan in accordance with amendments filed thereto. At the conclusion of the foregoing plan, the Senate resolve itself into a committee of the whole for the final consideration of the various plans, which motion prevailed.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 16 as follows:

Amend Senate Joint Resolution 16, section 1, line 19, by inserting after the word "shall" the words "in such event and in the event the term of any senator is terminated at the time of any reapportionment of senatorial districts,".

The amendment was adopted.

Senator Shaff asked and received unanimous consent to withdraw the following amendment:

Amend Senate Joint Resolution 16 as follows:

1. Amend Senate Joint Resolution 16, section 1, by adding after line 22

the following: "A senator shall be elected from each senatorial district as provided for herein and in section five (5) of this article."

Senator Shaff offered the following amendment:

Amend Senate Joint Resolution 16 as follows:

1. Amend Senate Joint Resolution 16 by striking from section 1, lines 23 to 53, inclusive, and inserting in lieu thereof the following: "The state shall be divided into the number of senatorial districts equal to the number between 56 and 64, both inclusive, which number when divided into the total population of the state, as shown by the last United States decennial census, results in a ratio of representation that is most nearly equal to the senatorial district population of the greatest number of senatorial districts thus established. One senator shall be elected from each such senatorial district and the senate shall consist of the same number of senators as there are senatorial districts. Where a senatorial district is constituted of more than one county it shall not be entirely separated by any county belonging to any other district, and no county shall be divided in forming such a district. Counties joined only at the corners thereof shall be considered as being not entirely separated. At the first regular session following the official publication of the next decennial United States census, and at the first regular session immediately following the official publication of each succeeding decennial United States census thereafter, the General Assembly shall redistrict the state into the number of senatorial districts as above prescribed and shall determine which counties shall be combined to form a senatorial district, which counties shall constitute a single county senatorial district and the total number of senatorial districts within any county which is entitled to more than one senatorial district. In the event any such session of the General Assembly shall fail by the first day of May following the convening of any such session to so redistrict the state, redistricting shall be accomplished by a commission. Within 30 days after such first day of May the Executive Council of the State of Iowa shall appoint a commission of ten members, one from each United States congressional district in the state and the remaining members at large, and having equal representation from the two political parties casting the highest number of votes for governor in the last preceding election, and in the event there are more than ten United States congressional districts in the State of Iowa then said commission shall be composed of the same number of members as there are congressional districts, one member to be appointed from each congressional district, except when the total congressional districts result in an odd number, then one additional member shall be appointed at large.

"The redistricting commission shall redistrict the state into senatorial districts in the manner herein prescribed and shall file with the secretary of state a full statement of the senatorial districts and their boundaries by the first day of September of the year in which the General Assembly should have and failed to reapportion the senatorial districts, and said statement when signed by a majority of said commission and so filed, shall have the force and effect of law. Redistricting of senatorial districts by such redistricting commission shall be binding upon the people until the next decennial census, the provisions of section one (1), article three (III), of the distribution of powers, constitution of the State of Iowa, to the contrary notwithstanding.

"The terms of senators serving at the time when the first redistricting is to be placed in effect, irrespective of whether said senator is serving one or more counties, shall terminate on the last day of December following the general election at which the senators have been elected for said newly established senatorial districts. Following each subsequent redistricting of

senatorial districts composed of one or more counties, and in the event the area of any senatorial district is reduced in area and no new counties are added and the term of the senator representing said senatorial district has not then expired, and provided further that the residence of said senator is in one of the counties remaining in said senatorial district, or if the boundary lines of any senatorial district remain unchanged, then in either event the terms of such senators from such senatorial districts shall continue until the end of the terms to which they were elected. The terms of all other senators shall expire on the last day of December following the general elections.

"A redistricting shall become effective on the first day of January following the general election first held after the adoption of the legislative redistricting act or the filing or the redistricting statement, as the case may be."

Senator Long offered the following amendment to the amendment filed by Senator Shaff and moved its adoption:

Amend the amendment, line 20, by striking the word "next" and inserting in lieu thereof "1960".

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period (.) in line 76 thereof and adding the following: "first held after each such redistricting."

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the quotation mark the following: "Section 34."

The motion prevailed and the amendment to the amendment was adopted.

Senator Schroeder moved that the action taken at the beginning of the consideration of Senate Joint Resolution 16 be modified as follows: That the Senate proceed with the consideration of the proposed amendments to the various plans, after which the Secretary be instructed to have printed the amended plans, and that a copy of same be placed on the desks of the Senators for further study, which motion prevailed.

Senator Miller offered the following amendment to the amendment by Senator Shaff:

Amend the amendment as follows:

Strike all after the period (.) in line 19 and all of lines 20 through 58, and insert in lieu thereof the following:

"The Supreme Court of the State of Iowa shall, within ninety (90) days following the official publication of each succeeding decennial United States census, take notice of the last preceding decennial United States census

and proceed to designate and apportion the senatorial districts as above provided and shall determine which counties shall be combined to form a senatorial district, which counties shall constitute a single-county senatorial district, and the total number of senatorial districts within any county which is entitled to more than one senatorial district. An appropriate order of the court setting forth its determination and action shall be entered forthwith, be certified to the governor and to the presiding officers of the general assembly, and be effective until reapportionment action by the court after the next succeeding decennial United States census.

Senator Miller asked unanimous consent to withdraw the amendment.

Objection was raised.

Senator Miller moved that he be permitted to withdraw the amendment to the amendment, which motion prevailed.

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

The Senate resumed consideration of Senate Joint Resolution 16.

Senator Miller offered the following amendment to the Shaff amendment, filed by Senators Miller, Long and Shaff, and moved its adoption:

Amend the amendment as follows:

Strike all of lines 32 through 58, and insert in lieu thereof the following: "such redistricting shall be carried out by the Supreme Court of the State of Iowa. In such event, an appropriate order of the Court setting forth such redistricting determination shall be entered and certified to the secretary of state setting forth a full statement of the senatorial districts and their boundaries by the first day of September of the year in which the General Assembly should have and failed to reapportion the senatorial districts. Such order shall be effective until reapportionment action as above provided after the next succeeding decennial United States census.

"Upon petition by any member of the General Assembly, the Court shall render its decision on whether or not redistricting action by the General Assembly has fully complied with the redistricting provisions set forth above. Upon a finding by the Court that there has not been full compliance, the Court shall proceed with such redistricting."

The amendment was lost.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the following words in line 55: "the next decennial census," and inserting in lieu thereof the words "the senatorial districts are again redistricted as above provided,".

The amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator Shaff offered the following amendment:

Amend Senate Joint Resolution 16, by striking from section 1, lines 54 to 81, inclusive, and inserting in lieu thereof the following:

"Where a county is entitled to more than one (1) senator, such county shall be divided into the number of senatorial districts to which the county is entitled, and each such senatorial district shall elect one (1) senator. The boundaries of such senatorial districts shall be so established that each such senatorial district shall have a population as nearly equal as possible to that of every other senatorial district in the state and the boundary lines of said districts shall be so established as to follow township lines wherever possible. No district shall be entirely separated by any area belonging to any other senatorial district. Areas joined only at the corners thereof shall be considered as being not entirely separated. The division of each such county into districts, which said division results either from a change in the number of senatorial districts to which the county is entitled or a change in boundary lines of existing districts necessitated by a change in population not requiring any change in the number of senatorial districts to which the county is entitled, shall be made by a county districting commission within ninety (90) days of any reapportionment adopted by the legislature or commission provided for in section thirty-four (34) of this article. The county districting commission shall consist of eight (8) members to be appointed by the Executive Council of the State of Iowa, with equal representation from the two (2) major political parties, none of whom shall be members of either the senate or the house. The county districting committee shall file a report of its decision with the secretary of state, within the time above noted, which report, when signed by a majority of said commission, shall have the force and effect of law.

"Following each senatorial redistricting after the first such redistricting, and in the event the area of any senatorial district within a county is reduced in area and no new area is added and the term of the senator representing said senatorial district has not then expired, and provided further that the residence of said senator is in the said senatorial district after such reduction in area or if the boundary lines of any senatorial district in said county remain unchanged, then and in either such event the terms of such senators shall continue until the end of the terms to which they were elected. The terms of all other senators in districts within such county shall expire on the last day of December following the general election."

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period (.) in line 43 thereof and adding the following: "first held after each such redistricting."

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment, line 4, by inserting after the quotation mark the following: "Section 35."

The amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator Shaff offered the following amendment and moved its adoption:

Amend Senate Joint Resolution 16, section 1, by striking from line 15 the words "newly elected senators" and inserting in lieu thereof the words "those senators to be elected at the general election following each re-districting of senatorial districts".

The amendment was adopted.

Senator Dewel called up the amendment filed by him and found on pages 470 and 471 of the Senate Journal.

Senator Dewel offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 20 the words "one hundred thousand" and insert in lieu thereof the words "two percent of the total population of the State of Iowa".

The amendment to the amendment was adopted.

Senator Stuart called up the amendment to Senate Joint Resolution 16 filed by Senators Stuart, Rigler, Nolan, Hoffman, Putney and Price and found on pages 496, 497 and 498 of the Senate Journal.

Senator Stuart offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. Strike section 35 in its entirety and insert in lieu thereof the following: "Sec. 35. Each legislative district shall be entitled to one senator. Representation in the house of representatives from each of the legislative districts shall be determined as follows:

Divide the whole number of the population of the State of Iowa as shown by the last United States decennial census by one hundred ten (110) and the resultant quotient shall be the population unit; each legislative district shall be entitled to have one representative elected therefrom for each population unit or a major fraction thereof, except each legislative district shall be entitled to at least one representative."

2. Amend section 36 by striking subsections 1 and 2 and inserting in lieu thereof the following:

"1. Each legislative district which is entitled to two (2) or more representatives shall be divided into subdistricts corresponding in number to the number of representatives to which the legislative district is entitled."

"2. Representatives shall be residents of the subdistricts from which they are elected and shall be elected by the voters residing in the respective subdistricts from which the representatives are elected."

3. Further amend section 36 by striking lines 89 through 94 and inserting in lieu thereof the following:

"In the event the general assembly fails to provide such a law, or in the event of repeal of such a law once adopted, or in the event the legislative districts have not been subdivided in accordance with such law by the first day of May following the convening of any session at which provision for

such subdividing was to be provided, said subdividing of such legislative districts shall be accomplished by a commission as follows:

Within thirty (30) days after such first day of May, the executive council of the State of Iowa shall appoint a commission of ten (10) members, one (1) from each United States congressional district in the State of Iowa and the remaining members at large, and in the event there are more than ten (10) United States congressional districts in the State of Iowa then said commission shall be composed of the same number of members as there are congressional districts, one (1) member to be appointed from each congressional district, except when the total congressional districts result in an odd number, then one (1) additional member shall be appointed at large, and said commission so appointed shall have equal representatives from the two (2) political parties casting the highest number of votes for the governor in the last preceding general election. Said commission shall subdivide the legislative districts into subdistricts in the manner herein prescribed and shall file with the secretary of state a full statement of the legislative districts and their subdistricts by the first day of September in the year the general assembly should have and failed to subdivide the legislative districts. Their said statement when signed by a majority of said commission shall have the force and effect of law. Dividing of the legislative districts by such commission shall be binding upon the people until the next United States decennial census, notwithstanding to the contrary the provisions of Section 1, Article III, of the distribution of the powers of the constitution of the State of Iowa."

The amendment to the amendment was adopted.

Senator Stuart offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word "federal" in line 81, and inserting the word "United States".

The amendment to the amendment was adopted.

Senator Miller asked and received unanimous consent to withdraw the amendment to the amendment filed by him and found on page 695 of the Senate Journal.

Senator O'Connor offered the following amendment, filed by Senators O'Connor, Mincks and Eppers, to the Stuart, et al., amendment and moved its adoption:

Amend the amendment by striking lines 16 to 65, inclusive, and inserting in lieu thereof the following:

- 1st District—Lee and Van Buren Counties
- 2nd District—Davis and Appanoose Counties
- 3rd District—Wayne and Lucas Counties
- 4th District—Clarke and Decatur Counties
- 5th District—Ringold and Union Counties
- 6th District—Taylor and Adams Counties
- 7th District—Fremont and Page Counties
- 8th District—Des Moines and Henry Counties
- 9th District—Jefferson and Washington Counties
- 10th District—Wapello and Monroe Counties
- 11th District—Mills and Montgomery Counties
- 12th District—Muscatine and Louisa Counties

- 13th District—Mahaska and Keokuk Counties
 14th District—Marion and Warren Counties
 15th District—Madison and Adair Counties
 16th District—Cass and Shelby Counties
 17th District—Pottawattamie County
 18th District—Scott County
 19th District—Cedar and Jones Counties
 20th District—Johnson and Iowa Counties
 21st District—Jasper and Poweshiek Counties
 22nd District—Polk County
 23rd District—Dallas and Greene Counties
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 29th District—Marshall and Grundy Counties
 30th District—Boone and Story Counties
 31st District—Carroll and Sac Counties
 32nd District—Ida and Crawford Counties
 33rd District—Dubuque County
 34th District—Buchanan and Delaware Counties
 35th District—Black Hawk County
 36th District—Hardin and Franklin Counties
 37th District—Hamilton and Wright Counties
 38th District—Calhoun and Webster Counties
 39th District—Woodbury County
 40th District—Allamakee and Clayton Counties
 41st District—Fayette and Winneshiek Counties
 42nd District—Butler and Bremer Counties
 43rd District—Humboldt and Kossuth Counties
 44th District—Buena Vista and Pocahontas Counties
 45th District—Plymouth and Cherokee Counties
 46th District—Floyd and Chickasaw Counties
 47th District—Hancock and Cerro Gordo Counties
 48th District—Emmet and Palo Alto Counties
 49th District—Clay and Dickinson Counties
 50th District—Sioux and O'Brien Counties
 51st District—Howard and Mitchell Counties
 52nd District—Winnebago and Worth Counties
 53rd District—Lyon and Osceola Counties

Roll call was demanded.

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

Rule 8 was invoked.

Ayes, 22:

Coleman	Frommelt	Hoschek	O'Connor
Dewel	Gilmour	McCurdy	O'Malley
Dykhouse	Grimstead	Miller	Potter
Edelen	Hansen	Mincks	Putney
Elijah	Hill	Nolan	Wolf
Eppers	Hoffman		

Nays, 27:

Boothby	Gillespie	Price	Shoeman
Buck	Harbor	Prince	Stuart
Butler	Henry	Rigler	Turner
Byers	Hoxie	Ringgenberg	Vance
Evans	Lynes	Schroeder	Walker
Fisher	Moore	Scott	Weber
Getting	Prentis	Shaff	

Absent or not voting, 1:

Long

The amendment was lost.

Senator Prentis asked and received unanimous consent to withdraw his amendment to Senate Joint Resolution 16, filed by him and found on page 615 of the Senate Journal; also, the amendment to the amendment filed by him and found on page 657 of the Senate Journal.

The Chair announced that all amendments to the proposed plans had been acted upon.

Senator Elijah moved to reconsider the vote by which the Miller, Long and Shaff amendment to the Shaff amendment failed of adoption.

Senator Dewel raised a point of order on the motion for the reason that the amendment by Senators Miller, Long and Shaff was an amendment to an amendment which had been adopted.

The Chair ruled the point well taken.

Senator Elijah offered the following motion and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move that the vote by which the amendment as amended to Senate Joint Resolution 16, filed by Shaff on March 24, 1959, and found in the Senate Journal commencing on page 696, was adopted be reconsidered.

Roll call was demanded.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 30:

Boothby	Frommelt	Long	O'Connor
Buck	Getting	Lynes	Potter
Dewel	Gilmour	McCurdy	O'Malley
Dykhouse	Grimstead	Miller	Prince
Edelen	Hansen	Mincks	Ringgenberg
Elijah	Henry	Moore	Shoeman
Eppers	Hoffman	Nolan	Vance
Fisher	Hoschek		

Nays, 18:

Butler	Hill	Rigler	Turner
Byers	Hoxie	Schroeder	Walker
Evans	Prentis	Scott	Weber
Gillespie	Price	Stuart	Wolf
Harbor	Putney		

Absent or not voting, 2:

Coleman	Shaff
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The motion to reconsider prevailed.

Senator Elijah offered the following motion and moved its adoption :

MOTION TO RECONSIDER

MR. PRESIDENT: I move that the vote by which the amendment by Miller, Long and Shaff to the amendment to Senate Joint Resolution 16, filed by Shaff on March 24, 1959, and found in the Senate Journal commencing on page 696, failed to be adopted be reconsidered.

Roll call was demanded.

On the question "Shall the Senate reconsider?" the vote was:

Ayes, 32:

Boothby	Fisher	Hoschek	O'Malley
Buck	Frommelt	Long	Potter
Butler	Getting	Lynes	Prince
Dewel	Gilmour	McCurdy	Ringgenberg
Dykhouse	Grimstead	Miller	Shaff
Edelen	Hansen	Mincks	Shoeman
Elijah	Henry	Moore	Vance
Eppers	Hoffman	O'Connor	Weber

Nays, 15:

Byers	Hill	Price	Stuart
Coleman	Hoxie	Rigler	Turner
Evans	Nolan	Schroeder	Wolf
Harbor	Prentis	Scott	

Absent or not voting, 8:

Gillespie	Putney	Walker
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The motion to reconsider prevailed.

Senator Miller moved the adoption of his amendment, which motion prevailed, and the amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator Byers offered the following motion and moved its adoption :

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the O'Connor, et al., amendment to the Stuart amendment filed March 10, 1959, to Senate Joint Resolution 16, failed to be adopted.

The motion prevailed.

Senator O'Connor moved the adoption of his amendment to the Stuart amendment, which motion prevailed, and the amendment to the amendment was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 28, a bill for an act relating to the definition of optometry.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 34, a bill for an act relating to the support of the poor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 171, a bill for an act relating to the age of children starting to school.

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 sale of real estate by the state board of regents and the use of the proceeds of such sales.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 500, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 393, a bill for an act relating to state employees vacations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 446, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 686, a bill for an act to appropriate from the general fund of the state for capital improvements for buildings and grounds under the superintendent of public buildings and grounds.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 28

Amend Senate File 28 as follows:

1. By adding thereto the following new section:

Section one hundred fifty-four point nine (154.9), Code 1958, is hereby amended by striking from line two (2) the word, "an" and inserting in lieu thereof the following:

"and adapt contact lenses or any other".

2. By striking from the title the words, "to amend Sec. 154.1, Code 1958," and by adding thereto after the word, "optometry" the words, "and the dispensing and adapting of lenses".

HOUSE AMENDMENT TO SENATE FILE 171

Amend Senate File 171 by striking from line 1 of section 2 the following: "prior to July 1, 1960", and insert "on July 1, 1959"; also by striking from lines 3 and 4 of section 2 the figures "1960" in both lines and inserting the figures "1959".

HOUSE AMENDMENT TO SENATE FILE 235

Amend Senate File 235 by striking all after line 3 of section 1 and inserting in lieu thereof the following: "If real estate subject to sale hereunder has been purchased or acquired from appropriated funds, the proceeds of such sale shall be deposited with the treasurer of state and credited to the general fund of the state. There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of regents which, with the prior approval of the budget and financial control committee, may be used to purchase other real estate."

HOUSE AMENDMENT TO SENATE FILE 500

Amend Senate File 500 as follows:

Amend section 1, lines 1 and 2, by striking the following words: "unallocated and not under contract".

HOUSE MESSAGES CONSIDERED

House File 393, a bill for an act relating to state employees vacations.

Read first and second times and passed on file.

House File 446, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.

Read first and second times and passed on file.

House File 686, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for buildings and grounds under the superintendent of public buildings and grounds.

Read first and second times and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 148 and 229.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 148 and 229.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 March, 1959, sent to the Governor for his approval: Senate Files 148 and 229.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

The following communication was received announcing that on March 23, 1959, the Governor had approved the following bills:

Senate File 52, relating to drainage that runs to a public highway.
Senate File 253, relating to final reports of executors or administrators.
Senate File 261, relating to unfair trade practices.
Senate File 321, relating to motor vehicle testing stations.

RESIGNATION OF EMPLOYEE

Senator Putney announced the resignation of Leslie L. Blacketer of Polk County as a Doorkeeper in the Senate, effective March 24, 1959.

APPOINTMENT OF EMPLOYEE

Senator Putney announced the appointment of John W. Alber of Polk County as a Doorkeeper in the Senate, effective March 25, 1959.

BILLS ASSIGNED TO COMMITTEE

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

S. F. 494 Appropriations (under Senate Rule 21)
S. F. 503 Appropriations (under Senate Rule 21)
S. F. 504 Appropriations (under Senate Rule 21)

H. F. 393 Compensation of public officers and employees
 H. F. 686 Appropriations

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

H.F. 171	S.F. 91	S.F. 315	H.F. 182
H.F. 54	S.F. 406	S.F. 318	S.F. 364
S.F. 497	S.F. 499	H.F. 656	H.F. 347
H.F. 520	S.F. 377	S.F. 396	S.F. 340

DAVID O. SHAFF, *Chairman*,
Steering Committee.

REPORTS OF COMMITTEES

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 8**, a bill for an act placing the production of domesticated fur-bearing animals under the authority of the department of agriculture, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 494**, a bil for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 662**, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-eighth General Assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 666**, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely: Arch W. McFarlane and A. L. Mensing, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend House File 217 as follows:
 2 1. By striking the word "all" in line one (1) of
 3 section one (1) and inserting in lieu thereof the words
 4 "That all".
 5 2. By striking all of section two (2).

ROBERT R. RIGLER.

- 1 Amend Senate File 265 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 "Section 1. Section three hundred twelve point three
 4 (312.3), Code 1958, is hereby amended as follows:
 5 1. By inserting the following and designating same as
 6 subsection one (1):
 7 '1. During the period January 1, 1960 through
 8 June 30, 1961, apportion among the cities and incorporated
 9 towns of the state, in the ratio which the population of
 10 each city or town, as shown by the latest available
 11 census, bears to the total population of all cities and
 12 towns in the state, two (2) per cent of the total road
 13 use tax fund before any other apportionment is made, to
 14 be credited to the street fund of the cities and towns
 15 and shall remit to the city clerk of each city and town
 16 the amount so apportioned to such city and town.'
 17 2. By renumbering the remaining subsections."

JACK SCHROEDER.
 FRANK M. HOXIE.

- 1 Amend the Frommelt amendment to Senate File 293, filed
 2 February 25, by striking all of lines 5 and 6
 3 and insert in lieu thereof the following:
 4 1. Upon dissolution, discontinuance, disbandment or
 5 other termination of any organization, body or group from
 6 which membership is drawn, or of any of such bodies composing
 7 the membership of a credit union, as defined in the by-laws.

ANDREW G. FROMMELT.

- 1 Amend the committee amendment to Senate File 320, filed
 2 February 26, 1959, by striking in lines 3 and 4 the words
 3 "share stock account" and substituting therefor the words
 4 "share account".

D. C. NOLAN.

- 1 Amend Senate File 343 as follows:
 2 1. Amend section 1, line 8, by adding a comma after
 3 the word "thereafter".

CARROLL F. MCCURDY.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 26, 1959

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Wayne L. Carlson, pastor of the First Methodist Church, Ida Grove, Iowa.

PETITIONS

By Senator Gilmour, from the Iowa county superintendents association favoring an increase in salary for employees of the state department of public instruction.

By Senator Lynes, from members of the Royal Neighbors of America, Bremer and Butler Counties, in opposition to a tax on fraternal societies.

By Senator Ringgenberg, from twenty-seven residents of Story County in opposition to liquor by the drink.

By Senator Ringgenberg, from seventeen residents of Story County favoring proposed legislation licensing radio and television repairmen.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Harry E. Weichman of Newhall, Benton County, a former member of the House of Representatives and of the Senate, who was present in the Senate chamber.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-five students from the Maxwell Community School who were present in the balcony accompanied by their instructor, Lloyd Pieper.

Senator Prince asked and received unanimous consent to present to the Senate thirty-three students from the Linden Consolidated School who were present in the balcony accompanied by their instructors, Wiley Smyth and Harold Isby.

Senator O'Malley asked and received unanimous consent to present to the Senate sixty-two students from the Saydel Community School who were present in the balcony accompanied by their instructor, Henry Geery.

Senator Shaff asked and received unanimous consent to present to

the Senate twenty-four students from the Elvira Consolidated School, Clinton County, who were present in the balcony accompanied by their instructor, Mrs. V. Leline, and their superintendent, M. V. Kauzlarich.

Senator Prince asked and received unanimous consent to present to the Senate twenty-five students from the Jamaica Consolidated School who were present in the balcony accompanied by their instructors, Mr. Kemp and Mr. Peacock.

THIRD READING OF BILLS

The Senate resumed consideration of Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators.

Senator Shaff offered the following motion and moved its adoption :

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Shaff amendment filed March 24, 1959, and commencing on page 695 of the Senate Journal, to Senate Joint Resolution 16 was adopted.

The motion prevailed.

Senator Shaff offered the following amendment and moved its adoption :

Amend the Shaff amendment to Senate Joint Resolution 16, filed March 24, 1959, and commencing on page 695 of the Senate Journal, line 23, by striking the word "commission" and inserting in lieu thereof the following: "the Supreme Court of the State of Iowa as".

The amendment to the amendment was adopted.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator O'Connor offered the following amendment and moved its adoption :

Amend the Stuart, et al., amendment to Senate Joint Resolution 16 filed March 10, 1959, line 13, by striking "fifty (50)" and inserting in lieu thereof the following: "fifty-three (53)".

The motion prevailed and the amendment to the amendment was adopted.

Senator Schroeder moved that the Senate resolve itself into a committee of the whole for the purpose of further consideration of the various plans for reapportionment, which motion prevailed.

COMMITTEE OF THE WHOLE

The Senate arose from the committee of the whole and resumed regular session.

REPORT OF THE COMMITTEE OF THE WHOLE

The following report was submitted following the consideration of Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, and amendments filed thereto:

MR. PRESIDENT: The committee of the whole begs leave to report it has had the same under consideration and recommends the resolution be amended in accordance with the Stuart, et al., amendment filed March 10, 1959, as amended, and when so amended the resolution be adopted.

THE COMMITTEE OF THE WHOLE,
EDWARD J. MCMANUS, *Chairman.*

On motion of Senator Dewel, the report of the committee was adopted.

Senator Stuart moved that the amendment as amended, and recommended for passage by the committee of the whole, be adopted.

Roll call was demanded.

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

Rule 8 was invoked.

Ayes, 25:

Butler	Gilmour	Mincks	Putney
Byers	Hansen	Moore	Rigler
Coleman	Hill	Nolan	Schroeder
Dewel	Hoffman	O'Connor	Scott
Dykhouse	Hoschek	O'Malley	Stuart
Eppers	McCurdy	Potter	Wolf
Frommelt			

Nays, 24:

Boothby	Gillespie	Lynes	Shaff
Buck	Grimstead	Miller	Shoeman
Edelen	Harbor	Prentis	Turner
Elijah	Henry	Price	Vance
Fisher	Hoxie	Prince	Walker
Getting	Long	Ringgenberg	Weber

Absent or not voting, 1:

Evans

The motion prevailed and the amendment as amended was adopted.

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

SENATE JOINT RESOLUTION

A Joint Resolution proposing a constitutional amendment relating to representation in the senate and house of representatives and to the classification of senators.

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

Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

Section six (6) of article three (III), legislative department, constitution of the State of Iowa, and sections thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III), legislative department, constitution of the State of Iowa as adopted by amendment in 1904, and the amendment to section thirty-four (34) of article three (III) as adopted in 1928 are hereby repealed and the following is adopted as a substitute therefor:

"Section 34. The state shall be divided into fifty-three (53) legislative districts along county boundaries as they existed on January 1, 1959 as follows:

- 1st District—Lee and Van Buren Counties
- 2nd District—Davis and Appanoose Counties
- 3rd District—Wayne and Lucas Counties
- 4th District—Clarke and Decatur Counties
- 5th District—Ringgold and Union Counties
- 6th District—Taylor and Adams Counties
- 7th District—Fremont and Page Counties
- 8th District—Des Moines and Henry Counties
- 9th District—Jefferson and Washington Counties
- 10th District—Wapello and Monroe Counties
- 11th District—Mills and Montgomery Counties
- 12th District—Muscatine and Louisa Counties
- 13th District—Mahaska and Keokuk Counties
- 14th District—Marion and Warren Counties
- 15th District—Madison and Adair Counties
- 16th District—Cass and Shelby Counties
- 17th District—Pottawattamie County
- 18th District—Scott County
- 19th District—Cedar and Jones Counties
- 20th District—Johnson and Iowa Counties
- 21st District—Jasper and Poweshiek Counties
- 22nd District—Polk County
- 23rd District—Dallas and Greene Counties
- 24th District—Audubon and Guthrie Counties
- 25th District—Harrison and Monona Counties
- 26th District—Clinton and Jackson Counties
- 27th District—Linn County
- 28th District—Tama and Benton Counties
- 29th District—Marshall and Grundy Counties
- 30th District—Boone and Story Counties
- 31st District—Carroll and Sac Counties
- 32nd District—Ida and Crawford Counties
- 33rd District—Dubuque County
- 34th District—Buchanan and Delaware Counties
- 35th District—Black Hawk County

- 36th District—Hardin and Franklin Counties
- 37th District—Hamilton and Wright Counties
- 38th District—Calhoun and Webster Counties
- 39th District—Woodbury County
- 40th District—Allamakee and Clayton Counties
- 41st District—Fayette and Winneshiek Counties
- 42nd District—Butler and Bremer Counties
- 43rd District—Humboldt and Kossuth Counties
- 44th District—Buena Vista and Pocahontas Counties
- 45th District—Plymouth and Cherokee Counties
- 46th District—Floyd and Chickasaw Counties
- 47th District—Hancock and Cerro Gordo Counties
- 48th District—Emmet and Palo Alto Counties
- 49th District—Clay and Dickinson Counties
- 50th District—Sioux and O'Brien Counties
- 51st District—Howard and Mitchell Counties
- 52nd District—Winnebago and Worth Counties
- 53rd District—Lyon and Osceola Counties

“Section 35. Each legislative district shall be entitled to one senator. Representation in the house of representatives from each of the legislative districts shall be determined as follows:

Divide the whole number of the population of the State of Iowa as shown by the last United States decennial census by one hundred ten (110) and the resultant quotient shall be the population unit; each legislative district shall be entitled to have one representative elected therefrom for each population unit or a major fraction thereof, except each legislative district shall be entitled to at least one representative.

“Section 36. 1. Each legislative district which is entitled to two (2) or more representatives shall be divided into subdistricts corresponding in number to the number of representatives to which the legislative district is entitled.

2. Representatives shall be residents of the subdistricts from which they are elected and shall be elected by the voters residing in the respective subdistricts from which the representatives are elected.

3. The general assembly shall provide by law a means whereby, upon receipt by the secretary of state of the official, certified population figures of the state and of each county after each United States decennial census, each legislative district, entitled to more than one (1) representative, will be divided without further legislative action into representative subdistricts of contiguous territory, of like interest and as compact and nearly equal in population as possible, in each of which one (1) representative shall be elected in the succeeding general election; except in such legislative districts each county shall be entitled to at least one (1) representative.

In the event the general assembly fails to provide such a law, or in the event of repeal of such a law once adopted, or in the event the legislative districts have not been subdivided in accordance with such law by the first day of May following the convening of any session at which provision for such subdividing was to be provided, said subdividing of such legislative districts shall be accomplished by a commission as follows:

Within thirty (30) days after such first day of May, the executive council of the State of Iowa shall appoint a commission of ten (10) members, one

(1) from each United States congressional district in the State of Iowa and the remaining members at large, and in the event there are more than ten (10) United States congressional districts in the State of Iowa then said commission shall be composed of the same number of members as there are congressional districts, one (1) member to be appointed from each congressional district, except when the total congressional districts result in an odd number, then one (1) additional member shall be appointed at large, and said commission so appointed shall have equal representatives from the two (2) political parties casting the highest number of votes for the governor in the last preceding general election. Said commission shall subdivide the legislative districts into subdistricts in the manner herein prescribed and shall file with the secretary of state a full statement of the legislative districts and their subdistricts by the first day of September in the year the general assembly should have and failed to subdivide the legislative districts. Their said statement when signed by a majority of said commission shall have the force and effect of law. Dividing of the legislative districts by such commission shall be binding upon the people until the next United States decennial census, notwithstanding to the contrary the provisions of section one (1), article three (III) of the distribution of the powers of the constitution of the State of Iowa."

Further amend the constitution by adding as section seventeen (17) to article twelve (XII) the following:

"In the general election for members of the general assembly in 1962 the senators representing the odd-numbered districts shall be elected for four (4) year terms and the senators representing the even-numbered districts shall be elected for two (2) year terms. Thereafter all senators shall be elected for four (4) year terms as provided in section five (5) of article three (III). The terms of all senators elected prior to the effective date of this amendment shall terminate December 31, 1962.

After approval of this amendment by the general assembly in 1961, the assembly shall provide by law for the implementation of subsection three (3) of section thirty-six (36) of article three (III) as herein provided, contingent upon the approval of said amendment by a majority of the electors."

Sec. 2. The foregoing proposed amendment is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and if approved such amendment shall be submitted to the people at a special election held in 1961, and the secretary of state shall cause the same to be published for three (3) consecutive months previous to the date of said election as provided by law.

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

Ayes, 37:

Buck	Hill	Moore	Rigler
Butler	Hoffman	Nolan	Schroeder
Byers	Hoschek	O'Connor	Scott
Coleman	Hoxie	O'Malley	Shoeman
Dewel	Long	Potter	Stuart
Dykhouse	Lynes	Prentis	Turner
Eppers	McCurdy	Price	Walker
Frommelt	Miller	Prince	Webber
Getting	Mincks	Putney	Wolf
Hansen			

Nays, 11:

Boothby	Fisher	Grimstead	Shaff
Edelen	Gillespie	Harbor	Vance
Elijah	Gilmour	Ringgenberg	

Absent or not voting, 2:

Evans	Henry
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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 Schroeder 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.

EXPLANATION OF VOTE

We the undersigned members of the Senate, voted "Aye" on the final passage of Senate Joint Resolution 16 because we did not want the subject matter contained therein killed for this session.

Reapportionment is a most important matter and because of the 25 to 24 vote on the Stuart amendment, we felt justified in voting "Aye" on the final passage of the resolution, since the required 26 votes were not apparent when the roll call on the amendment was taken.

J. KENDALL LYNES.
X. T. PRENTIS.
JOHN D. SHOEMAN.
FRANCIS A. TURNER.

MESSAGES 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 26, a bill for an act to increase the speed limit for any vehicle drawing certain trailers.

Also: That the House has concurred in Senate amendments to and passed House File 235, a bill for an act relating to the making of small loans.

WILLIAM R. KENDRICK, *Chief Clerk*.

On motion of Senator Schroeder, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with Senate Concurrent Resolution 10, the House was ready to receive the Senate in joint convention.

President McManus presented Senator Byers who took the chair at 1:55 p.m.

Senator Schroeder moved that the Senate join with the House for the meeting of the Pioneer Lawmakers, and asked Senator Byers to lead the Senators to the House chamber, which motion prevailed.

JOINT CONVENTION

(See program of Joint Convention beginning on page 1401 of Senate Journal.)

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

Senator Schroeder asked and received unanimous consent to have 500 copies of Senate Joint Resolution 16, as passed by the Senate, printed.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 34.

LEROY GETTING,
Chairman Senate Committee.

J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate File 34.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 24, 1959, the Governor had approved the following bills:

Senate File 6, relating to color and sex on the absent voter's affidavit.

Senate File 53, relating to school districts containing less than four sections in area.

Senate File 197, relating to speed limits in alleys.

The following communication was also received by the Secretary:

Honorable Melvin D. Synhorst,
Secretary of State,
Des Moines, Iowa.

Dear Sir:

I hereby transmit for appropriate action Senate File 173, an act relating to the legislative research committee and research bureau.

Senate File 173 was received in the Governor's office March 20, 1959, and has been held beyond the three-day period for approval or disapproval.

Very truly yours,

/s/ HERSCHEL C. LOVELESS,
Governor.

"This bill (Senate File 173) having remained with the Governor three days (Sundays excepted), the General Assembly being in session, has become a law this 25th day of March, 1959.

/s/ MELVIN D. SYNHORST,
Secretary of State.

AMENDMENTS FILED

- 1 Amend Senate File 212 as follows:
- 2 Strike from line 8 the period (.) after the
- 3 figure "1958", and insert in lieu thereof a comma (,) and add
- 4 the following: "provided such personal property is not offered
- 5 for sale or sold by the owner at retail directly from the
- 6 public warehouse."

D. C. NOLAN.

- 1 Amend Senate File 414 as follows:
- 2 1. Amend section 1, line 5, after the word "include"

3 insert the following: "state superintendents of public
4 instruction,".

MELVIN H. WOLF.

1 Amend House File 151 as follows:

2 1. Insert after the word "years" in line 7 of section 5
3 the following: "or who has had 25 years of consecutive service
4 as a judge of one or more of said courts".

D. C. NOLAN.

Senator Schroeder wished everyone a "Happy Easter" and moved that the Senate adjourn until 10:00 a.m., Monday, March 30, 1959, which motion prevailed.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 30, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Fred Jansson, pastor of the Mission Covenant Church, Stanton, Iowa.

PETITIONS

By Senator Dykhouse, from sixty-two residents of Sioux County favoring increased state aid for schools and an increase in appropriations for the state department of public instruction.

By Senator Elijah, from members of the Royal Neighbors of America, Cedar County, in opposition to a tax on fraternal societies.

By Senator Gilmour, from twenty-three residents of Keokuk County in opposition to liquor by the drink.

By Senator Gilmour, from members of the Royal Neighbors of America, Keokuk County, in opposition to a tax on fraternal societies.

By Senator O'Connor, from members of the Royal Neighbors of America, Clayton County, in opposition to a tax on fraternal societies.

By Senator Prince, from members of the Royal Neighbors of America, Guthrie County, in opposition to a tax on fraternal societies.

By Senator Turner, from members of the Royal Neighbors of America, Taylor County, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Byers rose on a point of personal privilege and presented to the Senate his grandsons, Craig Marshall, Scott Ganson and David Crockett Byers, students of the Arthur Public School of Cedar Rapids who were present in the Senate chamber.

HOUSE AMENDMENTS CONSIDERED

Senator Evans called up for consideration Senate File 28, a bill for an act to amend section one hundred fifty-four point one (154.1), Code 1958, relating to the definition of optometry, amended by the

House, and moved that the Senate concur in the following amendments:

Amend Senate File 28 as follows:

1. By adding thereto the following new section:

Section one hundred fifty-four point nine (154.9), Code 1958, is hereby amended by striking from line two (2) the word, "an" and inserting in lieu thereof the following:

"and adapt contact lenses or any other".

2. By striking from the title the words, "to amend Sec. 154.1, Code 1958," and by adding thereto after the word, "optometry" the words, "and the dispensing and adapting of lenses".

The Senate concurred in the House amendments.

Senator Evans moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

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

Ayes, 44:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Byers	Gillespie	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Henry	O'Malley	Shoeman
Edelen	Hill	Potter	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Weber
Fisher	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Harbor	O'Connor	Walker
Gilmour	Long		

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

Senator Rigler called up for consideration Senate File 171, a bill for an act to amend section two hundred eighty-two point three (282.3), Code 1958, relating to the age of children starting to school, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 171 by striking from line 1 of section 2 the following: "prior to July 1, 1960", and insert "on July 1, 1959"; also by striking from lines 3 and 4 of section 2 the figures "1960" in both lines and inserting the figures "1959".

The Senate concurred in the House amendment.

Senator Rigler moved that the bill as amended by the House and

concurrent in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

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

Ayes, 44:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Malley	Shoeman
Elijah	Hill	Potter	Stuart
Eppers	Hoffman	Prentis	Turner
Evans	Hoschek	Price	Vance
Fisher	Hoxie	Prince	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Butler	Getting	O'Connor	Walker
Dewel	Long		

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

Senator Prentis called up for consideration Senate File 454, a bill for an act to make appropriations to the members of the Iowa-Nebraska Boundary Study Committee, namely: Frank Hoxie, D. C. Nolan, Jim O. Henry, Fred L. Johnson, William E. Darrington and Henry Stevens, amended by the House, and moved that the Senate concur in the following amendment:

Amend section 2 by striking all after line 2 and inserting in lieu thereof the following: "treasurer is hereby directed to pay the same from the designated funds or accounts of the State of Iowa."

The Senate concurred in the House amendment.

Senator Prentis moved that the bill as amended by the House and concurrent in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

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

Ayes, 43:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Byers	Gillespie	Mincks	Scott
Coleman	Gilmour	Moore	Shaff
Dewel	Grimstead	O'Malley	Shoeman
Dykhouse	Hansen	Potter	Stuart
Edelen	Harbor	Prentis	Turner
Elijah	Hill	Price	Vance
Eppers	Hoffman	Prince	Weber
Evans	Hoschek	Putney	Wolf
Fisher	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Butler	Hoxie	Nolan	O'Connor
Henry	(present)	(present)	Walker
(present)	Long		

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

Senator Ringgenberg called up for consideration Senate File 235, a bill for an act relating to the sale of real estate by the state board of regents and the use of the proceeds of such sales, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 235 by striking all after line 3 of section 1 and inserting in lieu thereof the following: "If real estate subject to sale hereunder has been purchased or acquired from appropriated funds, the proceeds of such sale shall be deposited with the treasurer of state and credited to the general fund of the state. There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of regents which, with the prior approval of the budget and financial control committee, may be used to purchase other real estate."

The Senate concurred in the House amendment.

Senator Ringgenberg moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

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

Ayes, 45:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Butler	Long	O'Connor	Shaff
Edelen			

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

Senator Lynes called up for consideration Senate File 500, a bill

for an act relating to the reversion of appropriations for capital improvements to the general fund of the state, amended by the House as follows:

Amend Senate File 500 as follows:

Amend section 1, lines 1 and 2, by striking the following words: "unallocated and not under contract".

Senator Prentis offered the following amendment to the House amendment:

Amend the amendment by adding the following paragraph:

"Further amend section 1, line 1, by inserting after the word 'Any' the word 'unencumbered'."

Senator Prentis asked and received unanimous consent that action on Senate File 500 be temporarily deferred.

THIRD READING OF BILLS

On motion of Senator Buck, Senate File 420, a bill for an act to amend chapter ninety-six (96), Code 1958, relating to employment security and the determination and payment of unemployment compensation benefits, so as to provide for increased weekly benefits up to a maximum of forty-four dollars (\$44.00) per week taking into consideration family status and number of dependents, and up to twenty-six (26) weeks duration; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of certain disqualification provisions, was taken up and considered.

SPECIAL ORDER

Senator Schroeder asked and received unanimous consent that Senate File 420 be made a special order of business for 9:00 a.m., Friday, April 3, 1959.

Senator Schroeder also asked and received unanimous consent that Senate File 475 be made a special order of business immediately following action on Senate File 420.

On motion of Senator Nolan, Senate File 212, a bill for an act to amend chapter four hundred twenty-seven (427), Code 1958, to provide for tax exemption of goods held for sale or resale stored in a public warehouse, with report of committee recommending amendment in accordance with the amendment filed by Senator Nolan, et al., and found on page 236 of the Senate Journal, and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan, Miller, O'Malley, Schroeder and Frommelt, and moved its adoption:

Amend Senate File 212 as follows:

Strike from line 4 the following words, "held for sale or resale" and insert in lieu thereof the following: "intended for ultimate sale or resale, without additional processing, manufacturing, fabricating, compounding or servicing,".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 212 as follows:

Strike from line 8 the period (.) after the figure "1958", and insert in lieu thereof a comma (,) and add the following: "provided such personal property is not offered for sale or sold by the owner at retail directly from the public warehouse."

The amendment was adopted.

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

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

Ayes, 30:

Buck	Evans	Miller	Prentis
Byers	Fisher	Mincks	Putney
Coleman	Frommelt	Moore	Ringgenberg
Dewel	Getting	Nolan	Schroeder
Dykhouse	Gilmour	O'Connor	Shaff
Edelen	Hansen	O'Malley	Stuart
Elijah	Harbor	Potter	Weber
Eppers	Hoschek		

Nays, 16:

Boothby	Hoffman	Price	Shoeman
Gillespie	Hoxie	Prince	Turner
Henry	Lynes	Rigler	Walker
Hill	McCurdy	Scott	Wolf

Absent or not voting, 4:

Butler	Grimstead	Long	Vance
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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 Miller, Senate File 496, a bill for an act to amend section three hundred sixty-three point forty-one (363.41), Code 1958, pertaining to the league of Iowa municipalities in regard to annual dues, was taken up and considered.

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

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

Ayes, 35:

Byers	Frommelt	Miller	Schroeder
Coleman	Gilmour	Mincks	Shaff
Dewel	Henry	Moore	Shoeman
Dykhouse	Hill	Nolan	Stuart
Edelen	Hoschek	O'Malley	Turner
Elijah	Hoxie	Potter	Vance
Eppers	Long	Prentis	Weber
Evans	Lynes	Rigler	Wolf
Fisher	McCurdy	Ringgenberg	

Nays, 11:

Boothby	Gillespie	Hoffman	Scott
Buck	Grimstead	O'Connor	Walker
Getting	Hansen	Price	

Absent or not voting, 4:

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

On motion of Senator Boothby, Senate File 335, a bill for an act relating to the composition and power of the state board of health and to provide for the appointment of a commissioner of public health and to repeal and amend certain sections of the Code relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henry asked and received unanimous consent that action on Senate File 335 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Elijah, Senate File 320, a bill for an act to amend, revise and codify the statutes relating to building and loan associations and savings and loan associations, was taken up and considered.

Senator Elijah asked and received unanimous consent that action on Senate File 320 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, House File 289, a bill for an act to amend sections two hundred eighty-five point one (285.1) and two hundred eighty-five point two (285.2), Code 1958, relating to public school transportation, 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 289 as follows:

1. By striking in line (4) of section (1) the word "a" and inserting after the word "of" the words, "an incorporated".
2. By adding in line (5) of section (2) the sentence, "Provided, however,

that in any case where the claim of a given high school district was in excess of thirty dollars (\$30) per pupil for the 1957-1958 school year, the claim of that school district for the 1958-1959 school year, and for each subsequent school year prior to July 1, 1962, shall be on the basis of the same per pupil claim as for the 1957-1958 school year.

Senator Rigler asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Rigler asked and received unanimous consent that action on House File 289 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 260, a bill for an act relating to coroners, and to enact in lieu thereof a substitute creating a board on post-mortem examinations, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 266, a bill for an act relating to the sale of cigarettes and tobacco.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 368, a bill for an act relating to certain types of corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 437, a bill for an act relating to placing institutional payrolls on a semimonthly basis.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 588, a bill for an act to authorize the sale and conveyance to Iowa-Illinois Gas and Electric Company of certain land in Scott County.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 681, a bill for an act relating to tax on employees and employers under the Social Security Act.

Also: That the House has concurred in the Senate amendments to House amendments to and passed Senate File 198, a bill for an act to regulate the use of water skis, surfboards and similar devices on the waters of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 260, a bill for an act to repeal chapter three hundred thirty-nine (339), Code 1958, and to amend various other sections of the Code relating to coroners, and to enact in lieu thereof a sub-

stitute creating a board on post-mortem examinations and to prescribe the board's duties, powers and functions; to provide for the appointment of a chief medical examiner, his qualifications, powers, duties and functions and a central office and laboratory; to provide for the appointment of county medical examiners, their qualifications, powers, duties and functions.

Read first and second times and passed on file.

House File 266, a bill for an act relating to the sale of cigarettes and tobacco.

Read first and second times and passed on file.

House File 368, a bill for an act relating to certain types of corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in this state and withdrawal therefrom, authority, powers and rights thereof, and requirements therefor, and the regulation and conduct of affairs thereof.

Read first and second times and passed on file.

House File 437, a bill for an act relating to placing institutional payrolls on a semimonthly basis.

Read first and second times and passed on file.

House File 588, a bill for an act to authorize the sale and conveyance to Iowa-Illinois Gas and Electric Company of certain land in Scott County, Iowa, lying below the ordinary high-water mark of the Mississippi River.

Read first and second times and passed on file.

House File 681, a bill for an act to amend chapter ninety-seven C (97C), Code 1958, relating to tax on employees and employers under the Social Security Act.

Read first and second times and passed on file.

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent that the Senate take up out of order Senate File 458.

On motion of Senator Getting, Senate File 458, a bill for an act to entitle patrons of an Iowa co-operative association to share in alloca-

tions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby offered the following amendment and moved its adoption :

Amend section 2, line 6, by striking all after the comma and inserting in lieu thereof the following: "provided, however, that an application for membership shall be filed by the patron before any allocation of patronage dividends can be made to said patron, and provided further, that in the event the earnings do not meet the amount required for full payment of the membership certificate, the amount shall be allocated to credit on membership certificate of patron)".

Division was called for.

The amendment was adopted.

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

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

Ayes, 30:

Boothby	Gillespie	Lynes	Ringgenberg
Buck	Gilmour	McCurdy	Schroeder
Coleman	Grimstead	Miller	Stuart
Dykhouse	Hansen	Mincks	Turner
Edelen	Hill	O'Connor	Vance
Fisher	Hoffman	O'Malley	Walker
Frommelt	Hoxie	Potter	Wolf
Getting	Long		

Nays, 13:

Eppers	Nolan	Prince	Shaff
Evans	Prentis	Putney	Shoeman
Harbor	Price	Rigler	Weber
Hoschek			

Absent or not voting, 7:

Butler	Dewel	Henry	Scott
Byers	Elijah	Moore	

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

On motion of Senator Stuart, Senate File 354, a bill for an act relating to the election of members of the board of supervisors, after reduction of membership of the board, and to amend chapter three hundred thirty-one (331), Code 1958, was taken up and considered.

Senator Wolf asked and received unanimous consent that House File 395 be substituted for Senate File 354.

On motion of Senator Wolf, House File 395, a bill for an act relating to the election of members of the board of supervisors in certain counties, after reduction of membership of the board, and to

amend chapter three hundred thirty-one (331), Code 1958, was taken up and considered.

Senator Nolan asked and received unanimous consent to withdraw the amendment to House File 395 filed by him and found on page 587 of the Senate Journal.

Senator Nolan offered the following amendment and moved its adoption :

Amend House File 395, section 1, line 7, by inserting after the word "proposition" the following: "provided, however, that not more than one (1) supervisor shall be a resident of any one (1) township of such county".

The amendment was adopted.

Senator Lynes offered the following amendment:

Amend House File 395 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred thirty-one point seven (331.7), Code 1958, is hereby amended by adding thereto the following: "Following the regular election at which the proposition to reduce the number of members of the Board has carried the members of the Board, if elected at large at said regular election, shall continue to be elected at large until the county is districted in accordance with the provisions of this Chapter, or if the supervisors were elected by districts at said regular election, they shall continue to be elected by districts, and the Board of Supervisors shall redistrict the county prior to the primary election immediately following said regular election into the number of districts as there are to be supervisors elected at the next general election."

Senator Schroeder asked and received unanimous consent that action on House File 395 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Miller, House File 51, a bill for an act relating to municipal transit systems, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

1. Amend House File 51 by striking everything after the word "board." in line 6 and inserting in lieu thereof the following: "Such contract shall be entered into and awarded subject to the following terms and conditions:

"a. Such contract shall be opened to competitive bids and the contract shall be awarded to the lowest responsible bidder.

"b. No contract shall be awarded for a period longer than five (5) years.

"c. Once each year the party having the contract for the operation of said transit system shall be required to publish in a newspaper, published and having general circulation in the community, a detailed statement of expenditures and receipts and showing the amount of profit or loss on the contract."

Senator Miller offered the following amendment to the committee amendment and moved its adoption:

Amend the amendment by inserting after the figure "6" in line 2 the following: "of section 1".

The amendment to amendment was adopted.

On motion of Senator Shaff, the committee amendment as amended was adopted.

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

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

Ayes, 46:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Byers	Hansen	Nolan	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Edelen	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

Butler	Elijah	Getting	Moore
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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 Walker, Senate File 327, a bill for an act relating to the registration tolerance of vehicles transporting raw farm products, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Walker asked and received unanimous consent that House File 638 be substituted for Senate File 327.

On motion of Senator Walker, House File 638, a bill for an act relating to the registration tolerance of vehicles transporting raw farm products, was taken up and considered.

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

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

Ayes, 46:

Boothby	Coleman	Edelen	Evans
Buck	Dewel	Elijah	Fisher
Byers	Dykhouse	Eppers	Frommelt

Gillespie	Hoxie	Potter	Shaff
Gilmour	Long	Prentis	Shoeman
Grimstead	Lynes	Price	Stuart
Hansen	McCurdy	Putney	Turner
Harbor	Miller	Rigler	Vance
Henry	Mincks	Ringgenberg	Walker
Hill	Nolan	Schroeder	Weber
Hoffman	O'Connor	Scott	Wolf
Hoschek	O'Malley		

Nays, none.

Absent or not voting, 4:

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

Senator Walker asked and received unanimous consent that Senate File 327 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, Senate File 167, a bill for an act to repeal section five hundred twelve point two (512.2), Code 1958, and to enact in lieu thereof a new section relating to the benefits that may be provided by a fraternal beneficiary association; and also to repeal section five hundred twelve point nine (512.9), Code 1958, and to enact in lieu thereof a new section defining the qualification for membership in a fraternal beneficiary association, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 39:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Hill	Nolan	Stuart
Dykhouse	Hoffman	O'Connor	Turner
Edelen	Hoschek	O'Malley	Walker
Eppers	Hoxie	Potter	Weber
Fisher	Long	Price	Wolf
Frommelt	Lynes	Rigler	

Nays, 1:

Evans

Absent or not voting, 10:

Butler	Harbor	Prince	Shoeman
Elijah	Henry	Putney	Vance
Getting	Prentis		

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

On motion of Senator Hoffman, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, was taken up for further consideration.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 26, 235, 311, 312, 363 and 379.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 26, 235, 311, 312, 363 and 379.

BILL SENT TO THE GOVERNOR

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

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 30th day of March, 1959, sent to the Governor for his approval: Senate File 34.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 26, 1959, the Governor had approved the following bill:

Senate File 229, relating to the movement of implements on highways.

Also, that on March 27, 1959, the Governor had approved the following bill:

Senate File 302, relating to the number of district judges in Polk County, Iowa.

REPORT OF STEERING COMMITTEE

MR. PRESIDENT: Your steering committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the steering committee calendar:

S.F. 502	S.F. 362	S.F. 247	H.F. 53
H.F. 8	S.F. 479	S.F. 495	H.F. 232
H.F. 360			

DAVID O. SHAFF, *Chairman,*
Steering Committee.

REPORT OF COMMITTEE

Senator Dewel submitted the following report:

MR. PRESIDENT: Your committee on tax revision to which was referred **Senate File 286**, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the same be returned without recommendation:

Amend Senate File 286 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section four hundred twenty-two point four (422.4), Code 1958, is hereby amended by striking sections one (1) through thirteen (13), inclusive, and inserting in lieu thereof the following:

1. The term "Iowa adjusted gross income" means the taxable income computed for federal income tax purposes under the Internal Revenue Code of 1954 with the following adjustments:

- a. Subtract interest and dividends received from federal securities;
- b. Add interest and dividends received from foreign securities and from securities of state and other political subdivisions exempt from federal income tax under the Internal Revenue Code of 1954;
- c. Add the amount of any deduction for Iowa Income Tax used in computing said taxable income;
- d. Where said taxable income includes capital gains or losses, or gains or losses from property other than capital assets, and such gains or losses have been determined by using a basis established prior to January 1, 1934, an adjustment may be made, under rules and regulations prescribed by the state tax commission, to reflect the difference resulting from the use of a basis of cost or January 1, 1934, fair market value, less depreciation allowed or allowable, whichever is higher. Provided that the basis shall be fair market value as of January 1, 1955, less depreciation allowed or allowable, in the case of property acquired prior to that date if use of a prior basis is declared to be invalid.

2. The word "person" includes individuals and fiduciaries.

3. The word "individual" means a natural person; and where an individual is permitted to file as a corporation under the provisions of the Internal Revenue Code of 1954, such fictional status shall not be recognized for purposes of this chapter, and such individual's Iowa adjusted gross income shall be computed as required under the provisions of subsection one (1) as if that individual were filing as an individual under the provisions of the Internal Revenue Code of 1954.

4. The term "tax year" means the calendar year or the fiscal year ending during a calendar year upon the basis of which the Iowa adjusted gross income is computed.

5. The term "fiscal year" shall have the same meaning for Iowa income tax purposes as it has for federal income tax purposes under the Internal Revenue Code of 1954.

6. The word "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for a person, trust or estate.

7. The word "received" means "received or accrued", and the term "received or accrued" shall be construed according to the method of accounting used in computing taxable income for federal income tax purposes under the Internal Revenue Code of 1954.

8. The word "resident" applies only to individuals and fiduciaries and includes any individual or fiduciary domiciled or maintaining a permanent place of abode within the state.

9. The word "nonresident" applies only to individuals and fiduciaries and includes all individuals and fiduciaries who are not residents.

10. The term "withholding agent" means any individual, fiduciary, corporation, association, or partnership, in whatever capacity acting, including all officers and employees of the state or of any municipal corporation or political subdivision of the state, obligated to pay or having control of paying to any nonresident any gross receipts from sources within the state in excess of fifteen hundred dollars (\$1,500.00) in any calendar year.

Further amend section four hundred twenty-two point four (422.4) by renumbering subsection fourteen (14).

Sec. 2. Section four hundred twenty-two point five (422.5), Code 1958, is hereby amended to read as follows:

"A tax is hereby imposed on the Iowa adjusted gross income of resident individuals, which tax shall be levied, collected, and paid annually at a rate of eight (8) percent of the amount of the federal income tax thereon, computed by using the rates and dividend and retirement-income credits provided under the Internal Revenue Code of 1954.

Sec. 3. Section four hundred twenty-two point six (422.6), Code 1958, is hereby amended by striking the word "taxable" in line four (4) and inserting in lieu thereof the words "Iowa adjusted gross".

Sec. 4. Section four hundred twenty-two point eight (422.8), Code 1958, is hereby amended to read as follows:

"1. In the case of operation of a business in a state other than Iowa by an individual, estate or trust, the proportional part of the federal income tax attributable to the net income from such business shall be deducted in computing the federal income tax subject to the rate provided in section four hundred twenty-two point five (422.5), provided a state income tax has been or will be paid on such net income to said other state and provided further that said other state allows a similar allocation of federal income tax or an allocation of net income from the operation of a business outside said other state.

2. In the case of a nonresident individual, estate or trust, if any net income is received from a business, trade, profession, or occupation carried on partly within and partly without the State of Iowa, only the proportional part of the federal income tax attributable to the Iowa portion of such net income shall be subject to the rate provided in section four hundred twenty-two point five (422.5). The Iowa portion of such net income shall be that which is fairly and equitably attributable to that part of the business, trade, profession, or occupation carried on within the State of Iowa. For this purpose, income from any property, trust, estate or other source within Iowa shall be allocated to Iowa, except that annuities, interest on bank deposits and interest-bearing obligations, and dividends shall be allocated to Iowa

only to the extent to which the same are derived from a business, trade, profession, or occupation carried on within the State of Iowa.

Sec. 5. Sections four hundred twenty-two point seven (422.7), four hundred twenty-two point nine (422.9), four hundred twenty-two point twelve (422.12), four hundred twenty-two point fourteen (422.14), subsection one (1), four hundred twenty-two point eighteen (422.18), and four hundred twenty-two point nineteen (422.19), Code 1958, are hereby repealed.

Sec. 6. Section four hundred twenty-two point thirteen (422.13), Code 1958, is hereby amended to read as follows:

"Every person required to make and file an income tax return under the provisions of the Internal Revenue Code of 1954 shall make, sign and file a return."

Sec. 7. Section four hundred twenty-two point sixteen (422.16), subsection one (1), Code 1958, is hereby amended by striking from line four (4) the words "gross income" and inserting in lieu thereof the words "gross receipts from sources within the state". Further amend said subsection by striking from line seventeen (17) thereof the words "twenty percent of the gross income" and inserting in lieu thereof the words "ten percent of the gross receipts from sources within the state".

Sec. 8. This Act shall be effective for tax years commencing on or after January 1, 1959.

Sec. 9. Amend the title of Senate File 286 by striking all after the word "Act" and inserting in lieu thereof the following: "to amend chapter four hundred twenty-two (422), Code 1958, to adopt a percentage-of-federal-income-tax approach in computing the Iowa income tax of individuals, estates, and trusts, and to require the state tax commission to issue short and simple income tax return forms."

Sec. 10. Section four hundred twenty-two point twenty-one (422.21), Code 1958, is hereby amended by striking the period (.) in line six (6) and inserting in lieu thereof the following: "; provided that such form shall be simple and not in excess of one page in length, and provided further that no resident individual shall be required directly or through the exercise of an election to file a copy of his federal income tax return with his Iowa income tax return."

DUANE E. DEWEL, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 320 as follows:
- 2 1. By striking the words "savings accounts" where they
- 3 appear as shown below and inserting in lieu thereof the
- 4 words "share accounts":
- 5 a. Section 2, lines 18, 40 and 97.
- 6 b. Section 3, line 121.
- 7 c. Section 10, lines 3, 8, 10 and 11, and 14 and 15.
- 8 d. Section 11, lines 1, 2, 7, 40, 111, 153 and 177.
- 9 e. Section 12, lines 29, 32, 47 and 48, 51, 63 and 68.
- 10 f. Section 14, line 7.
- 11 g. Section 17, lines 16 and 17.
- 12 h. Section 19, lines 25 and 26.
- 13 i. Section 24, line 8.
- 14 j. Section 32, line 4.
- 15 k. Section 44, lines 9 and 10, 15 and 18.

- 16 1. Section 58, line 3.
 17 m. Section 68, lines 20 and 21.
 18 2. By striking the words "savings account" where they appear
 19 as shown below and inserting in lieu thereof the words "share
 20 account":
 21 a. Section 2, lines 42, 93 and 100.
 22 b. Section 9, appearing twice in line 8.
 23 c. Section 10, lines 6 and 7, 15 and 17.
 24 d. Section 11, lines 8, 13, 16, 18, 20, 20 and 21,
 25 27, 41, 44, 52, 61, 99, 101, 104, 163, 165, 168
 26 and 169, and 185.
 27 e. Section 12, lines 3, 15, 39 and 40 and 44.
 28 f. Section 68, lines 11 and 12 and 14 and 15.

BANKS, BUILDING AND LOAN COMMITTEE,
 EARL ELIJAH, *Chairman*.

- 1 Amend Senate File 320, section 12, by inserting after the period
 2 (.) in line 15 the following:
 3 "Notice of the regular annual meeting of members of an association
 4 shall be given by publishing said notice in a newspaper of general
 5 circulation in the county in which the office of said association is
 6 located at least thirty (30) days before the date set for said annual
 7 meeting. Proxies may be revoked by any member upon written notice
 8 to the secretary of an association; by execution of a written proxy
 9 to another agent; or by personal attendance by the member at the
 10 members' meetings."

ROBERT R. RIGLER.

- 1 Amend Senate File 320 as follows:
 2 1. Amend Senate File 320 by striking section 71 and
 3 renumbering the remaining sections.

MELVIN H. WOLF.

- 1 Amend Senate File 335 by adding thereto the following new
 2 section:
 3 "Neither the board of health nor the commissioner of
 4 public health shall, by rule, regulation or in any other way
 5 affect, modify or vary the law pertaining to the issuance,
 6 suspension or revocation of professional licenses as provided
 7 in title eight (VIII), "the practice of certain professions
 8 affecting the public health."

W. C. STUART.

- 1 Amend Senate File 335, section 10, line 3, by striking
 2 the word "chairman" and inserting in lieu thereof
 3 the word "secretary".

JOHN D. SHOEMAN.

- 1 Amend Senate File 335 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 Section 1. Effective July 1, 1959, section one hundred thirty-
 4 six point one (136.1), Code 1958, is repealed and the following
 5 enacted in lieu thereof:
 6 "The state board of health shall consist of the following:
 7 1. Four (4) physicians holding the degree of doctor of
 8 medicine and licensed to practice medicine and surgery in this
 9 state.

- 10 2. One (1) osteopathic physician licensed to practice
- 11 osteopathy or osteopathy and surgery in this state.
- 12 3. One (1) dentist licensed to practice dentistry in this
- 13 state.
- 14 4. One (1) pharmacist licensed to practice pharmacy in
- 15 this state.
- 16 5. One (1) registered nurse licensed to practice nursing in
- 17 this state.
- 18 6. One (1) veterinarian licensed to practice veterinary
- 19 medicine in this state.
- 20 7. One (1) sanitary engineer.
- 21 8. One (1) hospital administrator.
- 22 9. One (1) chiropractor licensed to practice as a chiropractor
- 23 in this state.

24 10. Two (2) laymen.

25 11. The commissioner of public health, who shall be a nonvot-

26 ing ex officio member."

27 Sec. 2. Section one hundred thirty-six point two (136.2),

28 Code 1958, is hereby repealed and the following enacted in lieu

29 thereof:

30 "Prior to July 1, 1959, the governor shall appoint fourteen

31 (14) members of the state board of health, two (2) of whom shall

32 be laymen selected from within the state. One (1) layman shall

33 be appointed for a term of three (3) years and one (1) for a

34 term of six (6) years. Thereafter every three (3) years the

35 governor shall appoint a layman to succeed the original appointees,

36 and the successors shall serve for a term of six (6) years

37 and until their successors are appointed and qualify.

38 All other members shall be appointed from lists of nominees

39 submitted to the state board of health by each of the respective

40 state associations of the profession to which the appointee be-

41 longs, if there is such an association. The lists shall contain

42 the names of at least three (3) persons for every member to be

43 appointed from the several professions. If there is no state

44 association of the profession from which appointment is to be

45 made, the governor shall appoint from such profession without

46 nomination. Four (4) of the professional members of said board

47 shall be appointed for a term of two (2) years, four (4) for a

48 term of four (4) years and four (4) members for a term of six

49 (6) years. Biennially thereafter, the governor shall in like

50 manner appoint successors of like qualifications to fill the

51 vacancies occurring in said board by reason of the expiration of

52 the terms of service as herein provided and the persons so

53 appointed shall hold their respective offices for a term of six

54 (6) years, and until their successors are appointed and qualify.

55 Upon the appointment of the persons provided for in this

56 section, the secretary of state shall be notified thereof and

57 he shall issue to each of them a certificate of appointment.

58 The appointees shall each take office July 1 following their

59 appointment and shall subscribe to the oath of office prescribed

60 by law for state officers. It shall be the duty of the governor

61 to fill all vacancies in unexpired terms which may occur in

62 the board in the manner above prescribed.

63 The original board shall immediately organize by electing a

64 president who shall serve until the January, 1960, meeting of the

65 board and by electing a commission of public health as provided
66 in section seven (7) of this Act who shall serve until July 1,
67 1961."

68 Sec. 3. Effective July 1, 1959, section one hundred thirty-
69 six point three (136.3) subsection three (3), Code 1958, is
70 repealed and the following enacted in lieu thereof:

71 "Establish policies of the department relative to any duty
72 imposed upon it by law."

73 Sec. 4. Effective July 1, 1959, section one hundred thirty-
74 six point five (136.5), Code 1958, is repealed and the following
75 enacted in lieu thereof:

76 "The state board of health shall hold at least six (6) regu-
77 lar meetings each year, one (1) of which shall be held in the
78 month of January of each year. Special meetings of the board
79 may be called by the president or by any five (5) members of the
80 board on ten (10) days written notice given to each member.
81 A majority of the appointive members of the board shall
82 constitute a quorum.

83 Sec. 5. Effective July 1, 1959, section one hundred thirty-
84 six point seven (136.7), Code 1958, is amended by striking from
85 line one (1) the word, "July" and by inserting in lieu thereof
86 the word, "January".

87 Sec. 6. Effective July 1, 1959, section one hundred thirty-
88 six point nine (136.9), Code 1958, is amended by inserting after
89 the word, "traveling" in line three (3) the words, "and
90 necessary".

91 Sec. 7. Section one hundred thirty-five point two (135.2),
92 Code 1958, is hereby repealed and the following enacted in lieu
93 thereof.

94 "The original board appointed under this Act shall appoint a
95 commissioner of public health at its first meeting, whose term
96 shall expire July 1, 1961. Thereafter within sixty (60) days
97 after the convening of the general assembly in the year in which
98 the term of the commissioner of public health will expire, the
99 state board of health with the consent of two-thirds ($\frac{2}{3}$) of
100 the senate in executive session, shall appoint a commissioner
101 for a term of four (4) years. The appointee shall be licensed
102 to practice medicine and surgery in the state of Iowa. No
103 member of the board of health shall be eligible for appointment
104 as commissioner of public health during the terms for which the
105 member was appointed."

106 Sec. 8. Effective July 1, 1959, section one hundred thirty-
107 five point five (135.5), Code 1958, is hereby amended as follows:

108 1. By striking from line five (5) the word, "governor" and
109 inserting in lieu thereof the words, "state board of health".

110 2. By striking from line eight (8) the word, "governor"
111 and by inserting in lieu thereof the words, "state board of
112 health".

113 Sec. 9. Effective July 1, 1959, section one hundred thirty-
114 five point eleven (135.11), Code 1958, is hereby amended by
115 striking from line three (3) the colon (:) and inserting in
116 lieu thereof the words, "pursuant to the policies established
117 by the state board of health:".

118 Sec. 10. Effective July 1, 1959, chapter one hundred thirty-
119 six (136), Code 1958, is amended by adding the following new

120 section:

121 "The chairman of the examining board for each of the
122 professions for which a license is required by title VIII of the
123 Code shall serve without compensation as an adviser to the
124 state board of health with respect to the enforcement of the
125 provisions of title VIII of the Code, as they pertain to the
126 profession represented by the adviser. The board shall furnish
127 to each such adviser a copy of the minutes of its meetings."
128 Sec. 11. This Act, being deemed of immediate importance,
129 shall take effect and be in force from and after its publication
130 in the Webster City Freeman-Journal a newspaper published in Web-
ster City,
131 Iowa and in the Council Bluffs Nonpareil a newspaper published in
132 Council Bluffs, Iowa.

JIM O. HENRY.

1 Amend the Henry amendment to Senate File 335 filed March 30,
2 1959, by striking from section two (2) all of the paragraph be-
3 ginning with the words, "All other members" and ending with the
4 words, "successors are appointed and qualify" and inserting in
5 lieu thereof the following:

6 "Members on the state board of health from professions
7 authorized to practice under title VIII of the Code shall be
8 appointed from the membership of each profession's examining
9 board. Such appointment to the state board of health shall not
10 operate to terminate the membership of such appointee on the
11 examining board which term shall continue until it otherwise
12 expires, or his duties as such member and the expiration of
13 his term as a member of an examining board shall not terminate
14 his membership on the state board of health.

15 "Four of the initial professional appointees on the state board
16 of health shall be appointed for two-year terms, four for four-
17 year terms and two for six-year terms. The governor shall in like
18 manner appoint successors of like qualifications to fill vacancies
19 occurring on the board. Appointees to fill vacancies by reason
20 of expiration of term shall hold their respective offices for six
21 years and until their successors are appointed and qualify.

22 "The sanitary engineer member and the hospital administrator
23 member shall be appointed from the state at large. One of such
24 appointees shall be appointed for a three-year term and one for
25 a six-year term. Successors for such appointees shall be ap-
26 pointed for six-year terms, and until their successors are
27 appointed and qualify."

JIM O. HENRY.

1 Amend Senate File 346 as follows:

2 1. Add before the period (.) in line 55 of the Nolan,
3 et al., amendment the following: "Provided, however, that for
4 the purpose of any legislative redistricting which may herein-
5 after be enacted the names and territories of any such merged
6 and consolidated counties shall not be affected hereby."

7 2. Amend the title by adding after the word thereof the
8 following: "and to provide for the merger and consolidation
9 of counties and county offices."

D. C. NOLAN.

D. O. SHAFF.

R. R. RIGLER.

W. C. STUART.

L. PUTNEY.

- 1 Amend the Price amendment to Senate File 346 as follows:
- 2 By striking in line 3, the word and figure "twenty (20)"
- 3 and substituting in lieu thereof the word and figure "ten (10)".

GENE L. HOFFMAN.

- 1 Amend Senate File 377 as follows:
- 2 Strike the period in line 5, section 2 and add the
- 3 following, " , all without expense to the state of Iowa."

CLIFFORD M. VANCE.

- 1 Amend Senate File 420 as follows:
- 2 1. Amend section 1, subsection 5 by striking from line 121
- 3 the words "six point seven (6.7)" and substitute in lieu
- 4 thereof the words "seven point two (7.2)".
- 5 2. Amend section 2 by striking from line 6 thereof the
- 6 words "on his own behalf".
- 7 3. Amend section 3 by striking from line 59 the words "may
- 8 receive,".

JACK SCHROEDER.

- 1 Amend House File 266, section five (5), line six (6),
- 2 by striking the word "shall" and insert in lieu thereof the
- 3 word "may". Further amend House File 266 by striking all of
- 4 lines thirteen (13), fourteen (14), and fifteen (15) of
- 5 section five (5).

ANDREW G. FROMMELT.

- 1 Amend House File 656 by striking all of section five (5).

J. T. DYKHOUSE.

- 1 Amend House File 656 by adding the following new section
- 2 thereto:
- 3 "This Act shall be in force and effect for a period
- 4 beginning July 4, 1959, and terminating June 30, 1961."

J. T. DYKHOUSE.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MARCH 31, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Eugene Wekander, pastor of the Lutheran Church, Elkhorn, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Getting for the day and also April 1st on request of Senator Boothby.

PETITIONS

By Senator Elijah, from members of the Royal Neighbors of America, Cedar County, in opposition to a tax on fraternal societies.

By Senator Eppers, from members of the Royal Neighbors of America, Lee County, in opposition to a tax on fraternal societies.

By Senator Harbor, from forty-five residents of Montgomery County favoring proposed legislation making membership in the Iowa public employees retirement system optional.

By Senator Lynes, from the Iowa county superintendents association favoring an increase in salary for employees of the state department of public instruction.

By Senator Weber, from various counties of the state favoring increased state aid for schools.

PRESENTATION OF VISITORS

Senator Turner rose on a point of personal privilege and presented to the Senate the Honorable Kathlyn M. Kirketeg and the Honorable Thomas C. Larson, former members of the Senate from Taylor County who were present in the Senate chamber.

Senator Turner also presented eighteen students, members of the government class of the Bedford High School who were accompanied by their instructor, Mrs. Kirketeg, and Mr. Larson.

Senator Boothby rose on a point of personal privilege and presented to the Senate the Honorable Lew MacDonald, a former member of the Senate from Cherokee County who was present in the Senate chamber.

Senator Butler asked and received unanimous consent to present to the Senate seventy-two students from the Pocahontas High School who were present in the balcony accompanied by their instructor, William Baldwin.

Senator Prentis asked and received unanimous consent to present to the Senate eleven students from the Mount Ayr Community School, Benton Junior High, who were present in the balcony accompanied by their instructor, Mrs. Marvin Sobotka, and Burl Mobley.

Senator Hoschek asked and received unanimous consent to present to the Senate twelve students from the Burlington College, Des Moines County, who were present in the Senate chamber accompanied by their instructor, Jonan Haskell.

INTRODUCTION OF BILLS

Senate File 505, by committee on tax revision, a bill for an act relating to the assessment and taxation of certain personal property and exemptions therefrom.

Read first and second times and placed on the calendar.

Senate File 506, by committee on tax revision, a bill for an act relating to the formula by which income of corporations is to be apportioned between the State of Iowa and other states for purposes of the Iowa income tax on corporations.

Read first and second times and placed on the calendar.

Senate File 507, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and referred to committee on appropriations (under Senate Rule 21).

Senate File 508, by committee on claims, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same.

Read first and second times and referred to committee on appropriations (under Senate Rule 21).

Senate File 509, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and referred to committee on appropriations (under Senate Rule 21).

UNFINISHED BUSINESS

On motion of Senator Elijah, Senate File 320, a bill for an act to amend, revise and codify the statutes relating to building and loan associations and savings and loan associations, was taken up for further consideration.

The following committee amendment was considered:

Amend Senate File 320 as follows:

1. By striking the words "savings accounts" where they appear as shown below and inserting in lieu thereof the words "share accounts":
 - a. Section 2, lines 18, 40 and 97.
 - b. Section 3, line 121.
 - c. Section 10, lines 3, 8, 10, 11, and 14 and 15.
 - d. Section 11, lines 1, 2, 7, 40, 111, 153 and 177.
 - e. Section 12, lines 29, 32, 47 and 48, 51, 63 and 68.
 - f. Section 14, line 7.
 - g. Section 17, lines 16 and 17.
 - h. Section 19, lines 25 and 26.
 - i. Section 24, line 8.
 - j. Section 32, line 4.
 - k. Section 44, lines 9 and 10, 15 and 18.
 - l. Section 58, line 3.
 - m. Section 68, lines 20 and 21.
2. By striking the words "savings account" where they appear as shown below and inserting in lieu thereof the words "share account":
 - a. Section 2, lines 42, 93 and 100.
 - b. Section 9, appearing twice in line 8.
 - c. Section 10, lines 6 and 7, 15 and 17.
 - d. Section 11, lines 8, 13, 16, 18, 20, 21, 27, 41, 44, 52, 61, 99, 101, 104, 163, 165, 168 and 169, and 185.
 - e. Section 12, lines 3, 15, 39 and 40 and 44.
 - f. Section 68, lines 11 and 12 and 14 and 15.

On motion of Senator Elijah, the committee amendment was adopted.

Senator Elijah asked and received unanimous consent to withdraw the committee amendment filed and found on page 449 of the Senate Journal.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by him and found on page 719 of the Senate Journal.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 320, section 12, by inserting after the period (.) in line 15 the following:

"Notice of the regular annual meeting of members of an association shall be given by publishing said notice in a newspaper of general circulation in the county in which the office of said association is located at least thirty (30) days before the date set for said annual meeting. Proxies may be revoked by any member upon written notice to the secretary of an association;

by execution of a written proxy to another agent; or by personal attendance by the member at the members' meetings."

The amendment was adopted.

Senator Rigler offered the following amendment:

Amend Senate File 320 as follows:

1. Amend Senate File 320 by striking from line 9 of section 12 the following: ", unless otherwise specified in the proxy,".
2. Amend Senate File 320 by inserting in line 66 of section 12 after the word "cancelled", the following:
"and forfeited for the use of the school fund of the county in which the association has its principal place of business".
3. Amend Senate File 320 by striking section 23 thereof.

Senator Rigler asked and received unanimous consent to withdraw division 1 of the amendment.

Senator Rigler offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of division 3 and inserting in lieu thereof the following:

"3. Amend Senate File 320 by striking all of section 23 and by renumbering the remaining sections."

The amendment to the amendment was adopted.

On motion of Senator Rigler, the amendment as amended was adopted.

Senator Wolf offered the following amendment and moved its adoption:

Amend Senate File 320 as follows:

1. Amend Senate File 320 by striking section 71 and renumbering the remaining sections.

The amendment was adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Getting

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

Senator Elijah asked and received unanimous consent that Senate File 320 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Ringgenberg, House File 662, a bill for an act to provide for an appropriation to the state printing board to pay necessary printing expenses for the Fifty-eighth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 49:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Getting

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

Senator Shaff took the chair at 9:45 a.m.

On motion of Senator Prentis, House File 666, a bill for an act to make appropriations to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely: Arch W. McFarland and A. L. Mensing, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Boothby	Frommelt	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Getting Gilmour

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

On motion of Senator Prentis, Senate File 494, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 48:

Boothby	Frommelt	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Getting Gilmour

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

Senate File 100, a bill for an act to legalize and validate the proceedings of the board of directors of the Bettendorf community school district, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 118, a bill for an act relating to county hospitals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 119, a bill for an act relating to city hospitals.

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 expense of delegates to annual convention of league of Iowa municipalities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 200, a bill for an act to provide the mayor pro tempore with the power to hold the mayor's court in cases of ordinance violations if the mayor is absent or unable to act.

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 the reorganization of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 429, a bill for an act to provide subdistricts of soil conservation districts with the right of eminent domain.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 451, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 455, a bill for an act to provide that the civil service veteran's preference shall not apply to promotions.

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 relating to treatment of inmates of the Iowa state penitentiary and the men's or women's reformatory.

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 relating to purchase of motor vehicles by the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 658, a bill for an act relating to the investment of municipal funds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 672, a bill for an act relating to the state institution fund.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 486, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 487, a bill for an act to appropriate funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.

Also: MR. PRESIDENT: I am directed by the House to request the return of Senate File 500, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 486

Amend Senate File 486, section 1, line 9, by inserting a comma (,) after the word "work" and adding the following: "including salaries for five (5) commissioners at fifty-five hundred dollars (\$5500.00) each".

SENATE FILE 500 RETURNED TO THE HOUSE

Senator Prentis, in accordance with the request of the House, asked and received unanimous consent that the Secretary be instructed to return to the House for further consideration Senate File 500.

UNFINISHED BUSINESS

On motion of Senator Rigler, House File 289, a bill for an act to amend sections two hundred eighty-five point one (285.1) and two hundred eighty-five point two (285.2), Code 1958, relating to public school transportation, was taken up for further consideration.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 289 as follows:

1. Section 2, by striking all of subsection 1 and inserting in lieu thereof the following:

"1. By inserting in line four (4) after the word 'annum' a period (.) and striking all that comes thereafter in line four (4) and lines five (5) through fourteen (14) and inserting in lieu thereof the following: 'Provided, however, that in any case where the claim of a given high school district was in excess of thirty dollars (\$30.00) per pupil for the 1957-1958 school year,

the claim of that school district for the 1958-1959 school year, and for each subsequent school year prior to July 1, 1962, shall be on the basis of the same per pupil claim as for the 1957-1958 school year.'"

2. Further amend section 2, line 10, by inserting after the word and figure "twenty-three (23)" the following: ", subsection three (3)".

The amendment was adopted.

Senator Rigler asked and received unanimous consent to withdraw the following amendment:

2. By adding in line (5) of section (2) the sentence, "Provided, however, that in any case where the claim of a given high school district was in excess of thirty dollars (\$30) per pupil for the 1957-1958 school year, the claim of that school district for the 1958-1959 school year, and for each subsequent school year prior to July 1, 1962, shall be on the basis of the same per pupil claim as for the 1957-1958 school year.

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

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

Ayes, 42:

Boothby	Gillespie	Moore	Schroeder
Buck	Grimstead	Nolan	Scott
Butler	Hansen	O'Connor	Shaff
Byers	Harbor	O'Malley	Shoeman
Coleman	Henry	Potter	Stuart
Dewel	Hill	Prentis	Turner
Dykhouse	Hoschek	Price	Vance
Edelen	Hoxie	Putney	Walker
Elijah	Long	Rigler	Weber
Eppers	Lynes	Ringgenberg	Wolf
Evans	Miller		

Nays, 1:

McCurdy

Absent or not voting, 7:

Fisher	Getting	Hoffman	Prince
Frommelt	Gilmour	Mincks	
(present)			

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

On motion of Senator Wolf, House File 395, a bill for an act relating to the election of members of the board of supervisors in certain counties, after reduction of membership of the board, and to amend chapter three hundred thirty-one (331), Code 1958, was taken up for further consideration.

Senator Lynes asked and received unanimous consent to withdraw the amendment to House File 395 filed by him and found on page 740 of the Senate Journal.

Senator Wolf moved that the bill be read a third 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:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Byers	Harbor	Nolan	Shaff
Coleman	Henry	O'Connor	Shoeman
Dewel	Hill	O'Malley	Stuart
Dykhouse	Hoffman	Potter	Turner
Edelen	Hoschek	Prentis	Vance
Elijah	Hoxie	Price	Walker
Eppers	Long	Putney	Weber
Evans	Lynes	Rigler	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 4:

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

Senator Wolf asked and received unanimous consent that Senate File 354 be withdrawn from further consideration of the Senate.

On motion of Senator Hoffman, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, was taken up for further consideration.

Senator Mincks offered the following amendment:

1. Amend Senate File 346 by striking the word and figure "six (6)" in line 3 of section 3 and insert in lieu thereof the word and figure "four (4)".

2. Further amend section 3 by striking all after the word "year" in line 3 and insert in lieu thereof the following, "nor shall any election to change forms of county government be held at intervals of less than four (4) years."

3. Further amend Senate File 346 by striking the period (.) after the word "office" in line 10 of section 13 and insert the following, "subject to the approval of the county board".

4. Further amend Senate File 346 by striking all of section 20.

President McManus took the chair at 10:40 a.m.

Senator Mincks moved the adoption of divisions 1 and 2 of the amendment, which motion prevailed.

Senator Dewel moved the previous question on division 3 of the amendment, which motion prevailed.

Senator Mincks moved the adoption of division 3 of the amendment.

Division was called for.

The motion prevailed and division 3 of the amendment was adopted.

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

Senator O'Malley offered the following amendment, filed by Senators O'Malley and Henry, and moved its adoption:

Amend Senate File 346 by striking in line 3 of section 2 the word and figure "five (5)" and substituting in lieu thereof the word and figure "twenty-five (25)".

The amendment was adopted.

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

EXECUTIVE SESSION

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

Homer R. Adcock of Des Moines, Polk County, Iowa, as a member of the Liquor Control Commission for a regular term ending July 1, 1965.

Andrew L. George of Waterloo, Black Hawk County, Iowa, as a member of the State Tax Commission for the regular term ending June 30, 1965.

Walter W. Moeller of Bettendorf, Scott County, Iowa, as a member of the Employment Security Commission for the regular term ending June 30, 1965.

James F. Mulqueen of Council Bluffs, Pottawattamie County, Iowa, as a member of the Iowa Real Estate Commission for a four-year term beginning July 1, 1959.

Jo. S. Stong of Keosauqua, Van Buren County, Iowa, as a member of the State Highway Commission for the regular term ending July 1, 1963.

William E. Timmons, of Dubuque, Dubuque County, Iowa, as Commissioner of Insurance, for a four-year term beginning July 1, 1959.

Lola Wearin (Mrs. Otha D.) of Hastings, Mills County, Iowa, as a member of the State Board of Public Instruction for the regular term of six years beginning January 2, 1960.

The Senate arose from executive session and resumed regular session.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

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

House File 414, a bill for an act relating to the compensation and terms of office of members of the budget and financial control committee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 500, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENTS TO SENATE FILE 500

Amend Senate File 500 as follows:

1. Amend section 1, lines 1 and 2, by striking the following words: "un-allocated and not under contract".
2. Further amend Senate File 500, section 1, by inserting in line 1 following the word "Any" the word "unencumbered".

HOUSE MESSAGES CONSIDERED

House File 104, a bill for an act relating to the reorganization of school districts.

Read first and second times and passed on file.

House File 414, a bill for an act relating to the compensation and terms of office of members of the budget and financial control committee.

Read first and second times and passed on file.

House File 429, a bill for an act to provide subdistricts of soil conservation districts with the right of eminent domain.

Read first and second times and passed on file.

House File 451, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts.

Read first and second times and passed on file.

House File 455, a bill for an act to amend section three hundred sixty-five point ten (365.10), Code 1958, to provide that the civil service veterans' preference shall not apply to promotions.

Read first and second times and passed on file.

House File 480, a bill for an act to amend chapter two hundred fifty-five (255), Code 1958, relating to treatment of inmates of the Iowa state penitentiary and the men's or women's reformatory.

Read first and second times and passed on file.

House File 543, a bill for an act relating to purchase of motor vehicles by the state.

Read first and second times and passed on file.

House File 658, a bill for an act to amend chapter four hundred fifty-three (453), Code 1958, relating to the investment of municipal funds.

Read first and second times and passed on file.

House File 672, a bill for an act relating to the state institution fund.

Read first and second times and passed on file.

REPORT OF FIRST CONFERENCE COMMITTEE
ON SENATE FILE 345

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards and barns, begs leave to report that your conference committee is unable to agree and therefore requests the appointment of a second conference committee.

JOHN D. SHOEMAN.

GENE L. HOFFMAN.

IRVING D. LONG.

C. JOSEPH COLEMAN.

On the Part of the Senate.

KENNETH E. OWEN.

MERLE W. HAGEDORN.

FLOYD P. EDGINGTON.

JOHN GRAY.

On the Part of the House.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 28, 171, 235 and 454.

LEROY GETTING,

Chairman Senate Committee.

J. KENNETH STRINGER,

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 28, 171, 235 and 454.

BILLS SENT TO THE GOVERNOR

Senator Ringgenberg, 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, 1959, sent to the Governor for his approval: Senate Files 28, 171, 235 and 454.

CARL H. RINGGENBERG, *Chairman.*

Passed on file.

SENATE FILE 148 BECOMES LAW

The following communication was received:

March 30, 1959.

Honorable Melvin D. Synhorst,
Secretary of State,
State of Iowa,
Local.

Dear Sir:

I transmit herewith Senate File 148, an act to authorize the State Board of Regents to erect, equip, maintain and operate self-liquidating buildings and facilities.

Senate File 148 was received in the Office of the Governor, March 25, 1959, and, having been held beyond the three-day limit, without signing, is sent to you for appropriate action.

Very truly yours,
/s/ HERSCHEL C. LOVELESS,
Governor.

"This bill (Senate File 148), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 30th day of March, 1959."

/s/ MELVIN D. SYNHORST,
Secretary of State.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 31, 1959, the Governor had approved the following bills:

Senate File 28, relating to optometry and the dispensing and adapting of lenses.

Senate File 34, relating to the support of the poor.

Senate File 235, relating to the sale of real estate by the State Board of Regents and the use of the proceeds of such sales.

Senate File 454, relating to the Iowa-Nebraska boundary study committee.

BILLS ASSIGNED TO COMMITTEE

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

- H. F. 104 Schools and educational institutions
- H. F. 266 Ways and means
- H. F. 414 Governmental affairs
- H. F. 437 Board of control
- H. F. 451 Compensation of public officers and employees
- H. F. 455 Cities and towns
- H. F. 480 Board of control
- H. F. 543 Governmental affairs
- H. F. 588 Public lands and buildings
- H. F. 658 Cities and towns
- H. F. 672 Board of control
- H. F. 681 Social security

REPORTS OF COMMITTEES

Senator Scott submitted the following report:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **Senate File 201**, a bill for an act relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 94**, a bill for an act to raise the compensation of registers and election board officials to one (1) dollar per hour, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 163**, a bill for an act relating to the mileage to be paid sheriffs for services in all cases required by law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 222**, a bill for an act relating to the compensation and expense of shorthand reporters of the district court, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on compensation of public officers and employees to which was referred **House File 256**, a bill for an act relating to the compensation of the soldiers relief commission and relating to the commission emergency fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE L. SCOTT, *Chairman*.

Ordered passed on file.

Senator Byers submitted the following report:

MR. PRESIDENT: Your committee on judiciary 2 to which was referred **Senate File 330**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Cardinal Community School District, in the Counties of Wapello, Davis and Jefferson, State of Iowa, and declaring said district a duly and legally organized corporate body as pro-

vided by law, 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 331**, a bill for an act to legalize and validate the proceedings of the board of directors of the Cardinal Community School District in the Counties of Wapello, Davis and Jefferson, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for payment of said bonds, 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 400**, a bill for an act to legalize proceedings of city council of Bettendorf, authorizing and providing for issuance, sale and delivery of funding bonds and for levy of taxes for payment of said bonds, 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 421**, a bill for an act to legalize and validate proceedings authorizing for issuance of revenue bonds by City of Bettendorf to defray cost of constructing sewage works, 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 217**, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Louisa-Muscatine Community School District, in the Counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, begs leave to report it has had the same under consideration and recommends the same *be amended in accordance with the Rigler amendment filed March 25, 1959, and printed in the Journal of March 25, 1959, on page 719, 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 **House File 321**, a bill for an act to ratify the sale of certain real estate owned by the City of Monticello, County of Jones, State of Iowa, and to

authorize conveyance of legal title thereto, 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 450**, a bill for an act to legalize and validate the proceedings of the board of directors of the Emmetsburg Community School District in the County of Palo Alto, State of Iowa, authorizing and providing for the issuance of school building bonds, etc., 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 Nolan submitted the following report:

MR. PRESIDENT: Your committee on insurance to which was referred **House File 210**, a bill for an act relating to the cancellation of insurance policies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

D. C. NOLAN, *Chairman*.

Ordered passed on file.

Senator Shoeman submitted the following report:

MR. PRESIDENT: Your committee on public health to which was referred **House File 142**, a bill for an act relating to food establishments, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on public health to which was referred **House File 382**, a bill for an act relating to the adulteration of milk and to the sale of dairy products, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN D. SHOEMAN, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 503**, a bill for an act to make appropriations to certain named persons in settlement of claims against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 504**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave

to report it has had the same under consideration and **returns the bill without recommendation.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 507**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 508**, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 509**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 156**, a bill for an act to amend section three hundred twelve point two (312.2), Code 1958, relating to the allocation from road use tax funds to the highway grade crossing safety fund, begs leave to report it has had the same under consideration and recommends the same **do pass.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 157**, a bill for an act relating to the creation of a highway grade crossing safety fund, etc., begs leave to report it has had the same under consideration and recommends the same **do pass.**

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 240**, a bill for an act declaring the policy of the state to distribute unconditional general bequests to the state back to the county of the resi-

dence of the testator and making appropriation to remit one such bequest to Decatur County, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 387**, a bill for an act relating to the rehabilitation of inmates of the men's reformatory and the state penitentiary and to provide 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**:

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 Marshalltown Times-Republican, a newspaper published at Marshalltown, Iowa, and in the Leon Journal-Reporter, a newspaper published at Leon, Iowa.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 335 as follows:

2 1. Section 2, line 3, by striking "ninety (90)" and inserting in lieu thereof

3 the following: "one hundred and fifty (150)".

4 2. By striking all of section 7 and inserting in lieu thereof the following:

5 "Sec. 7. Section one hundred thirty-five point two (135.2),
6 Code 1958, is hereby repealed and the following enacted in lieu
7 thereof:

8 'The original board appointed under this Act shall appoint a
9 commissioner of public health at its first meeting, whose term shall
10 expire July 1, 1961. Thereafter within sixty (60) days after the
11 convening of the general assembly in the year in which the term
12 of the commissioner of public health will expire, the state board
13 of health with the consent of two-thirds ($\frac{2}{3}$) of the senate in
14 executive session, shall appoint a commissioner for a term of
15 four (4) years. The appointee shall be licensed to practice
16 medicine and surgery in the State of Iowa. No member of the
17 board of health shall be eligible for appointment as commissioner
18 of public health during the terms for which the member was
19 appointed.'

LAURENCE M. BOOTHBY.

JOHN D. SHOEMAN.

1 Amend Senate File 382 by striking all after the enacting
2 clause and inserting in lieu thereof the following:

3 "Section 1. Section two hundred ninety-eight point two
4 (298.2), Code 1958, is hereby amended as follows:

5 1. By striking from line six (6) the words, 'state
6 comptroller' and inserting in lieu thereof the words, 'county
7 board of supervisors of the county in which the school district's
8 administrative office is located'.

9 2. By striking the remainder of the section after the word,

10 'percent;' in line ten (10) and inserting in lieu thereof the
11 following:
12 'provided that said county board of supervisors may, upon
13 recommendation of the county board of education, authorize such
14 district to levy an amount in excess of thirty-five (35) percent.'

JIM O. HENRY.

JOHN D. SHOEMAN.

IRVING D. LONG.

WILLIAM H. HARBOR.

CARL H. RINGENBERG.

1 Amend Senate File 503 by striking all of section 2 and
2 inserting in lieu thereof the following:
3 "Sec. 2. The commissioner of public safety is hereby
4 authorized to issue his checks to the above named parties
5 in the amounts stated."

COMMITTEE ON CLAIMS,

CLIFFORD M. VANCE, *Chairman.*

1 Amend the Schroeder amendment to Senate File 265 filed February
2 18, 1959, as follows:
3 1. By inserting after the word "striking" in line 7, the
4 following: "in subsection four (4)".

JACK SCHROEDER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 1, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Carl Beckman, pastor of the Memorial Presbyterian Church, Cherokee, Iowa.

PETITIONS

By Senator Harbor, from members of the Royal Neighbors of America, Montgomery County, in opposition to a tax on fraternal societies.

By Senator Miller, from the Sioux City chapter of the national association of retired civil employees endorsing a double exemption for Iowa income tax purposes in the case of taxpayers sixty-five years of age and over.

PRESENTATION OF VISITORS

Senator Price asked and received unanimous consent to present to the Senate eighty students from the Pleasantville High School who were present in the balcony accompanied by their instructors, Robert Melick and Marvin Van Sickle.

Senator Putney asked and received unanimous consent to present to the Senate thirty-four students from the Garrison High School who were present in the balcony accompanied by their instructor, R. L. Holliday.

Senator Ringgenberg asked and received unanimous consent to present to the Senate thirty-four students from the Boone High School who were present in the balcony accompanied by their instructor, Joseph A. House.

Senator Walker asked and received unanimous consent to present to the Senate fifty students from the Stanhope Community School who were present in the balcony accompanied by their instructors, Mrs. Palmer Nelson and Mrs. Yorke Johnson, together with Superintendent John Gannon.

Senator Butler rose on a point of personal privilege and presented to the Senate the Honorable William Strand, a former member of the House of Representatives from Humboldt County who was present in the Senate chamber.

Senator Hoschek asked and received unanimous consent to present to the Senate forty-one students from the Middletown School, Des Moines County, who were present in the balcony accompanied by their instructor, Mrs. Robb.

INTRODUCTION OF BILLS

Senate File 510, by committee on appropriations, a bill for an act to make appropriations to members of the Iowa study committee on the care of the aging.

Read first and second times and placed on the calendar.

Senate File 511, by committee on agriculture, a bill for an act relating to brucellosis.

Read first and second times and referred to the sifting committee.

Senate File 512, by committee on appropriations, a bill for an act to provide for the transfer of funds from "the state sinking fund for public deposits" to the state general fund, and to eliminate payment of assessments, unless needed.

Read first and second times and placed on the calendar.

Senate File 513, by committee on governmental affairs, a bill for an act relating to authorizing improvements of county buildings.

Read first and second times and referred to the sifting committee.

ELECTION OF SIFTING COMMITTEE

Senator Schroeder moved that a sifting committee be appointed consisting of the following named Senators: Schroeder, chairman; Lynes, ranking member; Dewel, Dykhouse, Hoffman, Long, O'Connor, O'Malley, Price, Shoeman, Stuart and Wolf. Also, that the following named Senators be appointed as alternates: Coleman and Prince.

On the question "Shall the foregoing named Senators be appointed members of the sifting committee?" the vote was:

Ayes, 38:

Boothby	Gillespie	McCurdy	Schroeder
Buck	Grimstead	Moore	Scott
Butler	Hansen	O'Connor	Shaff
Coleman	Harbor	Prentis	Shoeman
Dewel	Henry	Price	Stuart
Dykhouse	Hoffman	Prince	Turner
Edelen	Hoschek	Putney	Vance
Elijah	Hoxie	Rigler	Walker
Eppers	Long	Ringgenberg	Weber
Fisher	Lynes		

Nays, 5:

Frommelt	Hill	Mincks	Potter
Gilmour			

Absent or not voting, 7:

Byers	Getting	Nolan	Wolf
Evans	Miller	O'Malley	

The motion prevailed.

Senator Schroeder moved that as of 12:00 o'clock noon, the steering committee be dissolved and that all bills on the regular calendar and all committee bills be turned in to the office of the Secretary and be under the jurisdiction of the Secretary; exempting therefrom, all bills on the steering committee calendar, all appropriation bills, bills under special order and unfinished business, and those on the noncontroversial calendar, together with the ways and means bills and claim bills.

The motion prevailed.

EXPLANATION OF VOTE

My reason for voting against the motion to dump the regular calendar to the sifting committee is as follows:

It is my opinion that the entire sifting committee process is an undemocratic, wasteful and outdated device which should be eliminated from the legislative process in Iowa.

The proponents of sifting justify this device on the grounds that it is essential to end the session early at all costs. I do not subscribe to this argument and in fact strongly disagree with it. The shortness of a legislative session is no accurate measurement of its productiveness.

Five members of the sifting committee voting against a measure by secret ballot have the voting power equal to thirty members of the Senate, owing to the fact that a motion to withdraw a bill from sifting requires thirty votes. This in my opinion is not a democratic procedure.

Sifting is wasteful in that the six or more weeks consumed each session in organizing and utilizing committee action, before anything of importance is placed on the calendar is wasted, when the calendar including much of the committee work is dumped into the hands of a committee whose primary purpose is the early closing of the session.

In my opinion there are many substitutes for this device, including but not limited to a somewhat longer session to allow time to dispose of the important issues which should be acted upon, or annual sessions, which would provide the time necessary to consider the many issues presented to each legislature.

ANDREW G. FROMMELT.

HOUSE AMENDMENTS CONSIDERED

Senator Lynes called up for consideration Senate File 500, a bill for an act relating to the reversion of appropriations for capital improvements to the general fund of the state, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 500 as follows:

1. Amend section 1, lines 1 and 2, by striking the following words: "unallocated and not under contract".

2. Further amend Senate File 500, section 1, by inserting in line 1 following the word "Any" the word "unencumbered".

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, 47:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

Evans	Getting	Nolan
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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 Putney called up for consideration Senate File 486, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 486, section 1, line 9, by inserting a comma (,) after the word "work" and adding the following: "including salaries for five (5) commissioners at fifty-five hundred dollars (\$5500.00) each".

The Senate refused to concur in the House amendment.

UNFINISHED BUSINESS

On motion of Senator Boothby, Senate File 335, a bill for an act relating to the composition and power of the state board of health and to provide for the appointment of a commissioner of public health and to repeal and amend certain sections of the Code relating thereto, was taken up for further consideration.

Senator Henry asked and received unanimous consent to take up out of order the following amendment:

Amend Senate File 335 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Effective July 1, 1959, section one hundred thirty-six point one (136.1), Code 1958, is repealed and the following enacted in lieu thereof:

"The state board of health shall consist of the following:

1. Four (4) physicians holding the degree of doctor of medicine and licensed to practice medicine and surgery in this state.

2. One (1) osteopathic physician licensed to practice osteopathy or osteopathy and surgery in this state.

3. One (1) dentist licensed to practice dentistry in this state.

4. One (1) pharmacist licensed to practice pharmacy in this state.

5. One (1) registered nurse licensed to practice nursing in this state.

6. One (1) veterinarian licensed to practice veterinary medicine in this state.

7. One (1) sanitary engineer.

8. One (1) hospital administrator.

9. One (1) chiropractor licensed to practice as a chiropractor in this state.

10. Two (2) laymen.

11. The commissioner of public health, who shall be a nonvoting *ex officio* member."

Sec. 2. Section one hundred thirty-six point two (136.2), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"Prior to July 1, 1959, the Governor shall appoint fourteen (14) members of the state board of health, two (2) of whom shall be laymen selected from within the state. One (1) layman shall be appointed for a term of three (3) years and one (1) for a term of six (6) years. Thereafter every three (3) years the Governor shall appoint a layman to succeed the original appointees, and the successors shall serve for a term of six (6) years and until their successors are appointed and qualify.

All other members shall be appointed from lists of nominees submitted to the state board of health by each of the respective state associations of the profession to which the appointee belongs, if there is such an association. The lists shall contain the names of at least three (3) persons for every member to be appointed from the several professions. If there is no state association of the profession from which appointment is to be made, the Governor shall appoint from such profession without nomination. Four (4) of the professional members of said board shall be appointed for a term of two (2) years, four (4) for a term of four (4) years and four (4) members for a term of six (6) years. Biennially thereafter, the Governor shall in like manner appoint successors of like qualifications to fill the vacancies occurring in said board by reason of the expiration of the terms of service as herein provided and the persons so appointed shall hold their respective offices for a term of six (6) years, and until their successors are appointed and qualify.

Upon the appointment of the persons provided for in this section, the secretary of state shall be notified thereof and he shall issue to each of them a certificate of appointment. The appointees shall each take office July 1 following their appointment and shall subscribe to the oath of office prescribed by law for state officers. It shall be the duty of the Governor to fill all vacancies in unexpired terms which may occur in the board in the manner above prescribed.

The original board shall immediately organize by electing a president who shall serve until the January, 1960, meeting of the board and by electing a commission of public health as provided in section seven (7) of this Act who shall serve until July 1, 1961."

Sec. 3. Effective July 1, 1959, section one hundred thirty-six point three

(136.3) subsection three (3), Code 1958, is repealed and the following enacted in lieu thereof:

"Establish policies of the department relative to any duty imposed upon it by law."

Sec. 4. Effective July 1, 1959, section one hundred thirty-six point five (136.5), Code 1958, is repealed and the following enacted in lieu thereof:

"The state board of health shall hold at least six (6) regular meetings each year, one (1) of which shall be held in the month of January of each year. Special meetings of the board may be called by the president or by any five (5) members of the board on ten (10) days written notice given to each member. A majority of the appointive members of the board shall constitute a quorum.

Sec. 5. Effective July 1, 1959, section one hundred thirty-six point seven (136.7), Code 1958, is amended by striking from line one (1) the word, "July" and by inserting in lieu thereof the word, "January".

Sec. 6. Effective July 1, 1959, section one hundred thirty-six point nine (136.9), Code 1958, is amended by inserting after the word "traveling" in line three (3) the words, "and necessary".

Sec. 7. Section one hundred thirty-five point two (135.2), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"The original board appointed under this Act shall appoint a commissioner of public health at its first meeting, whose term shall expire July 1, 1961. Thereafter within sixty (60) days after the convening of the general assembly in the year in which the term of the commissioner of public health will expire, the state board of health with the consent of two-thirds ($\frac{2}{3}$) of the senate in executive session, shall appoint a commissioner for a term of four (4) years. The appointee shall be licensed to practice medicine and surgery in the State of Iowa. No member of the board of health shall be eligible for appointment as commissioner of public health during the terms for which the member was appointed."

Sec. 8. Effective July 1, 1959, section one hundred thirty-five point five (135.5), Code 1958, is hereby amended as follows:

1. By striking from line five (5) the word, "governor" and inserting in lieu thereof the words, "state board of health".

2. By striking from line eight (8) the word "governor" and by inserting in lieu thereof the words, "state board of health".

Sec. 9. Effective July 1, 1959, section one hundred thirty-five point eleven (135.11), Code 1958, is hereby amended by striking from line three (3) the colon (:) and inserting in lieu thereof the words, "pursuant to the policies established by the state board of health:".

Sec. 10. Effective July 1, 1959, chapter one hundred thirty-six (136), Code 1958, is amended by adding the following new section:

"The chairman of the examining board for each of the professions for which a license is required by title VIII of the Code shall serve without compensation as an adviser to the state board of health with respect to the enforcement of the provisions of title VIII of the Code, as they pertain to the profession represented by the adviser. The board shall furnish to each such adviser a copy of the minutes of its meetings."

Sec. 11. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Webster City Freeman-Journal, a newspaper published in Webster City, Iowa, and in the Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa.

Senator Stuart offered the following amendment to the amendment and moved its adoption :

Amend the amendment by adding thereto the following new section :

"Neither the board of health nor the commissioner of public health shall, by rule, regulation or in any other way affect, modify or vary the law pertaining to the issuance, suspension or revocation of professional licenses as provided in title eight (VIII), 'the practice of certain professions affecting the public health'."

The amendment to the amendment was adopted.

Senator Henry offered the following amendment to the amendment and moved its adoption :

Amend the amendment by striking from section two (2) all of the paragraph beginning with the words, "All other members" and ending with the words, "successors are appointed and qualify" and inserting in lieu thereof the following :

"Members on the state board of health from professions authorized to practice under title VIII of the Code shall be appointed from the membership of each profession's examining board. Such appointment to the state board of health shall not operate to terminate the membership of such appointee on the examining board which term shall continue until it otherwise expires, or his duties as such member and the expiration of his term as a member of an examining board shall not terminate his membership on the state board of health.

"Four of the initial professional appointees on the state board of health shall be appointed for two-year terms, four for four-year terms and two for six year terms. The governor shall in like manner appoint successors of like qualifications to fill vacancies occurring on the board. Appointees to fill vacancies by reason of expiration of term shall hold their respective offices for six years and until their successors are appointed and qualify.

"The sanitary engineer member and the hospital administrator member shall be appointed from the state at large. One of such appointees shall be appointed for a three-year term and one for a six-year term. Successors for such appointees shall be appointed for six-year terms, and until their successors are appointed and qualify."

The amendment to the amendment was lost.

Senator Henry moved the adoption of the amendment as amended.

The amendment as amended was adopted.

Senator Shoeman asked unanimous consent that Senate File 335 be re-referred to the sifting committee for further study.

Objection was raised.

Senator Shoeman moved that Senate File 335 be re-referred to the sifting committee, which motion was lost.

The Chair announced the withdrawal of all pending amendments to Senate File 335.

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

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

Ayes, 37:

Buck	Harbor	Mincks	Rigler
Butler	Henry	Nolan	Ringgenberg
Coleman	Hoffman	O'Connor	Schroeder
Edelen	Hoschek	O'Malley	Scott
Elijah	Hoxie	Potter	Stuart
Eppers	Long	Prentis	Turner
Frommelt	Lynes	Price	Walker
Gillespie	McCurdy	Prince	Weber
Gilmour	Miller	Putney	Wolf
Grimstead			

Nays, 9:

Boothby	Evans	Hill	Shaff
Byers	Hansen	Moore	Shoeman
Dykhouse			

Absent or not voting, 4:

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

Senator Shoeman called up the following report and moved its adoption:

**REPORT OF FIRST CONFERENCE COMMITTEE
ON SENATE FILE 345**

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards and barns, begs leave to report that your conference committee is unable to agree and therefore requests the appointment of a second conference committee.

JOHN D. SHOEMAN.

GENE L. HOFFMAN.

IRVING D. LONG.

C. JOSEPH COLEMAN.

On the Part of the Senate.

KENNETH E. OWEN.

MERLE W. HAGEDORN.

FLOYD P. EDGINGTON.

JOHN GRAY.

On the Part of the House.

The motion prevailed and the report was adopted and the committee discharged.

**APPOINTMENT OF SECOND CONFERENCE COMMITTEE
ON SENATE FILE 345**

President McManus announced the appointment of Senators Putney, Price, Moore and Walker, on the part of the Senate, on the second conference committee on Senate File 345.

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent to take up out of order Senate File 502.

On motion of Senator Rigler, Senate File 502, a bill for an act authorizing the incurring of indebtedness and issuance of bonds by cities for the purpose of constructing and equipping a recreation building, was taken up and considered.

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

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

Ayes, 46:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Butler	Hansen	Moore	Schroeder
Byers	Harbor	Nolan	Scott
Coleman	Henry	O'Connor	Shaff
Dewel	Hill	O'Malley	Shoeman
Dykhouse	Hoffman	Potter	Stuart
Edelen	Hoschek	Prentis	Turner
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans	Fisher	Getting	Vance
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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 Rigler asked and received unanimous consent that Senate File 502 be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Hoffman, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, was taken up for further consideration.

Senator Hoffman offered the following amendment and moved its adoption:

Amend Senate File 346 as follows:

1. By striking from line 24 of section 9 the words, "county assessor,".
2. By striking from section 15 all of subsection 1 and inserting in lieu thereof the following:

"1. The preparation of tax records required by law, except records the assessor is required to prepare."

3. By inserting in section 16 the following new subsection after line twenty-one (21):

"11. The county assessor and employees of his office."

The amendment was lost.

Senator Price asked and received unanimous consent to withdraw the amendment to Senate File 346 filed by him and found on page 692 of the Senate Journal. The amendment filed thereto by Senator Hoffman, and found on page 751 of the Senate Journal, was also withdrawn.

Senator Nolan offered the following amendment, filed by Senators Nolan, Rigler, Putney, Stuart and Shaff:

Amend Senate File 346 as follows:

1. Strike the period at the end of line 3 of section 1 and insert in lieu thereof the following: "and thereunder counties and offices of counties may be merged and consolidated as provided in sections twenty-one (21) through twenty-nine (29) inclusive hereof".

2. Strike the period at the end of line 4 in section 1 and insert in lieu thereof the following: "as herein provided."

3. Add the following new sections:

Sec. 21. Boards of supervisors of two or more counties, upon the written petition, filed with the county auditor of each county, of twenty-five (25) per cent of the electors of each of said counties, who voted in the last preceding election for Governor, shall call an election within said counties for the purpose of voting upon a proposal for the consolidation of said counties into a single county unit, or for the consolidation of any of the offices thereof, either elective or appointive, into a single office in said counties.

Sec. 22. Upon the filing of the petition, as provided in section 1 hereof, the said boards of supervisors shall meet and fix a time for voting upon such proposed merger and consolidation of counties or for the merger and consolidation of offices within said counties, which election may be held at a time fixed by such joint boards of supervisors.

Sec. 23. Upon such proposal, for the merger and consolidation of counties or for the merger and consolidation of any office or offices therein, receiving a majority vote in favor thereof, by the electors in each county, the boards of supervisors shall take all steps necessary to carry into effect such merger and consolidation and shall have all the powers and duties as are now prescribed and provided by law for the management and operation of counties.

Sec. 24. In the general election following such merger and consolidation a board of supervisors thereof shall be elected for said new consolidated county and shall consist of five members, not more than three of whom shall be from any one of the previously existing counties.

Sec. 25. Upon the election and taking of office of the board of supervisors as provided in section 4 hereof the terms of office of the supervisors in the counties which have been merged and consolidated shall terminate.

Sec. 26. Upon merger and consolidation of any office or offices to be filled by election or by appointment upon the election or appointment and qualification of such officer or officers in said counties the term or terms of office of the existing officer or officers filling such office or offices in said counties shall terminate. The salaries of such officer or officers and all costs of such assessed valuation of all property therein and certified and included in the budgets of the respective counties in such manner.

Sec. 27. The board of supervisors for the merged and consolidated county shall select a proper and suitable location for the seat of government thereof and select a name for said county and shall file the name with the Secretary of State of Iowa.

Sec. 28. All the powers and duties which now or which may hereinafter apply to boards of supervisors and county officers, both elected and appointed, shall apply to the board of supervisors and officers of any such merged and consolidated counties or merged and consolidated county office or offices as provided for in this act.

Sec. 29. All properties, both personal and real, belonging to the merged counties shall become the property of the new consolidated county, and all liabilities and obligations of such merged counties shall become the liabilities and obligations of the new consolidated county.

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

The Senate resumed consideration of Senate File 346.

Senator Gillespie raised a point of order for the reason that the amendment under consideration, filed by Senators Nolan, et al., is not germane to the main bill.

The Chair ruled the point not well taken.

Senator Nolan asked and received unanimous consent to withdraw the following amendment:

1. By striking the figure "1" in line 20 and by inserting in lieu thereof the figure "21".
2. By striking the figure "4" in line 39 and inserting in lieu thereof the figure "24".

Senator Nolan offered the following amendment to the amendment and moved its adoption:

1. By striking the figure "1" in line 20 and inserting in lieu thereof the figure "20".
2. By striking the figure "4" in line 39 and inserting in lieu thereof the figure "23".

The amendment to the amendment was adopted.

Senator Nolan offered the following amendment to the amendment, filed by Senators Nolan, Rigler, Putney, Shaff and Stuart, and moved its adoption:

Amend the amendment by adding after the word "Iowa" the following: "provided, however, that for the purpose of any legislative redistricting which may hereinafter be enacted the names and territories of any such merged and consolidated counties shall not be affected hereby".

The amendment to the amendment was adopted.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

1. Line 5, by striking "twenty-one (21) through twenty-nine (29)" and inserting in lieu thereof the following: "twenty (20) through twenty-eight (28)".
2. Line 9, by striking the numeral "21" and inserting in lieu thereof "20".
3. Line 18, by striking the numeral "22" and inserting in lieu thereof "21".
4. Line 24, by striking the numeral "23" and inserting in lieu thereof "22".
5. Line 32, by striking the numeral "24" and inserting in lieu thereof "23".
6. Line 37, by striking the numeral "25" and inserting in lieu thereof "24".
7. Line 41, by striking the numeral "26" and inserting in lieu thereof "25".
8. Line 51, by striking the numeral "27" and inserting in lieu thereof "26".
9. Line 55, by striking the numeral "28" and inserting in lieu thereof "27".
10. Line 61, by striking the numeral "29" and inserting in lieu thereof "28".

The amendment to the amendment was adopted.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by Senators Nolan, et al., and found on page 750 of the Senate Journal.

Senator Nolan moved the adoption of the amendment as amended and requested a roll call.

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

Ayes, 30:

Boothby	Frommelt	Moore	Schroeder
Buck	Gilmour	Nolan	Scott
Butler	Hill	O'Connor	Shaff
Byers	Hoffman	Potter	Shoeman
Dewel	Hoschek	Price	Stuart
Dykhouse	Long	Putney	Vance
Elijah	McCurdy	Rigler	Wolf
Evans	Miller		

Nays, 15:

Coleman	Hansen	Mincks	Ringgenberg
Edelen	Harbor	O'Malley	Turner
Eppers	Hoxie	Prentis	Weber
Gillespie	Lynes	Prince	

Absent or not voting, 5:

Fisher	Henry	Grimstead	Walker
Getting			

The amendment as amended was adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan, Rigler, Putney, Shaff and Stuart, and moved its adoption :

Amend the title to Senate File 346, line 2, by inserting after the word "thereof" the following: "and to provide for the merger and consolidation of counties and county offices".

The amendment was adopted.

Senator Henry asked and received unanimous consent that action on Senate File 346 be temporarily deferred.

On motion of Senator Putney, Senate File 429, a bill for an act relating to the administration and financing of support for the poor for Indians residing on a reservation in the State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 47:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Gillespie	McCurdy	Rigler	

Nays, none.

Absent or not voting, 3:

Byers	Fisher	Getting
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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 Vance, Senate File 503, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee on appropriations without recommendation, was taken up, considered, and the report of the committee adopted.

The following claims committee amendment was considered :

Amend Senate File 503 by striking all of section 2 and inserting in lieu thereof the following:

"Sec. 2. The commissioner of public safety is hereby authorized to issue his checks to the above named parties in the amounts stated."

On motion of Senator Vance, the committee amendment was adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

Byers	Fisher	Getting	Price
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 504, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee on appropriations without recommendation, was taken up, considered, and the report of the committee adopted.

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

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

Ayes, 44:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Butler	Hansen	Mincks	Scott
Byers	Harbor	Moore	Shaff
Coleman	Henry	Nolan	Shoeman
Dewel	Hill	O'Connor	Stuart
Dykhouse	Hoffman	O'Malley	Turner
Edelen	Hoschek	Potter	Vance
Elijah	Hoxie	Prentis	Walker
Eppers	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Evans	Getting	Price	Prince
Fisher	Gilmour		

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

On motion of Senator Vance, Senate File 507, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee on appropriations without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Grimstead	Miller	Ringgenberg
Buck	Hansen	Mincks	Schroeder
Butler	Harbor	Moore	Scott
Byers	Henry	Nolan	Shaff
Coleman	Hill	O'Connor	Shoeman
Dewel	Hoffman	O'Malley	Stuart
Dykhoush	Hoschek	Potter	Turner
Edelen	Hoxie	Prentis	Vance
Elijah	Long	Price	Walker
Eppers	Lynes	Putney	Weber
Frommelt	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 5:

Evans	Getting	Gilmour	Prince
Fisher			

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

On motion of Senator Vance, Senate File 508, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, with report of committee on appropriations without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Buck	Edelen	Hansen	Hoxie
Butler	Elijah	Harbor	Long
Byers	Eppers	Henry	Lynes
Coleman	Frommelt	Hill	McCurdy
Dewel	Gillespie	Hoffman	Miller
Dykhoush	Grimstead	Hoschek	Mincks

Moore	Prentis	Schroeder	Turner
Nolan	Price	Scott	Vance
O'Connor	Putney	Shaff	Walker
O'Malley	Rigler	Shoeman	Weber
Potter	Ringgenberg	Stuart	Wolf

Nays, none.

Absent or not voting, 6:

Boothby	Fisher	Gilmour	Prince
Evans	Getting		

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

On motion of Senator Vance, Senate File 509, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee on appropriations without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Byers	Harbor	Nolan	Shaff
Coleman	Henry	O'Connor	Shoeman
Dewel	Hill	O'Malley	Stuart
Dykhouse	Hoffman	Potter	Turner
Edelen	Hoschek	Prentis	Vance
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Evans	Lynes	Putney	Wolf
Frommelt	McCurdy	Rigler	

Nays, none.

Absent or not voting, 3:

Fisher	Getting	Gilmour
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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 Vance asked and received unanimous consent that the claim bills just passed by the Senate 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 121, a bill for an act relating to county secondary road budgets.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 129, a bill for an act relating to brake requirements.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 251, a bill for an act relating to petition for election on bond issues.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 298, a bill for an act to permit resurfacing of farm-to-market roads.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 320, a bill for an act to amend, revise and codify the statutes relating to building and loan associations and savings and loan associations.

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 to permit the county board of supervisors to establish public disposal grounds and operate and maintain them from fees collected or a general tax levy, or both.

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 relating to labor organization dues.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 463, a bill for an act relating to the duties of the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 514, a bill for an act to provide for increased additions to surplus of a co-operative association to provide for payment of deferred patronage dividends of co-operative association upon the death of a member or patron or the dissolution of a member or patron association, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 539, a bill for an act relating to installment payments of income tax.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 635, a bill for an act to authorize enforcement of navigation laws by all peace officers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 663, a bill for an act relating to payments on the contract price of public construction contracts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 667, a bill for an act relating to lien of tax, collection, and action authorized.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 683, a bill for an act to provide for an increase of the individual income tax rates from seventy-five percent to eighty percent of the so-called one hundred percent rate.

Also: That the House has adopted the conference committee report on Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns. The Speaker has appointed the following members, on the part of the House, to a second conference committee: Smith of O'Brien, Nelson of Winnebago, Loss of Kossuth and Baumhover of Carroll.

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

House Concurrent Resolution 9, extending invitation to Marian Anderson to appear before the Fifty-eighth General Assembly.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 9

Whereas, honoring the sesquicentennial year of observance of the birth of the greatest of Americans, Abraham Lincoln, in response to the cordial invitation of Governor Loveless and the popular request of members of the House and Senate of the Fifty-eighth General Assembly, Marian Anderson, the great contralto, ambassador deluxe and foremost citizen will grace our legislative halls with her presence on April 10, 1959, and

Whereas, the Lincoln High School chorus of Des Moines, Iowa, will add lustre and pleasure to such program by its appearance and renditions on that occasion,

Therefore, Be It Resolved by the House of Representatives of the Fifty-eighth General Assembly, the Senate Concurring, that the House and Senate meet in a joint convention at 11:30 a.m. on April 10, 1959, in the House chamber to participate in a program to welcome and receive its honored guests.

HOUSE MESSAGES CONSIDERED

House File 106, a bill for an act to permit the county board of supervisors to establish, under certain circumstances, public disposal grounds and operate and maintain them from fees collected or a general tax levy, or both.

Read first and second times and referred to the sifting committee.

House File 116, a bill for an act relating to labor organization dues.

Read first and second times and referred to the sifting committee.

House File 463, a bill for an act relating to the duties of the state highway commission.

Read first and second times and referred to the sifting committee.

House File 514, a bill for an act to provide for increased additions to surplus of a co-operative association, to provide for payment of

deferred patronage dividends of a co-operative association upon the death of a member or patron or the dissolution of a member or patron association, and to remove the limitation on the exemption of securities of a co-operative association from the Iowa Securities Law.

Read first and second times and referred to the sifting committee.

House File 539, a bill for an act to amend section four hundred twenty-two point twenty-four (422.24), Code 1958, relating to installment payments of income tax.

Read first and second times and referred to the sifting committee.

House File 635, a bill for an act to amend chapter one hundred six (106), Code 1958, to authorize enforcement of navigation laws by all peace officers.

Read first and second times and referred to the sifting committee.

House File 663, a bill for an act relating to payments on the contract price of public construction contracts.

Read first and second times and referred to the sifting committee.

House File 667, a bill for an act to amend section four hundred twenty-two point twenty-six (422.26), Code 1958, relating to lien of tax, collection, and action authorized.

Read first and second times and referred to the sifting committee.

House File 683, a bill for an act to amend section four hundred twenty-two point five (422.5), Code 1958, to provide for an increase of the individual income tax rates from seventy-five percent to eighty percent of the so-called one hundred percent rate.

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

SENATE CONCURRENT RESOLUTION 16

By Committee on Governmental Affairs

A concurrent resolution directing the budget and financial control committee to employ a legislative fiscal director.

Whereas, the most important responsibility of the legislature is to make appropriations and to handle revenue matters; and

Whereas, about \$150,000,000 is involved in general fund revenues and appropriations alone; and

Whereas, to best carry out its responsibilities, the legislature needs to be better informed about state financial matters and needs to have more time than is available during the legislative session to analyze such information; and

Whereas, the budget and financial control committee has the authority under section two point forty-four (2.44), subsection six (6), to employ and

pay whatever personnel it needs to assist that committee in carrying out its duties;

Therefore, Be It Resolved by the General Assembly of the State of Iowa, that this General Assembly direct the budget and financial control committee to appoint a legislative fiscal director, who shall be trained in and have at least five (5) years' experience in governmental or corporation budgeting, accounting and financial control. The committee shall fix his compensation, and he shall serve at the pleasure of the committee and assist the committee in carrying out its authorized purposes.

Be It Further Resolved, that the legislative fiscal director shall serve on a full-time basis and shall have the following powers and duties:

1. To assist the budget and financial control committee to carry out any of its functions and duties.

2. To conduct studies to ascertain facts and make recommendations to the budget and financial control committee concerning the state budget; the revenues and expenditures of the state; and the organization, functions and administration of the state government, its departments, offices, agencies, boards, bureaus, commissions and institutions.

3. Upon the instruction of the budget and financial control committee, to assist or make recommendations to any legislative standing committee in its consideration of any matter relating to state governmental finance or state governmental efficiency, when such assistance or recommendations are requested by any standing committee chairman.

4. To employ and supervise clerical, legal, accounting and other personnel in such positions and at such salaries as may be authorized by the committee.

Be It Further Resolved, that the executive council shall furnish office space for the office of the legislative fiscal director.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Ringgenberg, 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 100, 118, 119, 195, 198, 200 and 487; also, House File 638.

CARL H. RINGGENBERG,
Ranking Member Senate Committee.
J. KENNETH STRINGER,
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 100, 118, 119, 195, 198, 200 and 487; also, House File 638.

BILLS SENT TO THE GOVERNOR

Senator Ringgenberg, 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, 1959, sent to the Governor for his approval: Senate Files 100, 118, 119, 195, 198, 200 and 487.

CARL H. RINGGENBERG, *Ranking Member.*

Passed on file.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H.F. 315	H.F. 92	S.F. 72	S.F. 449
S.F. 375	S.F. 356		

JACK SCHROEDER, *Chairman,*
Sifting Committee.

REPORT OF COMMITTEE

Senator Ringgenberg submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 57**, a bill for an act relating to the establishment of a marketing division with the Iowa department of agriculture, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CARL H. RINGGENBERG, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 286 as follows:
- 2 1. Strike lines 26 through 33 of section 2 and insert
- 3 in lieu thereof the following: "There shall also be allowed
- 4 in computing taxable income deductions of five hundred dollars
- 5 (\$500.00) each for the taxpayer, his spouse, each of his
- 6 dependents, age sixty-five (65) of the taxpayer, age sixty-five
- 7 (65) of his spouse, and for 'blindness' of the taxpayer and/or
- 8 his spouse as defined by the Internal Revenue Code of 1954.
- 9 Where married persons file separately, the total of such deductions
- 10 shall be divided between them according to their applicability
- 11 to each such married person."
- 12 2. Strike from line 8 of section 4 the phrase "six
- 13 hundred dollars (\$600.00)" and insert in lieu thereof "five
- 14 hundred dollars (\$500.00)".
- 15 3. Strike from lines 10 and 11 of section 4 the phrase
- 16 "twelve hundred dollars (\$1200.00)" and insert in lieu thereof
- 17 "one thousand dollars (\$1000.00)".
- 18 4. Strike from line 14 the phrase "twelve hundred dollars
- 19 (\$1200.00)" and insert in lieu thereof "one thousand dollars
- 20 (\$1000.00)".
- 21 5. Strike from line 18 the phrase "twelve hundred dollars
- 22 (\$1200.00)" and insert in lieu thereof "one thousand dollars
- 23 (\$1000.00)".
- 24 6. Strike from lines 20 and 21 the phrase "eighteen
- 25 hundred dollars (\$1800.00)" and insert in lieu thereof "fifteen

26 hundred dollars (\$1500.00)".

27 7. Strike from lines 22 and 23 the phrase "twenty-four
28 hundred dollars (\$2400.00)" and insert in lieu thereof "two
29 thousand dollars (\$2000.00)".

30 8. Strike the word "six" in line 5 of section 5 and
31 insert in lieu thereof the word "five".

JACK MILLER.

1 Amend Senate File 420 by striking the word "sole" in
2 line 30 and inserting in lieu thereof the word "principal".
3 Further amend Senate File 420 by striking the word "sole"
4 in line 44 of section 3 and inserting in lieu thereof the
5 word "principal".

JACK MILLER.

1 Amend Senate File 420 by striking from lines 68, 69, 70,
2 and 71 of section 3 the following: "if it has reason to
3 believe a claimant is entitled to benefits under title II
4 of the Social Security Act of the United States or any
5 similar payments under any other Act of Congress," and
6 inserting in lieu thereof the following: "in the case of
7 any person sixty-five (65) years of age or over".

8 Further amend Senate File 420 by striking from line 72
9 the words "that he is not entitled to such benefits" and
10 inserting in lieu thereof the following: "or a signed
11 statement that he is not eligible for such payments".

JACK MILLER.

1 Amend Senate File 449, section 3, by adding after the
2 word "or" in line 3 the words "certified public".

DUANE E. DEWEL.

1 Amend Senate File 479 as follows:

2 1. Amend section 6 by striking from lines 12
3 and 13 the words "if all of the parties to the con-
4 tract are parties to the proceeding and" and by inserting
5 following the last comma in line 14 the following:
6 "without prejudice to the rights of persons not parties to
7 the proceeding,".

8 2. Amend section 13 by striking from lines
9 18 and 19 thereof the words "the three
10 preceding sentences" and inserting in lieu thereof the words
11 "this paragraph".

12 3. Amend section 25 by striking all of said
13 section following the period in line 7.

14 4. Amend section 33 by striking from line
15 4 the word "ten" and inserting in lieu thereof the
16 word "twenty".

17 5. Amend section 43 by striking all of said
18 section following the period in line 7 thereof.

19 6. Amend section 47 by striking from line
20 5 the following: " , or at the office of its transfer
21 agent or registrar,".

22 7. Amend section 59 by striking lines 5
23 through 8, inclusive, and insert in lieu thereof the
24 following: No amendment shall affect the existing rights of
25 persons other than shareholders, or any existing cause of

26 action in favor of or against such corporation, or any pend-
27 ing suit to which such corporation shall be a party; and, in
28 the event the corporate name".

29 8. Amend section 120 by striking from
30 line 25 the word "A" and inserting in lieu
31 thereof the following: "In the case of a foreign corporation,
32 a"; and by inserting following the word "the" and before the
33 word "corporation" in line 27 the word "foreign".

34 9. Amend section 125 by striking
35 all of said section following the period in line
36 32 thereof.

37 10. Amend section 141 by striking
38 lines 20 through 39, inclusive, and
39 inserting in lieu thereof the following:

40 "2. This Act shall not apply to any domestic corporation
41 organized under the provisions of chapter four hundred ninety-
42 one (491) of the Code nor, for a period of two years from and
43 after the effective date of this Act, to any foreign corpora-
44 tion holding a permit under the provisions of chapter four
45 hundred ninety-four (494) of the Code or pursuant to the
46 provisions of chapter four hundred ninety-five (495) of the
47 Code on the date this Act becomes effective, unless such
48 domestic corporation or such foreign corporation shall volun-
49 tarily elect to adopt the provisions of this Act and shall
50 comply with the procedure prescribed by the provision of sub-
51 section three (3) of this section.

52 "3. Any domestic corporation existing as of the effective
53 date of this Act or thereafter organized under the provisions
54 of chapter four hundred ninety-one (491) of the Code may
55 voluntarily elect to adopt the provisions of this Act and
56 thereby become subject to its provisions and, during the
57 period of two years from and after the effective date of
58 this Act, any foreign corporation holding a permit under the
59 provisions of chapter four hundred ninety-four (494) of the
60 Code or pursuant to the provisions of chapter four hundred
61 ninety-five (495) of the Code on said date may voluntarily
62 elect to adopt the provisions of this Act and thereby become
63 subject to the provisions of this Act. The procedure for
64 electing to adopt the provisions of this Act shall be as
65 follows:"

66 Further amend section 141 by striking
67 lines 106 through

68 192, inclusive, and inserting in lieu thereof the following:

69 "(3) The secretary of state shall not file such instru-
70 ment with respect to a domestic corporation unless at the
71 time thereof such corporation is validly existing and in
72 good standing in that office under the provisions of chapter
73 four hundred ninety-one (491) of the Code.

74 "4. The provisions of this Act becoming applicable to
75 any domestic or foreign corporation shall not affect any
76 right accrued or established, or any liability or penalty
77 incurred, under the provisions of chapters four hundred
78 ninety-one (491), four hundred ninety-four (494) or four
79 hundred ninety-five (495) of the Code prior to the filing
80 by the secretary of state in his office of the instrument
81 manifesting the election by such corporation to adopt the

82 provisions of this Act as provided in subsection three (3)
83 of this section.

84 "5. Except for the exceptions and limitations of sub-
85 section one (1) of this section, this Act shall apply only
86 to domestic corporations organized under this Act; domestic
87 corporations existing as of the effective date of this Act
88 or thereafter organized under chapter four hundred ninety-
89 one (491) of the Code which voluntarily elect to adopt the
90 provisions of this Act and comply with the provisions of
91 subsection three (3) of this section; all foreign corpora-
92 tions transacting or seeking to transact business within
93 this state and not holding, on the effective date of this
94 Act, a valid permit so to do; foreign corporations holding,
95 on the date the Act becomes effective, a valid permit under
96 the provisions of chapter four hundred ninety-four (494) of
97 the Code or pursuant to the provisions of chapter four hundred
98 ninety-five (495) of the Code which, during the period of
99 two years from and after the effective date of this Act,
100 voluntarily elect to adopt the provisions of this Act and
101 comply with the provisions of subsection three (3) of this
102 section; and, upon the expiration of the period of two years
103 from and after the effective date of this Act, all foreign
104 corporations holding such a permit on the effective date of
105 this Act.

106 "6. Upon the expiration of a period of two years from
107 and after the date on which this Act becomes effective,
108 except for the exceptions and limitations of subsection one
109 (1) of this section, this Act shall apply to all foreign
110 corporations transacting or seeking to transact business
111 within this state. Those foreign corporations holding a
112 valid permit to do business in this state at the time this
113 Act becomes effective, which have not meanwhile adopted this
114 Act by complying with the provisions of subsection three (3)
115 of this section, shall at the expiration of two years from
116 and after the effective date of this Act be deemed to have
117 elected to adopt this Act by not voluntarily withdrawing
118 from the state, and thereupon, every such foreign
119 corporation, subject to the limitations set forth in its
120 certificate of authority, shall be entitled to all the
121 rights and privileges applicable to foreign corporations
122 procuring certificates of authority to transact business in
123 this state under this Act, and shall be subject to all the
124 limitations, restrictions, liabilities, and duties prescribed
125 herein for foreign corporations procuring certificates of authority
126 to transact business in this state under this Act.

127 "7. Within eight months after this Act becomes
128 applicable to any foreign corporation pursuant to the
129 provisions of subsection six (6) of this section, the board
130 of directors of such foreign corporation shall adopt a
131 resolution designating the address of its registered office
132 in this state and the name of its registered agent or agents
133 at such address and, if the name of such corporation does not
134 contain such a word or abbreviation as is required by this
135 Act, setting forth the name of the corporation with the word
136 or abbreviation conforming to the requirements of this Act
137 which it elects to add thereto for use in this state.

138 Upon adoption of the required resolution or resolutions,
 139 an instrument or instruments shall be executed by the foreign
 140 corporation by its president or a vice president and by its
 141 secretary or an assistant secretary and verified by one of
 142 the officers signing such instrument, which shall set forth
 143 the name of the corporation, each resolution adopted as re-
 144 quired by the provisions of this subsection, and the date of
 145 the adoption thereof. Such instrument shall be delivered to
 146 the secretary of state for filing in this office. Upon the
 147 filing of such instrument by a foreign corporation the
 148 secretary of state shall issue a certificate as to the
 149 filing of such instrument and deliver such certificate to
 150 the corporation or its representative. The secretary of
 151 state shall not file any annual report of any foreign
 152 corporation subject to the provisions of this subsection
 153 unless and until said corporation has fully complied with
 154 the provisions of this paragraph and, in such event, such
 155 foreign corporation shall be subject to the penalties
 156 prescribed in this Act for failure to file such report within
 157 the time as provided therefor in this Act.”.

158 Further amend section 141 by re-
 159 numbering the remaining subsections.

160 Further amend section 141 by striking
 161 line 202 through 204

162 and inserting in lieu thereof the following:

163 “10. Except as otherwise provided in this section,
 164 existing corporations shall continue to be governed by the
 165 laws of this state heretofore applicable thereto and each
 166 domestic corporation organized under the provisions of
 167 chapter four hundred ninety-one (491) of the Code shall be
 168 governed by the provisions thereof unless and until such
 169 corporation shall have elected to adopt the provisions of
 170 this Act and shall have complied with the provisions of
 171 subsection three (3) of this section.”.

172 Further amend section 141 by striking
 173 lines 205 through
 174 234 inclusive.

175 Further amend section 141 by
 176 striking lines 235 and

177 236 and inserting in lieu thereof the following:

178 “11. If any domestic corporation, organized under the
 179 provisions of chapter four hundred ninety-one (491) of the
 180 Code and becoming subject to the provisions of this Act, the”.

181 Further amend section 141 by inserting
 182 following the word “price” and before the word “and” in line
 183 260 the following: “, but not less than
 184 the real value thereof,”.

D. C. NOLAN.
 D. O. SHAFF.
 W. C. STUART.

1 Amend the amendment by Grimstead filed March 18, 1959, to Senate
 File 463

2 by adding the following at the end thereof: “Provided that
 3 no license shall be suspended on the basis of any point
 4 system devised by the department without notice of proposed
 5 suspension to the licensee and a reasonable opportunity

6 for a preliminary hearing before a member of the department
7 who shall have authority in meritorious cases to revoke the
8 suspension."

JACK MILLER.

1 Amend House File 104 as follows:

2 1. Amend House File 104 by striking all after the
3 enacting clause and substituting in lieu thereof the
4 following:

5 "Section 1. Section two hundred seventy-five point
6 one (275.1), Code 1958, is hereby amended by adding thereto
7 the following: 'Provided however, that areas of less than
8 four (4) government sections may be annexed to a twelve (12)
9 grade district by the board of education of the county in
10 which located without the approval of the electors.'

11 "Sec. 2. Section two hundred seventy-five point twenty-
12 four (275.24), Code 1958, is hereby amended by striking the
13 period (.) at the end of the section and adding the following:
14 'or, if no new board is elected, then on July 1 following
15 the enlargement, reorganization or boundary change.'"

DAVID O. SHAFF.

1 Amend House File 151 as follows:

2 Amend section 1, line 10, by inserting the word
3 "within" after the word "given".

GEORGE E. O'MALLEY.

1 Amend House File 222 by adding thereto a new section:

2 "The effective date of this Act shall be the first (1st)
3 day of January, 1960."

NORVAL B. EVANS.

1 Amend House File 680 as follows:

2 Amend House File 680 by striking section 3.

ROBERT R. RIGLER.

1 Amend Senate File 346 as follows:

2 1. Add the following new sections:

3 Sec. 29. The duties of two (2) or more of the following county
4 officers and employees may be combined by the methods provided
5 in this Act:

- 6 1. County sheriff
- 7 2. County treasurer
- 8 3. County recorder
- 9 4. County auditor
- 10 5. County coroner
- 11 6. Clerk of the district court
- 12 7. Overseer of the poor
- 13 8. County home steward
- 14 9. Soldiers relief commission
- 15 10. Director of social welfare
- 16 11. County assessor
- 17 12. County weed commissioner.

18 Sec. 30. The board of supervisors of any county shall, upon
19 petition of electors equal in number to twenty-five (25) percent of
20 the votes cast for any county office receiving the greatest
21 number of votes at the last preceding general election filed with
22 the county auditor, call an election for the purpose of voting on
23 a proposal or proposals for combining the duties of any officers

24 or employees designated in section twenty-nine (29) of this Act.
25 If the petition contains more than one (1) proposal
26 for combining such duties, each proposal shall be listed on the
27 ballot as a separate issue. If the majority of the votes cast be
28 in favor of a proposal, the board of supervisors shall take all
29 steps necessary to combine the duties as specified in the
30 petition.

31 Sec. 31. The petition shall state the offices
32 and positions to be combined and the office or position which
33 is to be abolished.

34 Sec. 32. If an appointive position is abolished by a vote of
35 the people, the term of office of the incumbent shall terminate
36 one (1) month from the day the proposal is approved. If the
37 approved proposal provides for the abolishment of an elective
38 office, the incumbent shall hold office until the completion
39 of the term for which he was elected, except that if a proposal
40 is approved at a general election which fills the abolished
41 office, the person elected thereto shall not take office.

42 Sec. 33. When the duties of any officer or employee named
43 in section twenty-nine (29) of this Act are assigned to an
44 elective officer designated in such section, the board of super-
45 visors may set the salary for such elective officer in lieu of
46 the salary provided in chapter three hundred forty (340) of the
47 Code. When the duties of any officers or employees are combined
48 as permitted in this Act, the person who fills the combined
49 office shall take the oath and give the bond required for each
50 office and perform all the duties pertaining to each.

51 Sec. 34. Chapter four hundred forty-one (441), Code 1958, is
52 hereby amended by adding thereto the following:

53 "When the duties of the county assessor are combined with the
54 duties of another officer or employee as provided in this Act,
55 the person named to perform the combined duties shall be
56 appointed as provided in sections four hundred forty-one point
57 two (441.2) and four hundred forty-one point three (441.3) of
58 the Code."

59 Sec. 35. Section two hundred thirty-four point twelve (234.12),
60 Code 1958, is hereby amended by adding thereto the following:

61 "When the duties of the director of social welfare are
62 combined with the duties of another officer or employee as
63 provided in this Act, the person named to perform the combined
64 duties shall be employed as herein provided."

65 Sec. 36. Duties that have been combined under the provisions of
66 sections twenty-nine (29) through thirty-five (35) of this Act
67 may be subsequently separated to provide again for separate
68 offices by petition and a vote in the manner
69 provided in section thirty (30) of this Act.

70 2. Amend the title to Senate File 346 by striking the period (.)
71 at the end thereof and adding the following:

72 "and to permit the combining of the duties of certain county
73 officers and employees."

JIM O. HENRY.
DAVID O. SHAFF.
D. C. NOLAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 2, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Robert Feltz, pastor of the Baptist Church, Russell, Iowa.

PETITIONS

By Senator Eppers, from twenty-seven residents of Lee County, members of the Royal Neighbors of America, in opposition to a tax on fraternal societies.

By Senator Gilmour, from members of the Royal Neighbors of America, Keokuk County, in opposition to a tax on fraternal societies.

By Senator Mincks, from sixteen residents of Wapello County favoring increased state aid for schools.

By Senator Weber, from twenty-nine residents of Louisa County in opposition to liquor by the drink.

PRESENTATION OF VISITORS

Senator Elijah rose on a point of personal privilege extended to him through the courtesy of Senator Nolan by former action of the Senate and graciously presented to the Senate six hundred women from the Dubuque Archdiocesan Council of Catholic Women who were present in the Senate.

Senator O'Malley rose on a point of personal privilege and presented to the Senate the Honorable Guy M. Gillette, former member of the Senate from Cherokee County, and also a former United States Senator, who was present in the Senate chamber.

Senator O'Malley also asked and received unanimous consent to present to the Senate seventy-two students from the North Polk Community School who were present in the balcony accompanied by their instructors, Mrs. Griffith, Mrs. Heath and Mr. Fitzgerald.

Senator Evans asked and received unanimous consent to present to the Senate eleven students, members of the government class of the Milton High School, who were present in the balcony accompanied by their instructor, Mrs. Holley.

UNFINISHED BUSINESS

On motion of Senator Henry, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, was taken up for further consideration.

Senator Henry offered the following amendment, filed by Senators Henry, Shaff and Nolan:

Amend Senate File 346 as follows:

1. Add the following new sections:

Sec. 29. The duties of two (2) or more of the following county officers and employees may be combined by the methods provided in this Act:

1. County sheriff
2. County treasurer
3. County recorder
4. County auditor
5. County coroner
6. Clerk of the district court
7. Overseer of the poor
8. County home steward
9. Soldiers relief commission
10. Director of social welfare
11. County assessor
12. County weed commissioner.

Sec. 30. The board of supervisors of any county shall, upon petition of electors equal in number to twenty-five (25) percent of the votes cast for any county office receiving the greatest number of votes at the last preceding general election filed with the county auditor, call an election for the purpose of voting on a proposal or proposals for combining the duties of any officers or employees designated in section twenty-nine (29) of this Act. If the petition contains more than one (1) proposal for combining such duties, each proposal shall be listed on the ballot as a separate issue. If the majority of the votes cast be in favor of a proposal, the board of supervisors shall take all steps necessary to combine the duties as specified in the petition.

Sec. 31. The petition shall state the offices and positions to be combined and the office or position which is to be abolished.

Sec. 32. If an appointive position is abolished by a vote of the people, the term of office of the incumbent shall terminate one (1) month from the day the proposal is approved. If the approved proposal provides for the abolishment of an elective office, the incumbent shall hold office until the completion of the term for which he was elected, except that if a proposal is approved at a general election which fills the abolished office, the person elected thereto shall not take office.

Sec. 33. When the duties of any officer or employee named in section twenty-nine (29) of this Act are assigned to an elective officer designated in such section, the board of supervisors may set the salary for such elective officer in lieu of the salary provided in chapter three hundred forty (340) of the Code. When the duties of any officers or employees are combined as permitted in this Act, the person who fills the combined office shall take the oath and give the bond required for each office and perform all the duties pertaining to each.

Sec. 34. Chapter four hundred forty-one (441), Code 1958, is hereby amended by adding thereto the following:

"When the duties of the county assessor are combined with the duties of another officer or employee as provided in this Act, the person named to perform the combined duties shall be appointed as provided in sections four hundred forty-one point two (441.2) and four hundred forty-one point three (441.3) of the Code."

Sec. 35. Section two hundred thirty-four point twelve (234.12), Code 1958, is hereby amended by adding thereto the following:

"When the duties of the director of social welfare are combined with the duties of another officer or employee as provided in this Act, the person named to perform the combined duties shall be employed as herein provided."

Sec. 36. Duties that have been combined under the provisions of sections twenty-nine (29) through thirty-five (35) of this Act may be subsequently separated to provide again for separate offices by petition and a vote in the manner provided in section thirty (30) of this Act.

2. Amend the title to Senate File 346 by striking the period (.) at the end thereof and adding the following:

"and to permit the combining of the duties of certain county officers and employees."

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

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

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

Rule 8 was invoked.

Ayes, 24:

Byers	Hill	Moore	Ringgenberg
Dewel	Hoffman	Nolan	Schroeder
Elijah	Hoschek	O'Connor	Scott
Eppers	Long	Potter	Shaff
Gilmour	McCurdy	Putney	Stuart
Henry	Miller	Rigler	Wolf

Nays, 25:

Boothby	Fisher	Harbor	Price
Buck	Frommelt	Hoxie	Prince
Butler	Getting	Lynes	Turner
Coleman	Gillespie	Mincks	Vance
Dykhouse	Grimstead	O'Malley	Walker
Edelen	Hansen	Prentis	Weber
Evans			

Absent or not voting, 1:

Shoeman

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Nolan called up the following report :

REPORT OF CONTEST COMMITTEE

MR. PRESIDENT AND MEMBERS OF THE SENATE:

We, the undersigned, members of the Contest Committee, wherein Blyth Conn was contestant and Carl Hoschek was incumbent, for a seat in and a member of the Senate of the State of Iowa from the Ninth Senatorial District, pursuant to the general election held in said district in 1958, make the following report:

Your committee finds that as a result of the official canvass of votes in said Senatorial District the incumbent, Carl Hoschek, received 7,200 votes and the contestant received 7,158 votes. That upon a recount of the votes by and under the direction of this committee and counsel for the parties, the incumbent received 51 more votes than did the contestant, there being 137 votes rejected which had been cast for the contestant and 114 cast for the incumbent. The rejection of such votes was based upon the failure of the voters casting the ballots involved to comply with the statutory requirements for the casting of legal votes.

It was the contention of the contestant that the votes cast for the incumbent and contestant in the first precinct of the fifth ward in the City of Burlington and in the West Burlington precinct should be rejected on the grounds that the election officials in the said precinct did not comply with the provisions of Section 51.12, Code of 1958, which reads as follows:

“Counting quarters—guarding ballots. Boards of supervisors shall provide suitable places for the counting of ballots, but when it becomes necessary to remove the ballot box from one room to another, or from building to another, and at all times when they are in possession of the counting board, they shall be under constant observation of at least two counting judges.”

and if the votes in such precincts were rejected the contestant would have been elected by a margin of 269 votes. The basis upon which the contestant claimed that the votes in these precincts should be rejected was: in the first precinct of the fifth ward of the City of Burlington one of the judges of the counting boards on at least ten occasions on election day individually and unaccompanied by any other election official carried ballots from the receiving room, which was in the basement of the school house where the voting for such precinct was held, to the counting room on the second floor thereof and the stairway and hallway going from the receiving room to the counting room passed an outside door which was unlocked and open during the day, and further on the fact that during the noon hour and again during the dinner hour in the evening the ballots, both counted and uncounted, were left in the counting room unattended by any election official although the door was locked. The evidence also showed that the chairman of the counting board held the key to such room when she went to her home for her meals and that there were at least six other keys which would lock and unlock the same door and possibly other keys which were about the building which could be used for such purposes. In respect to the West Burlington precinct the evidence showed that ballots were conveyed on several occasions by individuals unaccompanied by other election officials, from the receiving room on the ground floor of the building where the voting was held to the counting room on the second floor of such building.

Contestant also based his contention that the votes in such precincts should not be tabulated for such office on the decision of the House of Representatives of the State of Iowa wherein H. L. Peyton was contestant and R. G.

Moore was incumbent, which contest was for a seat in the General Assembly of Iowa during the Forty-seventh General Assembly. (See House Journal State of Iowa 1937, page 372.) According to the facts as shown in the report of the contest committee, in the case of Peyton vs. Moore, a precinct in Harrison County, in the general election of 1936, in which over 1,000 votes cast for the office of State Representative in Harrison County were excluded on the grounds that there was not a compliance with Section 898, Code of Iowa, which is identical to Section 51.12 of the 1958 Code of Iowa, on the facts as found by such contest committee as follows:

"That at one time during the counting of the ballots in said precinct, and while in possession of the counting board, only one counting judge, and one clerk were in possession and observation of said ballots and that said judge and clerk were of the same political affiliation, and that another time only one judge and two clerks in possession and observation of said ballots."

The committee in the aforesaid case further found, "it is the opinion of the committee, after much deliberation, that said section is mandatory and failure to comply with same shall render the ballots of the precinct wherein there was a failure to observe the requirements of said section, incompetent evidence and that said ballots cannot be considered in the tabulation of votes".

By the exclusion of the precinct in question in the above case the incumbent, R. J. Moore, was seated by the Democratic members of the House of Representatives at that time, whereas, if votes in the precinct in question had been counted the contestant, H. L. Peyton, would have received the greater number of votes for the office of State Representative from Harrison County in the general election of 1936 and should have been seated.

Your committee in this case requested the Attorney General of the State of Iowa for an opinion as to whether or not the provision of Section 51.12, 1958 Code of Iowa, is mandatory and on the 30th day of March, 1959, he advised as follows: * * * "In view of the foregoing, it is the opinion of this office that the provisions of Section 51.12, 1958 Code of Iowa, are mandatory".

It was contended by the incumbent that the Danville precinct, wherein the contestant received 351 votes and the incumbent received 287 votes (official canvass) should be excluded in the tabulation of votes for the office involved on the ground that ineligible people residing on U. S. Government property in that precinct were permitted to vote. The evidence offered in support of such contention was insufficient to establish such ineligibility in the judgment of the majority of this committee.

Also it was contended by the incumbent that Yellow Springs precinct in said Senatorial District, wherein the contestant had a 245 vote majority, should be excluded on the ground that the election officials in that precinct did not comply with the provisions of Section 51.9, 1958 Code of Iowa, in that they did not properly certify in the poll books a shortage of one ballot. Such contention is found to be without merit because the election officials in that precinct were shown to be more than circumspect and diligent in conducting the election therein.

If the decision in the case of Peyton vs. Moore was followed as a precedent the contestant, Blythe Conn, should be seated as a member of this Senate from the Ninth Senatorial District.

It is the opinion of your committee, however, that under the powers vested in the Iowa Senate under the provision of Article 3, Section 7, of the Constitution of Iowa, that it is the duty of the Senate in an election contest case, for a seat therein, that the Senate should determine, so far as

humanly possible, which candidate received the greater number of votes so that the choice of the electors of the Senatorial District involved shall represent them in this body. As pointed out in the fore part of this report the incumbent received the greater number of votes for the office of State Senator from the Ninth Senatorial District, both upon the official canvass and as a result of the recount by this committee.

We feel that the decision in the case of Peyton vs. Moore was erroneous and based entirely upon the semblance of technicalities. By this decision we do not disregard the opinion of the Attorney General above referred to because we believe that election officials should fully comply with the statutory provisions governing the conduct of elections nor do we condone the method of conducting the elections in either the first precinct of the fifth ward or in West Burlington.

We, therefore, recommend that the incumbent, Carl Hoschek, be declared duly elected as a member of the Iowa State Senate from the Ninth Senatorial District in the 1958 General Election and that he be seated as a member of the Iowa State Senate.

D. C. NOLAN.
W. C. STUART.
JOHN J. O'CONNOR.
GENE L. HOFFMAN.
JOHN D. SHOEMAN.

Senator Nolan moved the adoption of the committee report, which motion prevailed, and the report was adopted.

Senator Nolan moved that Carl Hoschek, Des Moines County, be seated as a permanent member of the Iowa Senate of the Fifty-eighth General Assembly.

On the motion "Shall Carl Hoschek be seated as a member of the Senate?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Ringgenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf

Nays, none.

Absent or not voting, 2:

Hoschek Shoeman
(present)

The motion prevailed and Senator Hoschek was seated as a member of the Senate of the Fifty-eighth General Assembly.

Senator Putney asked and received unanimous consent that the

following remarks of Senator O'Malley be printed in the Senate Journal:

MR. PRESIDENT AND MEMBERS OF THE SENATE:

In an election contest there is always considerable suspense and naturally that suspense increases as the decision nears. With the unanimous decision of the contest committee having been approved, and Senator Hoschek now seated, I want to compliment the majority, and the committee, on the full consideration of this matter wherein the will of the majority of the voters is recognized.

I was a member of the House of Representatives in 1949 when in an election contest involving Mr. Naughton of Woodbury County, he was counted out by the Republican majority even though he had received over 200 more votes than his opponent. I feel certain that the man seated in that contest never felt quite right about the action taken, and it certainly was not democracy in action.

Today it is gratifying to note that the principle is established of recognizing the will of the majority of the voters, and I desire to sincerely congratulate the majority party in their decision here, and in the future if I can help to maintain the principle established here today I shall always be available. Again your decision has been most gratifying and establishes renewed faith in our democratic processes.

THIRD READING OF BILLS

On motion of Senator Hoxie, Senate File 463, a bill for an act to amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, relating to the suspension of licenses to operate motor vehicles, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Grimstead offered the following amendment:

Amend Senate File 463 by striking section 2 and by inserting in lieu thereof the following:

"Sec. 2. Amend section three hundred twenty-one point two hundred ten (321.210), Code 1958, by adding the following at the end thereof:

'For the purpose of determining when to suspend a license under this section, the commissioner may determine and adopt by rule a method of weighing traffic convictions, or offenses, by their seriousness and may change such weighted scale from time to time as experience or the accident frequency in the state makes necessary or desirable.

"From and after the effective date of this Act, if the department of public safety assesses any points against an operator or chauffeur of a motor vehicle under any point system devised by the department for the purpose of suspending operator's or chauffeur's licenses, the licensee shall receive a credit of one (1) point for each consecutive year in which the licensee had in continuous effect a valid operator's or chauffeur's license and during which no points were assessed against such licensee, but such credit of points shall not exceed five (5) points at any time. Credit points shall be subtracted from the total points assessed against the licensee in determining when to suspend a license.

'From and after the effective date of this Act, if the department of public safety assesses any points against an operator or chauffeur of a motor

vehicle under any point system devised by the department for the purpose of suspending operator's or chauffeur's licenses, the department must notify the licensee by ordinary mail that such points have been assessed and the reason therefor.'"

Senator Grimstead offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the word, "consecutive" in line 17 thereof.

The amendment to the amendment was adopted.

Senator Miller offered the following amendment to the amendment:

Amend the amendment by adding the following at the end thereof: "Provided that no license shall be suspended on the basis of any point system devised by the department without notice of proposed suspension to the licensee and a reasonable opportunity for a preliminary hearing before a member of the department who shall have authority in meritorious cases to revoke the suspension."

Senator Nolan asked and received unanimous consent that the Senate resolve itself into a committee of the whole for the purpose of questioning Russell L. Brown, Commissioner of Public Safety, pertaining to Senate File 463.

The Senate arose from the committee of the whole and resumed regular session.

Senator Miller moved the adoption of his amendment to the amendment, which motion prevailed, and the amendment to the amendment was adopted.

Senator Stuart offered the following amendment to the amendment, filed by Senators Nolan, Stuart and Rigler, and moved its adoption:

Amend the amendment by striking therefrom lines 6 through 11, and inserting in lieu thereof the following:

"For the purpose of determining when to suspend a license under this section the commissioner may, in accordance with the provisions of chapter seventeen A (17A), promulgate a point system for the purpose of weighing traffic convictions, or offenses by their seriousness and may change such weighted scale from time to time as experience or the accident frequency in the state makes necessary or desirable.

Prior to a suspension taking effect under subsections two (2), three (3), four (4), five (5), or seven (7), the licensee shall have received twenty (20) days advance notice of the effective date of the suspension, and an appeal under the provisions of section three hundred twenty-one point two hundred fifteen (321.215) shall operate to stay the suspension pending the determination by the district court."

The motion prevailed and the amendment to the amendment was adopted.

Senator Grimstead moved the adoption of the amendment as amended, which motion prevailed.

Senator Stuart asked and received unanimous consent to withdraw the committee amendment filed to Senate File 463 and found on page 691 of the Senate Journal.

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

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

Ayes, 47:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Long	Putney	

Nays, 1:

Mincks

Absent or not voting, 2:

Evans Shoeman

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

On motion of Senator Prentis, House File 156, a bill for an act to amend section three hundred twelve point two (312.2), Code 1958, relating to the allocation from road use tax funds to the highway grade crossing safety fund, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Harbor offered the following amendment and moved its adoption:

Amend House File 156 by inserting after the word "crediting" in line 4 the following: ", for a period of two years following the effective date of this act,".

The amendment was adopted.

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

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

Ayes, 45:

Boothby	Coleman	Edelen	Evans
Buck	Dewel	Elijah	Fisher
Butler	Dykhouse	Eppers	Frommelt

Getting	Hoxie	O'Connor	Schroeder
Gillespie	Long	O'Malley	Shaff
Grimstead	Lynes	Potter	Stuart
Hansen	McCurdy	Prentis	Turner
Harbor	Miller	Prince	Vance
Henry	Mincks	Putney	Walker
Hill	Moore	Rigler	Weber
Hoffman	Nolan	Ringgenberg	Wolf
Hoschek			

Nays, none.

Absent or not voting, 5:

Byers	Price	Scott	Shoeman
Gilmour			

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

On motion of Senator Harbor, House File 157, a bill for an act relating to the creation of a highway grade crossing safety fund and to amend chapter four hundred seventy-eight (478), Code 1958, relating to cattle guards, fences, crossings, and interlocking switches and the authority of the state commerce commission to allocate funds for the protection of the public in the use of highway railroad grade crossings, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

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

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

Ayes, 46:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 4:

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

On motion of Senator Prentis, House File 240, a bill for an act to distribute the unconditional general bequest of John H. Ryan to the

State of Iowa back to Decatur County, the residence of the testator, and making appropriation to remit such bequest to Decatur County, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

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

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

Ayes, 29:

Dewel	Harbor	Miller	Putney
Elijah	Henry	Mircks	Ringgenberg
Eppers	Hill	Moore	Schroeder
Evans	Hoffman	Nolan	Scott
Fisher	Hoxie	O'Malley	Vance
Frommelt	Lynes	Prentis	Walker
Gilmour	McCurdy	Prince	Weber
Hansen			

Nays, 15:

Boothby	Edelen	Long	Shaff
Buck	Getting	O'Connor	Turner
Byers	Gillespie	Potter	Wolf
Dykhouse	Hoschek	Rigler	

Absent or not voting, 6:

Butler	Grimstead	Shoeman	Stuart
Coleman	Price		

The bill having failed to receive a constitutional and two-thirds majority was declared to have failed to pass the Senate.

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

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Potter, House File 355, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 355 by striking all after the word "whenever" in line 6, all of lines 7, 8 and 9 and the words "the public" in line 10 and insert in lieu thereof the following: "it is determined that such action will be conducive to the welfare of the other inmates of the school".

The amendment was adopted.

Senator Byers asked and received unanimous consent that action on House File 355 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Miller, Senate File 382, a bill for an act to amend chapter two hundred ninety-eight (298), Code 1958, relating to school taxes and bonds, was taken up and considered.

Senator Henry offered the following amendment filed by Senators Henry, Shoeman, Long, Harbor and Ringgenberg:

Amend Senate File 382 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section two hundred ninety-eight point two (298.2), Code 1958, is hereby amended as follows:

1. By striking from line six (6) the words, 'state comptroller' and inserting in lieu thereof the words, 'county board of supervisors of the county in which the school district's administrative office is located'.

2. By striking the remainder of the section after the word, 'percent;' in line ten (10) and inserting in lieu thereof the following:

'provided that said county board of supervisors may, upon recommendation of the county board of education, authorize such district to levy an amount in excess of thirty-five (35) percent'."

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

Strike lines 10 through 14 and insert in lieu thereof the following: " 'district' in line nine (9) and inserting in lieu thereof a period (.)."

The amendment to the amendment was adopted.

Senator Henry moved the adoption of the amendment as amended.

Roll call was demanded.

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

Ayes, 27:

Buck	Gettng	Hoschek	Prentis
Coleman	Gillespie	Long	Prince
Dewel	Grimstead	Lynes	Ringgenberg
Dykhouse	Hansen	McCurdy	Scott
Edelen	Harbor	Mincks	Vance
Evans	Henry	O'Malley	Walker
Frommelt	Hoffman	Potter	

Nays, 20:

Boothby	Fisher	O'Connor	Shaff
Butler	Hill	Price	Stuart
Byers	Hoxie	Putney	Turner
Elijah	Moore	Rigler	Weber
Eppers	Nolan	Schroeder	Wolf

Absent or not voting, 3:

Gilmour	Miller	Shoeman
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The motion prevailed and the amendment as amended was adopted.

Senator Rigler asked unanimous consent that Senate File 382 be re-referred to the sifting committee.

Objection was raised.

Senator Schroeder moved that Senate File 382 be re-referred to the sifting committee.

Senator Miller moved as a substitute motion that action on Senate File 382 be deferred and that the bill be placed on the calendar under unfinished business.

Division was called for.

The substitute motion was lost.

The motion by Senator Schroeder prevailed and Senate File 382 was re-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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 430, a bill for an act relating to the acquiring and sale of real estate by the board of control.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 458, a bill for an act to entitle patrons of an Iowa co-operative association to share in allocations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 502, a bill for an act authorizing the incurring of indebtedness and issuance of bonds by cities for the purpose of constructing and equipping a recreation building.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 430

Amend Senate File 430 by striking all of line 9 after the first comma therein and all of lines 10, 11 and 12 and inserting in lieu thereof the following: "the proceeds thereof shall be deposited with the treasurer of state and credited to the general fund of the state. There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of control, which with the prior approval of the budget and financial control committee, may be used to purchase other real estate or for capital improvements upon property under its control."

HOUSE AMENDMENT TO SENATE FILE 458

Amend Senate File 458, section 2, line 6, by striking all after the word "non-member", also all of lines 7 through 11 and inserting in lieu thereof a period and parenthesis.

SENATE CONCURRENT RESOLUTION 17

By McCurdy and Gilmour

A concurrent resolution to recognize and commend the accomplishments of today's famous Iowans.

Whereas, in the past year several prominent Iowans have won distinction in various fields, thus reflecting great honor upon their native state; and

Whereas, these accomplishments are too often taken for granted and fail to receive the official recognition they justly deserve; and

Whereas, it is fitting that the State of Iowa should recognize and commend these Iowans for their outstanding achievements and for the national and international acclaim they have brought to our great state.

Now, Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly of the State of Iowa, the House Concurring: That this General Assembly, on the behalf of the people of Iowa, congratulates, commends and extends its thanks to the following Iowans for outstanding scientific, cultural and athletic achievements:

Dr. James Van Allen for his contributions to space exploration and research.

Meredith Willson for his contributions to American music, and particularly for his Broadway success "The Music Man."

Forest Evashevski for his resourcefulness in leading the Iowa Hawkeyes to the football championship of the Big 10 Conference and to victory over California in the Rose Bowl.

Be It Further Resolved, That these men typify the kinds of leaders of whom all Iowa is proud.

Be It Further Resolved, That the Secretary of the Senate is directed to send certified copies of this resolution to Dr. Van Allen, Mr. Willson and Mr. Evashevski.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 121, 129, 251, 298 and 500; also, House Files 662 and 666.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 121, 129, 251, 298 and 500; also, House Files 662 and 666.

BILLS SENT TO THE GOVERNOR

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of April, 1959, sent to the Governor for his approval: Senate Files 121, 129, 251, 298 and 500.

LEROY GETTING, *Chairman.*

Passed on file.

MOTION TO RECONSIDER

I move to reconsider the vote by which Senate File 346 failed to pass the Senate.

J. T. DYKHOUSE.

Senator Schroeder asked and received unanimous consent that the special order for the consideration of Senate Files 420 and 475 set for 9:00 a.m., Friday, April 3, be deferred until 9:00 a.m., Tuesday, April 7, 1959.

BILL ASSIGNED TO COMMITTEE

President McManus announced the assignment of the following bill to committee:

H. F. 57 Appropriations (under Senate Rule 21)

AMENDMENTS FILED

- 1 Amend Senate File 499 by striking line 9 of section 3 and
- 2 inserting in lieu thereof the following: "homes, and provided
- 3 further there are no licensed private nursing home facilities
- 4 in the county which can accommodate said recipient."

JACK MILLER.

- 1 Amend Senate File 510 by striking section 4 and by insert-
- 2 ing in lieu thereof the following:
- 3 "Sec. 4. This Act being deemed of immediate importance
- 4 shall take effect and be in full force from and after its pub-
- 5 lication in the DeWitt Observer, a newspaper published in
- 6 DeWitt, Iowa, and in the Creston News-Advertiser, a newspaper pub-
- 7 lished in Creston, Iowa."

X. T. PRENTIS.

- 1 Amend House File 106 by striking from line 11 of section 3
- 2 the word "real".

EARL ELIJAH.

- 1 Amend House File 117 by striking all after the enacting clause
- 2 and by inserting in lieu thereof the following:
- 3 Section 1. Section three hundred sixty-three point
- 4 thirty-nine (363.39), Code 1958, is hereby repealed and the
- 5 following enacted in lieu thereof:
- 6 "The following subsections fix the limits for the compensation
- 7 of councilmen in cities and towns which are not under the

8 commission form of municipal government or the council-manager
9 form of municipal government by election, except as provided in
10 section two (2) of this Act. The compensation shall be fixed by
11 ordinance and shall be paid in full compensation for all services
12 of such councilmen of every character connected with their
13 official duties.

14 "1. In towns having by the last preceding federal census a
15 population of nine hundred ninety-nine (999) or less, not to
16 exceed three (3) dollars per regular or special meeting, and not
17 to exceed one hundred twenty-five (125) dollars per annum;

18 "2. In towns having by such census a population of one
19 thousand (1,000) or more, not to exceed four (4) dollars per such
20 meeting, and not to exceed one hundred fifty (150) dollars per
21 annum;

22 "3. In cities having by such census a population of less than
23 five thousand (5,000), not to exceed five (5) dollars per such
24 meeting, and not to exceed two hundred fifty (250) dollars per
25 annum;

26 "4. In cities having by such census a population of five
27 thousand (5,000) or more and less than ten thousand (10,000),
28 not to exceed six (6) dollars per such meeting, and not to exceed
29 three hundred (300) dollars per annum;

30 "5. In cities having by such census a population of ten
31 thousand (10,000) or more and less than fifteen thousand
32 (15,000), not to exceed seven (7) dollars per such meeting, and
33 not to exceed three hundred fifty (350) dollars per annum;

34 "6. In cities having by such census a population of fifteen
35 thousand (15,000) or more and less than twenty-five thousand
36 (25,000), not to exceed six hundred (600) dollars per annum;

37 "7. In cities having by such census a population of
38 twenty-five thousand (25,000) or more and less than fifty
39 thousand (50,000), not to exceed nine hundred (900) dollars
40 per annum;

41 "8. In cities having by such census a population of fifty
42 thousand (50,000) or more, not to exceed one thousand two hundred
43 (1,200) dollars per annum."

44 Sec. 2. Section three hundred sixty-three A point four
45 (363A.4), Code 1958, is hereby amended by adding the following
46 at the end thereof:

47 "If the mayor pro tempore in any city or town performs the
48 duties of the mayor for a continuous period of fifteen (15) days
49 or more, he shall be paid for such period an adequate
50 compensation as determined by the council based on his
51 performance of the duties and on the mayor's salary."

52 Sec. 3. Section three hundred sixty-three C point two
53 (363C.2), Code 1958, is hereby amended as follows:

54 1. By striking from line six (6) the words, "one hundred"
55 and inserting in lieu thereof the words, "two hundred fifty
56 (250)".

57 2. By striking from line ten (10) the words, "two hundred
58 fifty" and inserting in lieu thereof the words, "three hundred
59 fifty (350)".

60 3. By striking from line fourteen (14) the words, "two
61 hundred fifty" and inserting in lieu thereof the words, "five
62 hundred (500)".

63 4. By striking all after the word, "more" in line sixteen
64 (16) and by inserting in lieu thereof the following:
65 "but less than one hundred thousand (100,000), the annual
66 compensation of each member of the council shall not exceed
67 twelve hundred (1,200) dollars. In cities having a population of
68 one hundred thousand (100,000) or more, the annual compensation
69 of each member of the council shall not exceed twenty-four
70 hundred (2,400) dollars."

71 Sec. 4. The salaries of the councilmen and mayor pro tempore
72 may be increased in accordance with this Act immediately upon
73 the effective date hereof, anything in section three hundred
74 sixty-eight A point twenty-one (368A.21) of the Code or any other
75 statute to the contrary notwithstanding.

76 Amend the title by striking all after the word, "Act" and by
77 inserting in lieu thereof the following:

78 "relating to compensation of councilmen and for the mayor
79 pro tempore."

GEORGE E. O'MALLEY.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 3, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Donald Anderson, pastor of Our Savior's Lutheran Church, Albert City, Iowa.

PETITION

By Senator O'Connor, from members of the Royal Neighbors of America, Clayton County, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Hansen asked and received unanimous consent to present to the Senate forty-five students from the Glidden High School who were present in the balcony accompanied by their instructors, Mr. Morrison, Mr. Mays and Mr. Howard.

Senator Prince asked and received unanimous consent to present to the Senate sixty students from the Redfield-Dallas Community School District, who were present in the balcony accompanied by their instructors, Mr. Betz and Mr. Kinzel.

Senator Gilmour asked and received unanimous consent to present to the Senate thirty students from the Deep River-Millersburg Community School who were present in the balcony accompanied by their instructors, Aileen Shaull, Lowell Ryan and Audrey Meinke.

Senator Lynes asked and received unanimous consent to present to the Senate twenty-eight students from the Franklin Consolidated and the Coulter Latimer Community School who were present in the balcony accompanied by their instructor, Cecil Harris.

The following communication was read by the Secretary:

OFFICE OF GOVERNOR

April 3, 1959.

Honorable E. J. McManus,
Lieutenant Governor,
President of the Senate,
Fifty-eighth General Assembly,
State Capitol,
Des Moines, Iowa.

Dear Sir:

Senate File 171, an Act to amend section two hundred eighty-two point three (282.3), Code 1958, relating to the age of children starting to school, is disapproved and returned, herewith, to the Senate, in accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa.

Senate File 171 is disapproved for the following reasons:

One, the proposed legislation represents an unwarranted interference in

what is essentially a local matter; Section two hundred eighty-two point three (282.3), Code of Iowa, contains adequate safeguards against the entrance of children into the public schools before they are sufficiently mature to benefit therefrom.

Paragraph one of the above quoted Section provides as follows:

"The Board may exclude from school children under the age of six years when in its judgment such children are not sufficiently mature to be benefited by entrance . . ."

Second, the proposed legislation is discriminatory in that it would deny the opportunity to exceptional children to begin their education at a time when they are physically, emotionally, and mentally ready.

As a Nation and as a State, we have quite properly taken measures to provide for exceptional children with physical handicaps and/or below average in learning capacity. It is not proper that we should be less concerned for the intellectually gifted and/or the child who matures at a chronologically early age. We need to do everything we can to encourage and to develop to the fullest extent possible the capacities of all our citizens, without imposing arbitrary limitations upon the timing of their formal education.

There is authoritative evidence that, with proper selection, early school enrollment for above-average children is advantageous to the child and also to the society of which he is a member.

In a study conducted by Dr. James R. Hobson of the Public Schools of Brookline, Massachusetts, it was found that under-age youngsters excelled the control group by better than a two-to-one margin, in terms of academic achievement, as measured by graduation with honors; the under-age children exceeded the control group by an even wider margin in terms of overall measures of school achievement, including participation in extra curricular activities, and election to class offices. In the same study it was also found that the under-age youngsters enjoyed a better ratio of acceptance into and attendance at superior universities and colleges.

The results of this research and other similar studies indicate that it is a serious mistake in educational policy to establish arbitrary limits prohibiting individual children from entering schools solely on the basis of age.

Third, Senate File 171 would continue and intensify the ambiguities already existing in Section two hundred eighty-two point three (282.3), with respect to the admission of children under the provisions set forth in paragraph four (4) of the above named Section.

Finally, it should be noted that Section 3 of Senate File 171 provides that: "for the school year beginning after July 1, 1960, a child must be six years of age on or before November 1, 1960 . . ."

If this section and similar wording in Sections four (4) and five (5) be strictly interpreted, it would mean, in the case of Section three (3), that a child would have to be six years of age prior to November 1, 1960 in order to begin school in September of 1961. The point is that a school year beginning after July 1, 1960, does not legally offer classes until September, 1961. The same defect attaches to the wording in Sections four (4) and five (5).

In summary, Senate File 171 is disapproved for the reason that the determination of when a child should enter school should be based upon the findings of local superintendents, principals, and local schools boards, after examination of the degree of development of the child, rather than upon arbitrary standards imposed upon all children in all schools throughout the State.

Very truly yours,
HERSCHEL C. LOVELESS,
Governor.

INTRODUCTION OF BILLS

Senate File 514, by committee on appropriations, a bill for an act to make appropriations to members of the committee on interstate cooperation, namely: Guy G. Butler, David O. Shaff, John J. O'Connor, W. H. Tate, Carroll Price, Elmer H. Vermeer, Emil L. Novak, Neil E. Johns and Robert R. Rigler.

Read first and second times and placed on the calendar.

Senate File 515, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the state printing board for printing and binding.

Read first and second times and placed on the calendar.

Senate File 516, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the national guard and state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment, and rehabilitation.

Read first and second times and placed on the calendar.

Senate File 517, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public safety for the purpose of various capital improvements, equipment and vehicles for the division of radio communication.

Read first and second times and placed on the calendar.

Senate File 518, by committee on insurance, a bill for an act to amend section five hundred fifteen point forty-eight (515.48), subsection one (1), Code 1958, to permit the writing of multiple peril insurance policies by fire insurance companies.

Read first and second times and referred to the sifting committee.

Senator Long called up the following resolution:

SENATE CONCURRENT RESOLUTION 16

By Committee on Governmental Affairs

A concurrent resolution directing the budget and financial control committee to employ a legislative fiscal director.

Whereas, the most important responsibility of the legislature is to make appropriations and to handle revenue matters; and

Whereas, about \$150,000,000 is involved in general fund revenues and appropriations alone; and

Whereas, to best carry out its responsibilities, the legislature needs to be better informed about state financial matters and needs to have more time than is available during the legislative session to analyze such information; and

Whereas, the budget and financial control committee has the authority under section two point forty-four (2.44), subsection six (6), to employ and pay whatever personnel it needs to assist that committee in carrying out its duties;

Therefore, Be It Resolved by the General Assembly of the State of Iowa, that this General Assembly direct the budget and financial control committee to appoint a legislative fiscal director, who shall be trained in and have at least five (5) years' experience in governmental or corporation budgeting, accounting and financial control. The committee shall fix his compensation, and he shall serve at the pleasure of the committee and assist the committee in carrying out its authorized purposes.

Be It Further Resolved, that the legislative fiscal director shall serve on a full-time basis and shall have the following powers and duties:

1. To assist the budget and financial control committee to carry out any of its functions and duties.

2. To conduct studies to ascertain facts and make recommendations to the budget and financial control committee concerning the state budget; the revenues and expenditures of the state; and the organization, functions and administration of the state government, its departments, offices, agencies, boards, bureaus, commissions and institutions.

3. Upon the instruction of the budget and financial control committee, to assist or make recommendations to any legislative standing committee in its consideration of any matter relating to state governmental finance or state governmental efficiency, when such assistance or recommendations are requested by any standing committee chairman.

4. To employ and supervise clerical, legal, accounting and other personnel in such positions and at such salaries as may be authorized by the committee.

Be It Further Resolved, that the executive council shall furnish office space for the office of the legislative fiscal director.

Senator Dewel moved the previous question on the resolution.

Roll call was demanded.

On the question "Shall the previous question be now put?" the vote was:

Ayes, 30:

Boothby	Harbor	O'Malley	Schroeder
Buck	Henry	Prentis	Scott
Butler	Hoxie	Price	Shaff
Dewel	Long	Prince	Turner
Elijah	Lynes	Putney	Vance
Fisher	Miller	Rigler	Walker
Getting	Mincks	Ringgenberg	Weber
Grimstead	Nolan		

Nays, 11:

Coleman	Frommelt	Hill	Potter
Edelen	Gilmour	Hoschek	Wolf
Eppers	Hansen	O'Connor	

Absent or not voting, 9:

Byers	Gillespie	McCurdy	Shoeman
Dykhouse	Hoffman	Moore	Stuart
Evans			

The motion prevailed.

Senator Prentis moved the adoption of the resolution.

Roll call was demanded.

On the question "Shall the resolution be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 30:

Buck	Harbor	Potter	Schroeder
Butler	Henry	Prentis	Scott
Dewel	Hoffman	Price	Shaff
Dykhouse	Hoxie	Prince	Turner
Elijah	Long	Putney	Vance
Fisher	Lynes	Rigler	Walker
Getting	Miller	Ringgenberg	Weber
Grimstead	Nolan		

Nays, 17:

Boothby	Frommelt	Hill	Moore
Byers	Gillespie	Hoschek	O'Connor
Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Mincks	Wolf
Eppers			

Absent or not voting, 3:

Evans	Shoeman	Stuart
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The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Gillespie called up for consideration Senate File 430, a bill for an act relating to the acquiring and sale of real estate by the board of control, amended by the House as follows:

Amend Senate File 430 by striking all of line 9 after the first comma therein and all of lines 10, 11 and 12 and inserting in lieu thereof the following: "the proceeds thereof shall be deposited with the treasurer of state and credited to the general fund of the state. There is hereby appropriated from the general fund of the state a sum equal to the proceeds so deposited and credited to the general fund of the state to the state board of control, which with the prior approval of the budget and financial control committee, may be used to purchase other real estate or for capital improvements upon property under its control."

Senator Dewel offered the following amendment to the amendment and moved its adoption:

Amend the House amendment to Senate File 430 by inserting after the word "used" the word "only".

The amendment to the amendment was adopted.

Senator Dewel offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the words "or for capital improve-

ments upon property under its control" and inserting in lieu thereof the following: "and for improvements upon the property purchased".

The amendment to the amendment was adopted.

On motion of Senator Gillespie, the Senate concurred in the House amendment as amended.

Senator Gillespie moved that the bill as amended by the House and further amended by the Senate 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:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Mincks	Ringgenberg
Byers	Gilmour	Moore	Scott
Coleman	Grimstead	Nolan	Shaff
Dewel	Hansen	O'Connor	Turner
Dykhouse	Harbor	O'Malley	Vance
Edelen	Hill	Potter	Walker
Elijah	Hoschek	Prentis	Weber
Eppers	Hoxie	Price	Wolf
Fisher	Long	Prince	

Nays, 1:

Hoffman

Absent or not voting, 6:

Evans	Miller	Shoeman	Stuart
Henry	Schroeder		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Harbor asked and received unanimous consent that House Files 156 and 157, passed by the Senate on April 2, be immediately messaged to the House, which request was complied with.

UNFINISHED BUSINESS

On motion of Senator Boothby, House File 355, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory, with report of committee recommending passage, was taken up for further consideration.

Senator Scott moved the previous question on the bill, which motion prevailed.

Senator Potter moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Butler	Hansen	Moore	Schroeder
Byers	Harbor	Nolan	Scott
Coleman	Hill	O'Connor	Turner
Dewel	Hoffman	O'Malley	Vance
Dykhouse	Hoschek	Potter	Walker
Elijah	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf
Getting	Lynes		

Nays, 7:

Edelen	Frommelt	Mincks	Shaff
Eppers	Gilmour	Putney	

Absent or not voting, 5:

Evans	Prentis	Shoeman	Stuart
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 265, a bill for an act to amend sections three hundred twelve point two (312.2) and three hundred twelve point three (312.3), Code 1958, to increase the allotment to cities and towns and decrease the allotment to the secondary road fund from the road use tax fund, was taken up and considered.

Senator Miller asked and received unanimous consent that the following amendment, filed by Senators Schroeder and Hoxie, be taken up out of order:

Amend Senate File 265 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred twelve point three (312.3), Code 1958, is hereby amended as follows:

1. By inserting the following and designating same as subsection one (1):

"1. During the period January 1, 1960 through June 30, 1961, apportion among the cities and incorporated towns of the state, in the ratio which the population of each city or town, as shown by the latest available census, bears to the total population of all cities and towns in the state, two (2) per cent of the total road use tax fund before any other apportionment is made, to be credited to the street fund of the cities and towns and shall remit to the city clerk of each city and town the amount so apportioned to such city and town."

2. By renumbering the remaining subsections."

On motion of Senator Hoxie, the amendment was adopted.

Senator Hoxie offered the following amendment and moved its adoption:

Amend the title of Senate File 265 by striking all after the word "Act" in line 1 and by inserting in lieu thereof the following:

"to amend section three hundred twelve point three (312.3), Code 1958,

and to increase the allotment to cities and towns from the road use tax fund."

The amendment was adopted.

The Chair announced the withdrawal of all pending amendments to Senate File 265.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Lynes	Prince
Buck	Gillespie	McCurdy	Putney
Butler	Gilmour	Miller	Rigler
Byers	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Connor	Turner
Edelen	Hill	O'Malley	Vance
Elijah	Hoffman	Potter	Walker
Eppers	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long		

Nays, none:

Absent or not voting, 4:

Evans	Shaff	Shoeman	Stuart
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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 Hoxie asked and received unanimous consent that Senate File 265 be immediately messaged to the House, which request was complied with.

THANKS AND APPRECIATION

President McManus recognized Senator Butler who had requested permission to address the Senate.

MR. PRESIDENT AND MEMBERS OF THE SENATE:

I rise at this time to take a couple of minutes of your valuable time to bring heartfelt thanks of both Mrs. Butler and myself to the President of the Senate, members of the Senate, committee clerks, all other employees of the Senate, members of the press and the members of the so-called "third house", for the flowers, letters, cards, phone calls and other messages of sympathy sent to us during our recent stay in the hospital at Fort Dodge. Your acts are deeply appreciated and shall never be forgotten. May God in his infinite wisdom bless you and keep you all.

Senator Coleman asked and received unanimous consent that the foregoing expression of appreciation and thanks by Senator Butler be printed in the Senate Journal.

PRESENTATION OF AWARD TO CLIFF MILLEN

Senator Schroeder rose on a point of special privilege and asked the President of the Senate to make a special presentation.

President McManus presented to the Senate Mrs. John Sixta, President of the League of Women Voters of Des Moines, who in turn presented to Mr. Cliff Millen of the Des Moines Tribune the "Husband of the Year Award" in grateful recognition of his active assistance to the League in its study of governmental issues, and also speaking to the League on many occasions.

Mr. Millen in accepting the award said:

I appreciate this award and thank you very much. After listening to you members of the Senate for thirty years I greatly appreciate this opportunity to talk to you. I am the first man presented by a group of ladies to this Senate, where a presentation of ladies by men is a common courtesy. I thank you all for the opportunity given few who enjoy the privilege of speaking from your platform, and I sincerely thank the League of Women Voters. I hope this occasion is the forerunner of something greatly needed by the League, more recognition of husbands.

Senator Schroeder also presented Mrs. Millen, one of Des Moines' outstanding civic leaders, who was present in the Senate chamber.

On motion of Senator Schroeder, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lynes presiding.

THIRD READING OF BILLS

On motion of Senator Fisher, House File 171, a bill for an act to legalize and validate the proceedings of the city council of the City of Indianola, in Warren County, State of Iowa, in the conduct of an election on the propositions of the issuance of memorial building bonds, for the levy of taxes for the payment thereof, and the use of other city funds for memorial building purposes, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Fisher moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Elijah	Getting	Hoxie
Buck	Eppers	Hansen	Long
Coleman	Fisher	Harbor	Lynes
Dykhouse	Frommelt	Hoffman	McCurdy
Edelen			

Miller	O'Malley	Putney	Scott
Mincks	Prentis	Rigler	Turner
Moore	Price	Ringgenberg	Weber
Nolan	Prince	Schroeder	Wolf

Nays, none.

Absent or not voting, 17:

Butler	Gilmour	Hoschek	Shoeman
Byers	Grimstead	O'Connor	Stuart
Dewel	Henry	Potter	Vance
Evans	Hill	Shaff	Walker
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Turner, House File 54, a bill for an act relating to exemption of inmates of county homes from securing a license to hunt, fish or trap on land or in the waters of the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Turner moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Boothby	Getting	Miller	Putney
Buck	Hansen	Mincks	Rigler
Coleman	Harbor	Moore	Ringgenberg
Dykhouse	Henry	Nolan	Schroeder
Edelen	Hoffman	O'Malley	Scott
Elijah	Hoxie	Prentis	Turner
Eppers	Long	Price	Weber
Fisher	Lynes	Prince	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 16:

Butler	Gillespie	Hoschek	Shoeman
Byers	Gilmour	O'Connor	Stuart
Dewel	Grimstead	Potter	Vance
Evans	Hill	Shaff	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 497, a bill for an act to amend chapter three hundred seventy-nine (379), Code 1958, to provide for establishment and maintenance of municipal museums, was taken up and considered.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Boothby	Getting	Miller	Putney
Buck	Hansen	Mincks	Rigler
Coleman	Harbor	Moore	Ringgenberg
Dykhouse	Henry	Nolan	Schroeder
Edelen	Hoffman	O'Malley	Scott
Elijah	Hoxie	Prentis	Turner
Eppers	Long	Price	Weber
Fisher	Lynes	Prince	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 16:

Butler	Gillespie	Hoschek	Shoeman
Byers	Gilmour	O'Connor	Stuart
Dewel	Grimstead	Potter	Vance
Evans	Hill	Shaff	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 497 be immediately messaged to the House, which request was complied with.

On motion of Senator Mincks, House File 520, a bill for an act to authorize and direct the issuance of a patent to certain real estate, to Lester Kizer and Mildred Kizer, by the Governor and Secretary of State with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Getting	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Coleman	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Prentis	Weber
Fisher	Long	Price	Wolf
Frommelt	Lynes	Prince	

Nays, none.

Absent or not voting, 15:

Butler	Gillespie	O'Connor	Stuart
Byers	Grimstead	Potter	Vance
Dewel	Hill	Shaff	Walker
Evans	Hoschek	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 406, a bill for an act to authorize the establishment of an emergency temporary location, or locations, for the seat of government for the state and to authorize the exercise of governmental powers and functions thereat, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Getting	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Coleman	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Prentis	Weber
Fisher	Long	Price	Wolf
Frommelt	Lynes	Prince	

Nays, none.

Absent or not voting, 15:

Butler	Gillespie	O'Connor	Stuart
Byers	Grimstead	Potter	Vance
Dewel	Hill	Shaff	Walker
Evans	Hoschek	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Prentis asked and received unanimous consent that the Senate take up for consideration Senate Files 403, 404 and 405.

On motion of Senator O'Malley, Senate File 403, a bill for an act to provide for continuity of the state legislature in the event of an attack by an enemy of the United States, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Coleman	Gilmour	Miller	Ringgenberg
Dewel	Hansen	Mincks	Schroeder
Dykhouse	Harbor	Moore	Scott
Edelen	Henry	O'Malley	Turner
Elijah	Hoffman	Prentis	Weber
Eppers	Hoxie	Price	Wolf
Fisher	Long	Prince	

Nays, none.

Absent or not voting, 15:

Butler	Grimstead	O'Connor	Stuart
Byers	Hill	Potter	Vance
Evans	Hoschek	Shaff	Walker
Gillespie	Nolan	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 403 be immediately messaged to the House, which request was complied with.

On motion of Senator O'Malley, Senate File 404, a bill for an act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state and the governments of the political subdivisions of the state by providing for additional officers who can act as governor; by providing for emergency interim succession to other executive offices of the state and its political subdivisions; by providing for special emergency judges; and by authorizing political subdivisions to enact resolutions and ordinances relating to the subject, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gilmour	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	O'Malley	Scott
Elijah	Hoffman	Potter	Turner
Eppers	Hoxie	Prentis	Weber
Fisher	Long	Price	Wolf

Nays, none.

Absent or not voting, 14:

Butler	Grimstead	O'Connor	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gillespie	Nolan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that

Senate File 404 be immediately messaged to the House, which request was complied with.

On motion of Senator O'Malley, Senate File 405, a bill for an act to authorize political subdivisions of this state to establish an emergency temporary location, or locations, for their seats of government and to exercise government powers and functions thereat, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Getting	McCurdy	Prince
Buck	Gilmour	Miller	Putney
Coleman	Hansen	Mincks	Rigler
Dewel	Harbor	Moore	Ringgenberg
Dykhouse	Henry	Nolan	Schroeder
Edelen	Hoffman	O'Malley	Scott
Elijah	Hoxie	Potter	Turner
Eppers	Long	Prentis	Weber
Fisher	Lynes	Price	Wolf
Frommelt			

Nays, none.

Absent or not voting, 18:

Butler	Grimstead	O'Connor	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 405 be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, Senate File 377, a bill for an act authorizing a patent to the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of section sixteen (16), township seventy north (70N), range five (5) West of the 5th principal meridian, Henry County, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment, filed by Senator Vance, and moved its adoption:

Amend Senate File 377 as follows:

Strike the period in line 5, section 2 and add the following, " , all without expense to the State of Iowa."

The amendment was adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gillespie	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Potter	Weber
Fisher	Long	Prentis	Wolf

Nays, none.

Absent or not voting, 14:

Butler	Grimstead	Price	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gilmour	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoffman, Senate File 315, a bill for an act relating to warrants drawn by the state comptroller, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Getting	McCurdy	Prince
Buck	Gilmour	Miller	Putney
Coleman	Hansen	Mincks	Rigler
Dewel	Harbor	Moore	Ringgenberg
Dykhouse	Henry	Nolan	Schroeder
Edelen	Hoffman	O'Malley	Scott
Elijah	Hoxie	Potter	Turner
Eppers	Long	Prentis	Weber
Fisher	Lynes	Price	Wolf
Frommelt			

Nays, none.

Absent or not voting, 13:

Butler	Grimstead	O'Connor	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoffman, Senate File 318, a bill for an act relating to claims against the state filed with the state comptroller, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gilmour	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Potter	Weber
Fisher	Long	Prentis	Wolf

Nays, none.

Absent or not voting, 14:

Butler	Grimstead	Price	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, House File 182, a bill for an act relating to the creation of the office of state archeologist, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gilmour	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Potter	Weber
Fisher	Long	Prentis	Wolf

Nays, none:

Absent or not voting, 14:

Butler	Evans	Grimstead	Hoschek
Byers	Gillespie	Hill	O'Connor

Price	Shoeman	Vance	Walker
Shaff	Stuart		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 364, a bill for an act relating to school instruction of inmates of county detention homes in counties of more than one hundred twenty-five thousand (125,000) population, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gilmour	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Potter	Walker
Fisher	Long	Prentis	Wolf

Nays, none.

Absent or not voting, 14:

Butler	Grimstead	Price	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Weber
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Getting, House File 347, a bill for an act to pay for expenses in the organization of a subdistrict of a soil conservation district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Getting asked and received unanimous consent that action on House File 347 be deferred and that the bill be placed on the calendar under unfinished business.

On a motion of Senator Potter, Senate File 340, a bill for an act relating to hearing on petition to change boundaries or consolidate school districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter moved that the bill be read a third 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:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Coleman	Gilmour	Miller	Rigler
Dewel	Hansen	Mincks	Ringgenberg
Dykhouse	Harbor	Moore	Schroeder
Edelen	Henry	Nolan	Scott
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoxie	Potter	Weber
Fisher	Long	Prentis	Wolf

Nays, none.

Absent or not voting, 14:

Butler	Grimstead	Price	Stuart
Byers	Hill	Shaff	Vance
Evans	Hoschek	Shoeman	Walker
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the Senate proceed with the bills on the noncontroversial calendar.

On motion of Senator Miller, House File 369, a bill for an act relating to the public peace officers' retirement, accident and disability system, was taken up and considered.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Coleman	Gilmour	Miller	Ringgenberg
Dewel	Hansen	Mincks	Schroeder
Dykhouse	Harbor	Moore	Scott
Edelen	Henry	Nolan	Turner
Elijah	Hoffman	O'Malley	Weber
Eppers	Hoxie	Potter	Wolf
Fisher	Long	Prentis	

Nays, none.

Absent or not voting, 15:

Butler	Grimstead	Price	Stuart
Byers	Hill	Prince	Vance
Evans	Hoschek	Shaff	Walker
Gillespie	O'Connor	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Miller asked and received unanimous consent that Senate File 72 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, Senate File 189, a bill for an act to repeal chapter ninety-seven C point seven (97C.7), Code 1958, relating to income tax deduction, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Frommelt	Lynes	Prentis
Buck	Getting	McCurdy	Putney
Coleman	Hansen	Miller	Rigler
Dewel	Harbor	Mincks	Ringgenberg
Dykhouse	Henry	Moore	Schroeder
Edelen	Hoffman	Nolan	Turner
Elijah	Hoxie	O'Malley	Weber
Eppers	Long	Potter	Wolf
Fisher			

Nays, none.

Absent or not voting, 17:

Butler	Grimstead	Price	Shoeman
Byers	Hill	Prince	Stuart
Evans	Hoschek	Scott	Vance
Gillespie	O'Connor	Shaff	Walker
Gilmour			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 201, a bill for an act relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Boothby	Getting	Miller	Putney
Buck	Hansen	Mincks	Rigler
Coleman	Harbor	Moore	Ringgenberg
Dykhouse	Henry	Nolan	Schroeder
Edelen	Hoxie	O'Malley	Turner
Elijah	Long	Potter	Weber
Eppers	Lynes	Prentis	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 20:

Butler	Gillespie	Hoschek	Shaff
Byers	Gilmour	O'Connor	Shoeman
Dewel	Grimstead	Price	Stuart
Evans	Hill	Prince	Vance
Fisher	Hoffman	Scott	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Frommelt, Senate File 293, a bill for an act relating to credit unions, was taken up and considered.

Senator Rigler offered the following amendment, filed by Senators Rigler and Frommelt, and moved its adoption:

Amend Senate File 293, section 1, line 10, by striking the period (.) after the word "banking" and inserting the following:

"in the following situations:

1. Upon dissolution, discontinuance, disbandment or other termination of any organization, body or group from which membership is drawn, or of any such bodies composing the membership of a credit union, as defined in the by-laws.

2. Upon consolidation of two (2) or more organizations, bodies or groups from which membership is drawn.

3. When the membership is no longer large enough to continue the normal operations of a credit union.

The amendment was adopted.

Senator Frommelt asked and received unanimous consent to withdraw the amendment to Senate File 293 filed by him and found on page 433 of the Senate Journal.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Boothby	Hansen	McCurdy	Prentis
Buck	Harbor	Miller	Rigler
Coleman	Henry	Mincks	Ringgenberg
Edelen	Hoffman	Moore	Schroeder
Elijah	Hoxie	Nolan	Turner
Eppers	Long	O'Malley	Weber
Frommelt	Lynes	Potter	Wolf
Getting			

Nays, none.

Absent or not voting, 21:

Butler	Gillespie	O'Connor	Shaff
Byers	Gilmour	Price	Shoeman
Dewel	Grimstead	Prince	Stuart
Dykhouse	Hill	Putney	Vance
Evans	Hoschek	Scott	Walker
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE FILE 330 WITHDRAWN

Senator Mincks asked and received unanimous consent that Senate File 330 be withdrawn from further consideration of the Senate.

On motion of Senator Mincks, Senate File 331, a bill for an act to legalize and validate the proceedings of the board of directors of the Cardinal Community School District, in the Counties of Wapello, Davis and Jefferson, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Boothby	Getting	McCurdy	Putney
Buck	Hansen	Miller	Rigler
Coleman	Harbor	Mincks	Ringgenberg
Dykhouse	Henry	Moore	Schroeder
Edelen	Hoffman	Nolan	Turner
Elijah	Hoxie	O'Malley	Weber
Eppers	Long	Potter	Wolf
Frommelt	Lynes	Prentis	

Nays, none.

Absent or not voting, 19:

Butler	Gillespie	O'Connor	Shoeman
Byers	Gilmour	Price	Stuart
Dewel	Grimstead	Prince	Vance
Evans	Hill	Scott	Walker
Fisher	Hoschek	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 356, a bill for an act relating to the vacating of any rule, order, or regulation made by the state commerce commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Frommelt	Lynes	Prentis
Buck	Getting	McCurdy	Putney
Coleman	Hansen	Miller	Rigler
Dewel	Harbor	Mincks	Ringgenberg
Dykhouse	Henry	Moore	Schroeder
Edelen	Hoffman	Nolan	Turner
Elijah	Hoxie	O'Malley	Weber
Eppers	Long	Potter	Wolf

Nays, none.

Absent or not voting, 18:

Butler	Gilmour	Price	Shoeman
Byers	Grimstead	Prince	Stuart
Evans	Hill	Scott	Vance
Fisher	Hoschek	Shaff	Walker
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 380, a bill for an act to amend chapter three hundred seventy-two (372), Code 1958, relating to river-front improvement commissions of cities, 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 380 by striking after the word "cities" in line 4 of section 1, the following: "which now or hereafter have a population of one hundred fifty thousand (150,000) or more according to the last subsequent federal census."

Senator Miller offered the following amendment to the committee amendment and moved its adoption:

Amend the amendment by inserting after the first word "the" the word "second".

The amendment to the amendment was adopted.

On motion of Senator Miller, the amendment as amended was adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Boothby	Elijah	Harbor	McCurdy
Buck	Eppers	Hoffman	Miller
Coleman	Frommelt	Hoxie	Mincks
Dykhouse	Getting	Long	Nolan
Edelen	Hansen	Lynes	O'Malley

Potter
Putney
Rigler

Ringgenberg
Schroeder

Stuart
Turner

Weber
Wolf

Nays, none.

Absent or not voting, 21:

Butler
Byers
Dewel
Evans
Fisher
Gillespie

Gilmour
Grimstead
Henry
Hill
Hoschek

Moore
O'Connor
Prentis
Price
Prince

Scott
Shaff
Shoeman
Vance
Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 3, creating a joint, bipartisan committee to study public assistance in Iowa and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor.

Also: That the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 16, proposing an amendment to the Constitution of the State of Iowa, relating to the sessions of the General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 127, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers.

Also: That the House has concurred in Senate amendments to and passed House File 156, a bill for an act relating to the allocation from road use tax funds to the highway grade crossing safety fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 476, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Allamakee Community School District, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 477, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Eastern Allamakee Community School District, etc.

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 legalize and validate the proceedings for the organization and establishment of the boundaries of the South Winneshiak Community School District, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 504, a bill for an act relating to reimbursement of school districts for transportation costs of children of government employees who live on government land in a school district and attend school outside that district.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 637, a bill for an act changing the primary election day from Monday until Tuesday.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 685, a bill for an act relating to retention from payments on certain public improvement contracts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 706, a bill for an act to provide for an increase of the corporate income tax from two to three percent.

Also: That the House has amended and passed the following Senate joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 7, proposing to amend Article Five of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 112, a bill for an act to increase the maximum salaries of certain deputy county officers.

Also: That the House has reconsidered and passed the following bill in which the concurrence of the House was asked:

Senate File 150, a bill for an act to provide for the supervision and performance of the legal work of the various departments, offices, boards, and commissions 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 to provide for tax exemption of goods held for sale or resale stored in a public warehouse.

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 relating to certificated common carriers of passengers operating on charter.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 264, a bill for an act relating to retirement systems for policemen and firemen.

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 publication of legal notices.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 490, a bill for an act relating to the boiling of waste materials from stockyards.

Also: That the House insists on its amendment to Senate File 486, a bill for an act authorizing expenditures by state highway commission from the primary road fund and requests a conference and the Speaker has appointed as members of the conference committee on the part of the House: Eldred of Jones, Fulton of Black Hawk, Den Herder of Sioux and Rusk of Jasper.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 7

Amend Senate Joint Resolution 7 as follows:

1. By inserting after the period (.) in line 21 the following:
"Until July 4, 1973, and thereafter unless otherwise provided by law, the State Judicial Nominating Commission shall be composed and selected as follows:".
2. By inserting after the period (.) in line 34 the following:
"Until July 4, 1973, and thereafter unless otherwise provided by law, District Judicial Nominating Commissions shall be composed and selected follows:".

HOUSE AMENDMENTS TO SENATE FILE 213

Amend Senate File 213 as follows:

1. Amend section 1, subsection 2, by inserting after the word "taxicabs" in lines 3 and 4 the following:
"or persons, firms or corporations having a license, contract or franchise with an Iowa municipality with a population of more than fifteen thousand (15,000) people as shown by the last federal decennial census, to carry or transport passengers for hire, or a municipality with a population of more than fifteen thousand (15,000) people as shown by the last federal decennial census, engaged in the business of carrying or transporting passengers for hire, provided however, that municipality or the person, firm or corporation having a license, contract or franchise with an Iowa municipality comply with sections three hundred twenty-five point twenty-six (325.26), three hundred twenty-five point twenty-eight (325.28), three hundred twenty-five point twenty-nine (325.29), three hundred twenty-five point thirty-one (325.31) and three hundred twenty-five point thirty-five (325.35), Code 1958,".
2. Amend section 2, line 9 by inserting after the word, "corporation" the following:
", with its principal place of business in the state of Iowa,".
3. Amend section 2, line 11 by inserting after the figures "1959," the following:
"or has, prior to March 1, 1959, a license, contract or franchise with an Iowa municipality with a population in excess of fifteen thousand (15,000) people, as shown by the last federal decennial census, to carry or transport passengers for hire,".

HOUSE AMENDMENT TO SENATE FILE 490

Amend Senate File 490 by adding thereto the following 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 Sioux City Journal, a newspaper published at Sioux City, Iowa, and in the Sioux Center News, a newspaper published at Sioux Center, Iowa.

HOUSE MESSAGES CONSIDERED

House Joint Resolution 16, a joint resolution proposing an amendment to the Constitution of the State of Iowa, relating to the sessions of the General Assembly, and providing for the repeal of section two (2), article three (III), legislative department, and the adoption of a substitute therefor, and for amending section twelve (12), article four (IV) of the Constitution of the State of Iowa.

Read first and second times and referred to the sifting committee.

House File 127, a bill for an act relating to the assessment and levying of a tax on the flight property of air carriers.

Read first and second times and referred to the sifting committee.

House File 476, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Allamakee Community School District, in the Counties of Allamakee and Winneshiek, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 477, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Eastern Allamakee Community School District, in the County of Allamakee, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House File 494, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the South Winneshiek Community School District, in the County of Winneshiek, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and passed on file.

House Joint Resolution 3, a joint resolution creating a joint bipartisan committee to study public assistance in Iowa and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor.

Read first and second times and passed on file.

House File 504, a bill for an act relating to reimbursement of school districts for transportation costs of children of government employees who live on government land in a school district and attend school outside that district.

Read first and second times and referred to the sifting committee.

House File 637, a bill for an act relating to change in date of the primary election.

Read first and second times and referred to the sifting committee.

House File 685, a bill for an act relating to retention from payments on certain public improvement construction contracts.

Read first and second times and referred to the sifting committee.

House File 706, a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1958, to provide for an increase of the corporate income tax rate from two to three percent.

Read first and second times and passed on file.

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE FILE 486

President McManus announced the appointment of Senators Frommelt, Harbor, O'Malley and Miller on the part of the Senate on the conference committee on Senate File 486.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate Concurrent Resolution 16 passed the Senate on April 3, 1959.

LYNN POTTER.

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 240 failed to pass the Senate.

CARL HOSCHEK.

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 240 failed to pass the Senate.

GEORGE E. O'MALLEY.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 289 and 395.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 289 and 395.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 1, 1959, the Governor had approved the following bills:

Senate File 100, relating to the Bettendorf Community School District.

Senate File 118, relating to county hospitals.

Senate File 119, relating to city hospitals.

Senate File 195, relating to expense of delegates to annual convention of League of Iowa Municipalities.

Senate File 198, relating to devices used on waters of the state.

Senate File 200, relating to power of the mayor pro tempore in the absence of the mayor.

Senate File 487, relating to funds from the primary road fund to the Industrial Commission for payment of workmen's compensation claims of employees of the State Highway Commission.

BILLS ASSIGNED TO COMMITTEE

President McManus announced the assignment of the following bills to committee:

H. F. 127 Ways and means

H. F. 706 Ways and means

PROOFS OF PUBLICATION

Published copy of House File 444 and verified proof of publication of said bill in The Guthrian, Guthrie Center, Iowa, on February 17, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 450 and verified proof of publication of said bill in the Emmetsburg Democrat, on February 12, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of Senate.

AMENDMENTS FILED

- 1 Amend Senate Joint Resolution 13 as follows:
- 2 1. Strike section 4 thereof.
- 3 2. Amend the title by inserting a period (.) after the word
- 4 "state" in line 5 of the title and striking the remainder
- 5 of the title.

ROBERT R. RIGLER.

- 1 Amend Senate File 512 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following:
- 3 "Section 1. The state treasurer is hereby ordered to

4 transfer the sum of five hundred forty-one thousand six hundred
5 eighty-one dollars and nine cents (\$541,681.09) from the state
6 sinking fund for public deposits to the state general fund.
7 Sec. 2. Amend section four hundred fifty-four point nine
8 (454.9), Code 1958, by striking from line eighteen (18) thereof
9 the words 'two hundred fifty' and inserting in lieu thereof
10 the words 'one hundred'; further amend said section by
11 striking from line twenty-seven (27) thereof the words 'two
12 hundred fifty' and inserting in lieu thereof the words
13 'one hundred'; further amend said section by striking from
14 line thirty-nine (39) thereof the words 'two hundred fifty'
15 and inserting in lieu thereof the words 'one hundred'."

X. T. PRENTIS.

LAWRENCE PUTNEY.

1 Amend House File 240 by adding the following at the end of
2 section one (1):
3 "This amount shall be used only for capital improvements to
4 the Decatur County Hospital in memory of John H. Ryan and
5 Eva Edith Ryan of Leon, Iowa."

X. T. PRENTIS.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Monday, April 6, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 6, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend William Eller, pastor of the St. Mark's Lutheran Church, Davenport, Iowa.

PETITION

By Senator O'Malley, from twenty-two residents of Polk County favoring proposed legislation relating to the establishment of public disposal grounds.

PRESENTATION OF VISITORS

Senator Eppers rose on a point of personal privilege and presented to the Senate David P. and Edward W. McManus, great great grandsons of the late Senator John Downey from Lee County, 1892-1896, great grandsons of the late Honorable Edward P. McManus, former member of the Senate from Lee County, 1905-1915, and sons of the Honorable Edward J. McManus, former member of the Senate, 1955-1959, and current Lieutenant Governor of Iowa and President of the Senate, who were present in the Senate chamber.

Senator Prentis asked and received unanimous consent to present to the Senate fourteen students from the Delphos Grade School, Ringgold County, who were present in the balcony accompanied by their instructor, Margaret Campbell.

Senator Mincks asked and received unanimous consent to present to the Senate twenty-six students from various schools in Wapello County, also members of the 4-H Club of Wapello County, who were present in the balcony accompanied by their instructor, Bertha Mae Kelly.

THIRD READING OF BILLS

Senator Dewel asked and received unanimous consent to take up out of order House File 450.

On motion of Senator Dewel, House File 450, a bill for an act to legalize the proceedings of the board of directors of the Emmetsburg Community School District, in the County of Palo Alto, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and

declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator 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:

Boothby	Fisher	Lynes	Rigler
Buck	Frommelt	McCurdy	Ringgenberg
Butler	Getting	Moore	Schroeder
Byers	Gillespie	Nolan	Scott
Coleman	Grimstead	O'Malley	Stuart
Dewel	Hansen	Potter	Turner
Dykhouse	Henry	Prentis	Vance
Edelen	Hill	Price	Weber
Elijah	Hoschek	Prince	Wolf
Eppers	Hoxie	Putney	

Nays, none.

Absent or not voting, 11:

Evans	Hoffman	Mincks	Shoeman
Gilmour	Long	O'Connor	Walker
Harbor	Miller	Shaff	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dewel asked and received unanimous consent that House File 450 be immediately messaged to the House, which request was complied with.

On motion of Senator Hoschek, Senate File 397, a bill for an act relating to powers and duties of governing boards in drainage and levee districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoschek asked and received unanimous consent that action on Senate File 397 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Hoschek, Senate File 398, a bill for an act relating to powers and duties of the board, or boards of supervisors or trustees in drainage and levee districts with pumping stations to prevent injury to the levees maintained by said districts, and providing penalties for the violation thereof, was taken up and considered.

Senator Hoschek asked and received unanimous consent that action on Senate File 398 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Schroeder, Senate File 400, a bill for an act to legalize and validate the proceedings of the city council of the City of Bettendorf, in Scott County, Iowa, authorizing and providing for the issuance, sale and delivery of funding bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Getting	McCurdy	Putney
Buck	Gillespie	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 8:

Byers	Gilmour	O'Connor	Shoeman
Evans	Long	Shaff	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 400 be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, Senate File 401, a bill for an act granting to the town of LeClaire title to the bed and banks of the Mississippi River and islands and made lands therein, within stated boundaries, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder offered the following amendment and moved its adoption:

Amend Senate File 401 by striking section 2.

The amendment was adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Fisher	Hoxie	Price
Buck	Frommelt	Lynes	Prince
Butler	Getting	McCurdy	Rigler
Byers	Gillespie	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Henry	Nolan	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Walker
Eppers	Hoschek	Prentis	Wolf

Nays, none.

Absent or not voting, 10:

Evans	Long	Shaff	Vance
Gilmour	O'Connor	Shoeman	Weber
Harbor	Putney		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 401 be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, Senate File 421, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of revenue bonds by the City of Bettendorf, Scott County, Iowa, to defray the cost of constructing sewage works and facilities 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 city, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder asked and received unanimous consent that action on Senate File 421 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Schroeder asked and received unanimous consent to take up out of order House File 515.

On motion of Senator Schroeder, House File 515, a bill for an act to amend section three hundred sixty-eight point forty-seven (368.47), Code 1958, relating to the authority of a municipal corporation to enter into a contract with the federal government relating to certain types of municipal improvement projects, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Putney
Butler	Gillespie	Miller	Rigler
Byers	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Prentis	Weber
Eppers	Hoxie	Price	Wolf
Fisher			

Nays, none.

Absent or not voting, 9:

Evans	Long	Shaff	Vance
Gilmour	O'Connor	Shoeman	Walker
Hoffman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that House File 515 be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, Senate File 425, a bill for an act to amend chapter fifty-two (52), Code 1958, relating to voting machines, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Eppers	McCurdy	Ringgenberg
Buck	Fisher	Miller	Schroeder
Butler	Frommelt	Mincks	Scott
Byers	Getting	Moore	Shaff
Coleman	Gillespie	O'Malley	Stuart
Dewel	Hansen	Potter	Turner
Dykhouse	Hoschek	Price	Weber
Edelen	Lynes	Putney	Wolf
Elijah			

Nays, 7:

Harbor	Hoffman	Prentis	Rigler
Hill	Hoxie	Prince	

Absent or not voting, 10:

Evans	Henry	O'Connor	Vance
Gilmour	Long	Shoeman	Walker
Grimstead	Nolan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, Senate File 474, a bill for an act to amend section ninety-six point seven (96.7), Code 1958, to provide that charge-back statements must be furnished employers within forty (40) days, rather than within twenty (20) days after the close of a calendar quarter, was taken up and considered.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Evans	O'Connor	Shoeman	Walker
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, Senate File 483, a bill for an act to amend section ninety-six point seven (96.7), Code 1958, in order to increase the period within which employers may make voluntary employment security contributions, was taken up and considered.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Eppers	Henry	Moore
Buck	Fisher	Hill	Nolan
Butler	Frommelt	Hoffman	O'Malley
Byers	Getting	Hoschek	Potter
Coleman	Gillespie	Hoxie	Prentis
Dewel	Gilmour	Lynes	Price
Dykhouse	Grimstead	McCurdy	Prince
Edelen	Hansen	Miller	Putney
Elijah	Harbor	Mincks	Rigler

Ringgenberg	Shaff	Turner	Weber
Schroeder	Stuart	Vance	Wolf
Scott			

Nays, none.

Absent or not voting, 5:

Evans	O'Connor	Shoeman	Walker
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senator Getting called up for consideration Senate File 458, a bill for an act to entitle patrons of an Iowa cooperative association to share in allocations, amended by the House as follows:

Amend Senate File 458, section 2, line 6, by striking all after the word "non-member", also all of lines 7 through 11 and inserting in lieu thereof a period and parenthesis.

Senator Miller offered the following amendment, filed by Senators Miller, Getting and Boothby, and moved its adoption:

Amend the House amendment by adding the following thereto:

"Further amend Senate File 458 by adding the following section:

'Sec. 7. This Act shall apply only to farmers' cooperative marketing and purchasing associations.'"

Senator Rigler raised a point of order on the amendment to the amendment for the reason that the amendment amends the main bill and not the House amendment, and therefore not germane.

The Chair ruled the point well taken and the amendment to the amendment out of order.

Senator Getting moved that the Senate concur in the House amendment.

Roll call was demanded.

On the question "Shall the Senate concur in the House amendment?"

Rule 8 was invoked.

Ayes, 25:

Boothby	Gillespie	Hoxie	Ringgenberg
Buck	Gilmour	Lynes	Schroeder
Coleman	Grimstead	Miller	Stuart
Edelen	Hansen	Moore	Vance
Elijah	Hoffman	O'Malley	Walker
Frommelt	Hoschek	Potter	Wolf
Getting			

Nays, 23:

Butler	Harbor	Nolan	Rigler
Byers	Henry	O'Connor	Scott
Dewel	Hill	Prentis	Shaff
Dykhouse	Long	Price	Turner
Eppers	McCurdy	Prince	Weber
Fisher	Mincks	Putney	

Absent or not voting, 2:

Evans	Shoeman
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Senator Getting 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:

Rule 8 was invoked.

Ayes, 31:

Buck	Getting	Lynes	Schroeder
Butler	Gillespie	Miller	Scott
Coleman	Gilmour	Moore	Stuart
Dewel	Grimstead	O'Connor	Turner
Dykhouse	Hansen	O'Malley	Vance
Edelen	Hoffman	Potter	Walker
Elijah	Hoschek	Putney	Wolf
Frommelt	Hoxie	Ringgenberg	

Nays, 17:

Boothby	Henry	Mincks	Prince
Byers	Hill	Nolan	Rigler
Eppers	Long	Prentis	Shaff
Fisher	McCurdy	Price	Weber
Harbor			

Absent or not voting, 2:

Evans	Shoeman
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart called up for consideration Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers; to the mandatory retirement with compensation of judges of the Supreme and District Courts and to the termination of all courts inferior to the District Court unless otherwise provided by law, amended by the House as follows:

Amend Senate Joint Resolution 7 as follows:

1. By inserting after the period (.) in line 21 the following:

"Until July 4, 1973, and thereafter unless otherwise provided by law, the State Judicial Nominating Commission shall be composed and selected as follows:"

2. By inserting after the period (.) in line 34 the following:
"Until July 4, 1973, and thereafter unless otherwise provided by law, District Judicial Nominating Commissions shall be composed and selected as follows:".

Senator Nolan offered the following amendment to the House amendment:

Amend the House amendment as follows:

1. By striking the following in line 4 "Until July 4, 1973, and thereafter unless" and inserting in lieu thereof "Unless".
2. By striking the following in line 9 "Until July 4, 1973, and thereafter unless" and inserting in lieu thereof "Unless".

Senator Nolan asked unanimous consent that action on Senate Joint Resolution 7 be deferred and that the resolution be placed on the calendar under unfinished business.

Objection was raised.

Senator Nolan moved that action on Senate Joint Resolution 7 be deferred and that the resolution be placed on the calendar under unfinished business.

Senator Stuart raised a point of order for the reason that the subject matter contained in the amendment had already been acted upon by the Senate.

The Chair ruled the point not well taken.

The motion by Senator Nolan that action on Senate Joint Resolution 7 be deferred and that the resolution be placed on the calendar under unfinished business prevailed and action was deferred.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 92, a bill for an act to provide for employment and payment of appraisers in cities having more than one hundred twenty-five thousand population.

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 to create a civil defense administration to serve in the event of major man-made disasters or natural disasters.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 273, a bill for an act relating to general powers and provisions of cities under special charter.

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 the transportation of dead animals.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 304, a bill for an act relating to the providing of amphetamine or any of its derivatives to inmates of any of the 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 305, a bill for an act relating to the limitations of actions questioning the organization, etc., in the boundaries of school corporations.

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 relating to regulation of registration, issuance, and sale of securities and to the regulation of securities dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 200, a bill for an act relating to the boundaries of reorganized school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 307, a bill for an act relating to county boards of health.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 330, a bill for an act relating to auditorium trustees in certain cities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 387, a bill for an act relating to motor vehicle registration files of the department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 401, a bill for an act relating to the general rules of local boards of education.

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 off-street parking areas.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 436, a bill for an act relating to commitment to the psychopathic hospital.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 443, a bill for an act relating to foreign acknowledgments.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 473, a bill for an act relating to motor vehicle registration receipts.

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 relating to the salary of the clerk of the grand jury in counties having a population of over one hundred fifty thousand.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 533, a bill for an act relating to licensure and regulation of hospitals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 547, a bill for an act to legalize and validate the proceedings of the board of directors of the Community School District of Whiting, in the County of Monona, State of Iowa.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 592, a bill for an act relating to the issuance of land patents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 609, a bill for an act to legalize and validate the proceedings of the board of directors of the Eagle Grove Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 653, a bill for an act to legalize and validate the proceedings of the board of directors of the Holstein Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 654, a bill for an act to legalize and validate the proceedings of the board of directors of the Battle Creek Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 660, a bill for an act to authorize the board of control to accept and use gifts, grants, devises or bequests of real or personal property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 669, a bill for an act relating to periods of limitations, computation of tax, interest, penalties, and other administrative provisions of the Iowa income tax law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 677, a bill for an act to correct certain miscellaneous defects in the election laws of this state and modernize election procedure.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 698, a bill for an act to authorize municipal courts to issue writs of habeas corpus.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 699, a bill for an act relating to homestead tax credits.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 11, recommending that the Executive Coun-

cil grant permission and authority to said group or organization, "Friends of Lincoln" to erect a Lincoln statue at such chosen site.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 273

Amend Senate File 273 by striking the remainder of the sentence after the word "shall" in line 9, section 1, and inserting in lieu thereof the following: "be as established by city ordinance."

HOUSE CONCURRENT RESOLUTION 11

Whereas, plans have been formulated for the creation and erection of a Lincoln statue (Lincoln and his son Tad) on the statehouse grounds by a committee selected by the Governor and organized as the "Friends of Lincoln," a non-profit benevolent organization of the State of Iowa, and

Whereas, the site chosen for the location of such statue is the north fountain circle on the esplanade of the west statehouse front,

Therefore, Be It Resolved by the House, the Senate Concurring, that the Fifty-eighth General Assembly of Iowa recommends that the Executive Council of the State of Iowa grant permission and authority to said group or organization, "Friends of Lincoln" to erect such statue at such chosen site.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

HOUSE MESSAGES CONSIDERED

House File 200, a bill for an act relating to the boundaries of re-organized school districts, and to amend chapter two hundred seventy-five (275), Code 1958, relating thereto.

Read first and second times and referred to the sifting committee.

House File 307, a bill for an act relating to county boards of health.

Read first and second times and referred to the sifting committee.

House File 330, a bill for an act relating to auditorium trustees in certain cities.

Read first and second times and referred to the sifting committee.

House File 387, a bill for an act relating to motor vehicle registration files of the department of public safety.

Read first and second times and referred to the sifting committee.

House File 401, a bill for an act to amend section two hundred seventy-nine point eight (279.8), Code 1958, relating to the general rules of local boards of education.

Read first and second times and referred to the sifting committee.

House File 410, a bill for an act to amend section three hundred ninety point one (390.1), Code 1958, relating to off-street parking areas.

Read first and second times and referred to the sifting committee.

House File 436, a bill for an act relating to commitments to the psychopathic hospitals.

Read first and second times and referred to the sifting committee.

House File 443, a bill for an act relating to foreign acknowledgments.

Read first and second times and referred to the sifting committee.

House File 473, a bill for an act relating to motor vehicle registration receipts.

Read first and second times and referred to the sifting committee.

House File 511, a bill for an act relating to the salary of the clerk of the grand jury in counties having a population of over one hundred fifty thousand (150,000).

Read first and second times and referred to the sifting committee.

House File 533, a bill for an act to amend chapter one hundred thirty-five B (135B), Code 1958, relating to licensure and regulation of hospitals.

Read first and second times and referred to the sifting committee.

House File 547, a bill for an act to legalize and validate the proceedings of the board of directors of the Community School District of Whiting, in the County of Monona, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and referred to the sifting committee.

House File 592, a bill for an act relating to the issuance of land patents.

Read first and second times and referred to the sifting committee.

House File 609, a bill for an act to legalize and validate the proceedings of the board of directors of the Eagle Grove Community School District, in the Counties of Wright, Humboldt and Webster,

State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds, and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and referred to the sifting committee.

House File 654, a bill for an act to legalize and validate the proceedings of the board of directors of the Battle Creek Community School District, in the Counties of Ida, Crawford and Woodbury, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and referred to the sifting committee.

House File 653, a bill for an act to legalize and validate the proceedings of the board of directors of the Holstein Community School District, in the Counties of Ida and Cherokee, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Read first and second times and referred to the sifting committee.

House File 660, a bill for an act to authorize the board of control to accept and use gifts, grants, devises or bequests of real or personal property.

Read first and second times and referred to the sifting committee.

House File 669, a bill for an act to amend section four hundred twenty-two point twenty-five (422.25), Code 1958, relating to periods of limitations, computation of tax, interest, penalties, and other administrative provisions of the Iowa income tax law.

Read first and second times and referred to the sifting committee.

House File 677, a bill for an act to correct certain miscellaneous defects in the election laws of this state and modernize election procedure.

Read first and second times and referred to the sifting committee.

House File 698, a bill for an act to authorize municipal courts to issue writs of habeas corpus.

Read first and second times and referred to the sifting committee.

House File 699, a bill for an act to amend section four hundred

twenty-five point eleven (425.11), Code 1958, relating to homestead tax credits.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Nolan called up for consideration Senate File 213, a bill for an act relating to certificated common carriers of passengers, operating on charter, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 218 as follows:

1. Amend section 1, subsection 2, by inserting after the word "taxicabs" in lines 3 and 4 the following:

"or persons, firms or corporations having a license, contract or franchise with an Iowa municipality with a population of more than fifteen thousand (15,000) people as shown by the last federal decennial census, to carry or transport passengers for hire, or a municipality with a population of more than fifteen thousand (15,000) people as shown by the last federal decennial census, engaged in the business of carrying or transporting passengers for hire, provided however, that municipality or the person, firm or corporation having a license, contract or franchise with an Iowa municipality comply with sections three hundred twenty-five point twenty-six (325.26), three hundred twenty-five point twenty-eight (325.28), three hundred twenty-five point twenty-nine (325.29), three hundred twenty-five point thirty-one (325.31) and three hundred twenty-five point thirty-five (325.35), Code 1958,".

2. Amend section 2, line 9 by inserting after the word, "corporation" the following:

" , with its principal place of business in the State of Iowa,".

3. Amend section 2, line 11 by inserting after the figures "1959," the following:

"or has, prior to March 1, 1959, a license, contract or franchise with an Iowa municipality with a population in excess of fifteen thousand (15,000) people, as shown by the last federal decennial census, to carry or transport passengers for hire,".

The Senate concurred in the House amendments.

Senator Nolan 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:

Boothby	Gilmour	Mincks	Ringgenberg
Buck	Grimstead	Moore	Schroeder
Butler	Hansen	Nolan	Scott
Byers	Henry	O'Connor	Shaff
Coleman	Hoffman	O'Malley	Stuart
Dewel	Hoschek	Potter	Turner
Dykhous	Hoxie	Prentis	Vance
Edelen	Long	Prince	Walker
Elijah	Lynes	Putney	Weber
Eppers	McCurdy	Rigler	Wolf
Frommelt	Miller		

Nays, none.

Absent or not voting, 8:

Evans	Getting	Harbor	Price
Fisher	Gillespie	Hill	Shoeman

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ringgenberg called up for consideration Senate File 490, a bill for an act relating to the boiling of waste materials from stockyards, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 490 by adding thereto the following 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 Sioux City Journal, a newspaper published at Sioux City, Iowa, and in the Sioux Center News, a newspaper published at Sioux Center, Iowa.

The Senate concurred in the House amendments.

Senator Ringgenberg 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:

Boothby	Gilmour	Mincks	Ringgenberg
Butler	Grimstead	Moore	Schroeder
Byers	Hansen	Nolan	Scott
Coleman	Henry	O'Connor	Shaff
Dewel	Hoffman	O'Malley	Stuart
Dykhouse	Hoschek	Potter	Turner
Edelen	Hoxie	Prentis	Vance
Elijah	Long	Prince	Walker
Eppers	Lynes	Putney	Weber
Frommelt	McCurdy	Rigler	Wolf
Getting	Miller		

Nays, none.

Absent or not voting, 8:

Buck	Fisher	Harbor	Price
Evans	Gillespie	Hill	Shoeman

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

Senator Dykhouse called up the following motion to reconsider and moved its adoption:

MOTION TO RECONSIDER

I move to reconsider the vote by which Senate File 346 failed to pass the Senate.

The motion prevailed.

Senator Dykhouse moved that the Senate reconsider the vote by which Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, went to its third reading, which motion prevailed.

Senator Dykhouse asked and received unanimous consent that action on Senate File 346 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Hoschek called up the following motion to reconsider and moved its adoption:

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 240 failed to pass the Senate.

Roll call was demanded.

On the question "Shall the Senate reconsider the vote by which House File 240 failed to pass the Senate?" the vote was:

Ayes, 35:

Butler	Gilmour	Lynes	Price
Coleman	Grimstead	McCurdy	Prince
Dewel	Hansen	Miller	Ringgenberg
Edelen	Harbor	Mincks	Schroeder
Elijah	Henry	Moore	Turner
Eppers	Hill	Nolan	Vance
Fisher	Hoffman	O'Malley	Walker
Frommelt	Hoschek	Potter	Weber
Getting	Hoxie	Prentis	

Nays, 11:

Boothby	Dykhouse	Rigler	Stuart
Buck	Long	Scott	Wolf
Byers	O'Connor	Shaff	

Absent or not voting, 4:

Evans	Gillespie	Putney	Shoeman
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The motion prevailed and the Senate reconsidered the vote.

On motion of Senator Prentis, the Senate reconsidered the vote by which House File 240 went to its third reading.

On motion of Senator Prentis, House File 240, a bill for an act to distribute the unconditional general bequest of John H. Ryan to the State of Iowa back to Decatur County, the residence of the testator, and making appropriation to remit such bequest to Decatur County, was taken up for further consideration.

Senator Prentis offered the following amendment and moved its adoption:

Amend House File 240 by adding the following at the end of section one (1):

"This amount shall be used only for capital improvements to the Decatur County Hospital in memory of John H. Ryan and Eva Edith Ryan of Leon, Iowa."

The amendment was adopted.

Senator Prentis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 35:

Butler	Gilmour	McCurdy	Prince
Coleman	Grimstead	Miller	Putney
Dewel	Hansen	Mincks	Ringgenberg
Edelen	Harbor	Moore	Schroeder
Elijah	Hill	Nolan	Turner
Eppers	Hoffman	O'Malley	Vance
Fisher	Hoschek	Potter	Walker
Frommelt	Hoxie	Prentis	Weber
Getting	Lynes	Price	

Nays, 12:

Boothby	Dykhousé	O'Connor	Shaff
Buck	Henry	Rigler	Stuart
Byers	Long	Scott	Wolf

Absent or not voting, 3:

Evans	Gillespie	Shoeman
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Harbor, House File 347, a bill for an act to pay for expenses in the organization of a subdistrict of a soil conservation district, was taken up for further consideration.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Getting	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Butler	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhousé	Henry	O'Connor	Shaff
Edelen	Hoffman	O'Malley	Stuart
Elijah	Hoschek	Potter	Turner
Eppers	Hoxie	Prentis	Walker
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf

Nays, none.

Absent or not voting, 6:

Byers	Gillespie	Shoeman	Vance
Evans	Hill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, House File 259, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend House File 259, section 6, by striking all of line 17 after the figure "1", and inserting in lieu thereof the words and figures "500,000 per 3 hours P-7/4 in 2 hours".

On motion of Senator Ringgenberg, the committee 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:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Stuart
Dykhouse	Henry	O'Connor	Turner
Edelen	Hill	O'Malley	Vance
Elijah	Hoffman	Potter	Walker
Eppers	Hoschek	Prentis	Weber
Fisher	Long	Putney	

Nays, 2:

Hoxie	Wolf
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Absent or not voting, 5:

Evans	Price	Prince	Shoeman
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 656, a bill for an act to provide for the construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend House File 656 by striking all of section five.

The amendment was adopted.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend House File 656 by adding the following new section:

"This Act shall be in force and effect for a period beginning July 4, 1959, and terminating June 30, 1961."

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, 43:

Boothby	Gilmour	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Butler	Hansen	Mincks	Scott
Byers	Harbor	Moore	Shaff
Coleman	Henry	Nolan	Stuart
Dewel	Hill	O'Connor	Turner
Dykhouse	Hoffman	O'Malley	Vance
Edelen	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Weber
Eppers	Long	Putney	Wolf
Getting	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Evans	Frommelt	Potter	Shoeman
Fisher	Gillespie	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Frommelt, Senate File 499, a bill for an act relating to old-age assistance, was taken up and considered.

Senator Miller offered the following amendment:

Amend Senate File 499 by striking line 9 of section 3 and inserting in lieu thereof the following: "homes, and provided further there are no licensed private nursing home facilities in the county which can accommodate said recipient."

MESSAGES 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 10, resolving that highway eighty of the

interstate system be memorialized as Blue Star Memorial Highway and that the Federated Garden Clubs of Iowa be permitted to place the Blue Star Memorial markers of the National Council of State Garden Clubs in roadside parks and other positions agreeable with and in cooperation with the Iowa State Highway Commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 271, a bill for an act relating to compensation of mayor and councilmen in certain cities with a population in excess of fifteen thousand.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 571, a bill for an act relating to expenditures from the municipal enterprises fund to obtain intercity bus service for the inhabitants of the municipal corporation or to continue or establish intracity routes of an urban transit system.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 712, a bill for an act to appropriate thirty-one million dollars from the general fund to the department of public instruction for general state aid for school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 713, a bill for an act to appropriate from the general fund to the department of public instruction six million dollars for state aid for transportation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 714, a bill for an act to make an appropriation from the general fund of the state to the department of public instruction for specified school aid.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 715, a bill for an act to appropriate from the general fund eight million dollars to the department of public instruction for supplemental aid to certain school districts.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 170, a bill for an act relating to lien of assistance.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 170

Amend Senate File 170, line 7, by striking the words "and wife" and inserting in lieu thereof the words "or wife of such person".

HOUSE CONCURRENT RESOLUTION 10

By Roads and Highways Committee

Whereas, the Bureau of Public Roads of the United States Department of Commerce and the highway departments of the several states with the assistance of the American Association of State Highway Officials have the tremendous task of designing, constructing and marking forty-one

thousand (41,000) miles of super highways and expressways to be used for defense purposes and to meet the needs of increasing traffic; and

Whereas, the Blue Star, having been recognized as a symbol of service since World War II, would be appropriate and a mark of distinction used as a symbol in marking the entire interstate system of defense highways; and

Whereas, the National Council of State Garden Clubs, incorporated representing four hundred thousand (400,000) members having created and maintained a Blue Star Memorial Highway Project since 1945 as a living memorial to all who have served or shall serve in the armed forces, is of the opinion that it would be fitting and proper for a grateful nation to designate the defense highways as a network of Blue Star Memorial Highways using the distinctive Blue Star marker which reads, "A tribute to the armed forces that have defended the United States of America"; now therefore,

Be It Resolved by the House, the Senate Concurring, That highway eighty (80) of the interstate system within the State of Iowa be memorialized as Blue Star Memorial Highway and that the Federated Garden Clubs of Iowa be permitted to place the Blue Star Memorial marker of the National Council of State Garden Clubs in roadside parks and other positions agreeable with and in cooperation with the Iowa State Highway Commission.

Be It Further Resolved, That a copy of this resolution be sent to the Iowa State Highway Commission.

HOUSE MESSAGES CONSIDERED

House File 271, a bill for an act to amend section three hundred sixty-three B point nine (363B.9), Code 1958, relating to compensation of mayor and councilmen in certain cities with a population in excess of fifteen thousand (15,000).

Read first and second times and referred to the sifting committee.

House File 571, a bill for an act relating to expenditures from the municipal enterprises fund to obtain intercity bus service for the inhabitants of the municipal corporation or to continue or establish intracity routes of an urban transit system.

Read first and second times and referred to the sifting committee.

House File 712, a bill for an act to appropriate thirty-one million dollars (\$31,000,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code.

Read first and second times and referred to the committee on appropriations.

House File 713, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code.

Read first and second times and referred to the committee on appropriations.

House File 714, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid.

Read first and second times and referred to the committee on appropriations.

House File 715, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code.

Read first and second times and referred to the committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 54, 156, 157, 171, 182, 369 and 520.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 54, 156, 157, 171, 182, 369 and 520.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3, 1959, the Governor had approved the following bills:

Senate File 121, relating to county secondary road budgets.

Senate File 129, relating to brake requirements.

Senate File 251, relating to petition for election on bond issues.

A communication was also received announcing that on April 3, 1959, the Governor had disapproved the following bill:

Senate File 171, relating to the age of children starting to school.

RESIGNATION OF EMPLOYEE

Senator Wolf announced the resignation of Fran Fountain of Polk County as his committee clerk, effective April 2, 1959.

APPOINTMENT OF EMPLOYEE

Senator Wolf announced the appointment of Jewel Snider of Polk County as his committee clerk, effective April 6, 1959.

PROOFS OF PUBLICATION

Published copy of Senate File 400 and verified proof of publication of said bill in *The Daily Times*, Davenport, Iowa, on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of Senate File 421 and verified proof of publication of said bill in *The Daily Times*, Davenport, Iowa, on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 547 and verified proof of publication of said bill in the *Onawa Democrat* and the *Ute Independent* on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 653 and verified proof of publication of said bill in the *Holstein Advance* on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 654 and verified proof of publication of said bill in the *Ida County Pioneer Record*, on March 5, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 609 and verified proof of publication of said bill in the *Eagle Grove Eagle*, on February 26, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H.F. 543	H.F. 136	H.F. 65	S.F. 513
H.F. 463	H.F. 377	S.F. 466	S.F. 223
H.F. 141	H.F. 414	H.F. 210	S.F. 3

JACK SCHROEDER, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

1 Amend the House amendment to Senate Joint Resolution 7 as follows:

2 By striking all of divisions 1 and 2 and inserting in lieu thereof the following:

3 "1. By striking the period (.) in line 21 and inserting
4 in lieu thereof the following:
5 'until July 4, 1973, and thereafter unless otherwise provided by
6 law. The State Judicial Nominating Commission shall be composed and
7 selected as follows:'.

8 "2. By striking the period (.) in line 34 and inserting
9 in lieu thereof the following:
10 'until July 4, 1973, and thereafter unless otherwise provided by
11 law. The District Judicial Nominating Commissions shall be composed
12 and selected as follows:'."

LAWRENCE PUTNEY.

1 Amend Senate File 346 as follows:

2 1. By striking all after the enacting clause and inserting in lieu thereof

3 the following:

4 "Section 1. The duties of two (2) or more of the following county
5 officers and employees may be combined by the methods provided in
6 this Act:

- 7 1. County sheriff
- 8 2. County treasurer
- 9 3. County recorder
- 10 4. County auditor
- 11 5. County coroner
- 12 6. Clerk of the district court
- 13 7. Overseer of the poor
- 14 8. County home steward
- 15 9. Soldiers relief commission
- 16 10. Director of social welfare
- 17 11. County assessor
- 18 12. County weed commissioner.

19 Sec. 2. The board of supervisors of any county shall, upon
20 petition of electors equal in number to twenty-five (25) percent of
21 the votes cast for any county office receiving the greatest number of
22 votes at the last preceding general election filed with the county auditor,
23 call an election for the purpose of voting on a proposal or proposals
24 for combining the duties of any officers or employees designated in
25 section one (1) of this Act. If the petition contains more than one (1)
26 proposal for combining such duties, each proposal shall be listed on
27 the ballot as a separate issue. If the majority of the votes cast be
28 in favor of a proposal, the board of supervisors shall take all steps
29 necessary to combine the duties as specified in the petition.

30 Sec. 3. The petition shall state the offices and positions to be
31 combined and the office or position which is to be abolished.

32 Sec. 4. If an appointive position is abolished by a vote of the
33 people, the term of office of the incumbent shall terminate one (1)
34 month from the day the proposal is approved. If the approved proposal
35 provides for the abolishment of an elective office, the incumbent shall
36 hold office until the completion of the term for which he was elected,
37 except that if a proposal is approved at a general election which fills
38 the abolished office, the person elected thereto shall not take office.

39 Sec. 5. When the duties of any officer or employee named in
 40 section one (1) of this Act are assigned to an elective officer designated
 41 in such section, the board of supervisors may set the salary for such
 42 officer in lieu of the salary provided in chapter three hundred forty
 43 (340), Code 1958. When the duties of any officers or employees are
 44 combined as permitted in this Act, the person who fills the combined
 45 shall take the oath and give the bond required for each office and
 46 perform all the duties pertaining to each.

47 Sec. 6. Chapter four hundred forty-one (441), Code 1958, is
 48 hereby amended by adding thereto the following:

49 'When the duties of the county assessor are combined with
 50 the duties of another officer or employee as provided in this Act, the
 51 person named to perform the combined duties shall be appointed as
 52 provided in sections four hundred forty-one point two (441.2) and
 53 four hundred forty-one point three (441.3), Code 1958.'

54 Sec. 7. Section two hundred thirty-four point twelve (234.12),
 55 Code 1958, is hereby amended by adding thereto the following:

56 'When the duties of the director of social welfare are combined
 57 with the duties of another officer or employee as provided in this
 58 Act, the person named to perform the combined duties shall be
 59 employed as herein provided.'

60 Sec. 8. Duties that have been combined under the provisions
 61 of sections one (1) through seven (7) of this Act may be subsequently
 62 separated to provide again for separate offices by petition and a
 63 vote in the manner provided in section two (2) of this Act."

64 2. By striking all of the title after the word "Act" in line 1 and
 65 inserting in lieu thereof the following: "to permit the combining of
 66 the duties of certain county officers and employees."

JIM O. HENRY.
 DAVID O. SHAFF.
 D. C. NOLAN.

1 Amend Senate File 396 as follows:

2 Amend section 16 subsection 4 by
 3 striking all of lines 34, 35, 36, 37, 38, 39 and 40
 4 up to and including the word "assessor", and substituting
 5 in lieu thereof the following:

6 "All tax levies and expenditures provided for herein shall
 7 be subject to the provisions of chapter twenty-four (24)
 8 and the conference board is hereby declared to be the
 9 certifying board.

10 "Any tax for the maintenance of the office of assessor
 11 and other assessment procedure shall be levied only upon
 12 the property in the area assessed by said assessor and
 13 such tax levy shall not exceed one and one-half (1½)
 14 mills in assessing areas where the valuation upon which
 15 the tax is levied does not exceed twenty-five million
 16 (25,000,000) dollars; one and one-quarter (1¼) mills in
 17 assessing areas where the valuation upon which the tax
 18 is levied exceeds twenty-five million (25,000,000) dollars
 19 and does not exceed thirty million (30,000,000) dollars;
 20 one (1) mill in assessing areas where the valuation upon
 21 which the tax is levied exceeds thirty million (30,000,000)
 22 dollars."

IRVING D. LONG

1 Amend Senate File 478 by striking the period at the end of
2 line 14 of section 1 and adding thereto the following: "and to
3 any member of the General Assembly."

X. T. PRENTIS.

1 Amend Senate File 499, section 5, by adding thereto after the
2 "period (.)" in line 6 the following: "Nor shall old age
3 recipients be provided public nursing home care if private
4 facilities acceptable to the recipient are available, nor
5 unless such recipient request in writing to be provided public
6 nursing home care."

LYNN POTTER.

1 Amend Senate File 499 by adding thereto the following:
2 "The provisions of this act shall apply only in counties
3 with a city having a population of fifty-five thousand (55,000)
4 or over".

ANDREW G. FROMMELT.

1 Amend the Nolan amendment filed March 24, 1959 to
2 House File 340 by striking in line 3, the
3 words and figures "three hundred (300)" and inserting
4 in lieu thereof the words and figures "seven hundred
5 (700)".

6 Further amend the Nolan amendment by striking in
7 line 7, the words and figures "three hundred
8 (300)" and inserting in lieu thereof the words and
9 figures "seven hundred (700)".

JACK SCHROEDER.
J. T. DYKHOUSE.

1 Amend House File 368 as follows:

2 1. By inserting following section 51 a new
3 section as follows:

4 "Sec. 52. Notice of Incorporation. A corporation shall cause
5 to be published once each week for four weeks in succession, the
6 last such publication to be within three months from the date its
7 corporate existence begins, in some newspaper published within the
8 county wherein the registered office of the corporation is located,
9 a notice of incorporation which shall state:

10 "1. The name of the corporation and the chapter of the Code
11 or Session Laws under which incorporated;

12 "2. The date of the beginning of its corporate existence and
13 the period of its duration;

14 "3. The purpose or purposes for which it is organized as
15 stated in its articles of incorporation;

16 "4. The aggregate number of shares which it shall have
17 authority to issue, the classes, if any, thereof, and the par value,
18 if any, thereof;

19 "5. The address of its registered office, the name of the
20 county in which the registered office is located and the name of
21 its registered agent or agents at such address; and

22 "6. The names and addresses of its directors as designated
23 in its articles of incorporation.

24 "Proof of such publication, by affidavit of the publisher of
25 the newspaper in which it is made, shall be filed with the
26 secretary of state, and shall be conclusive evidence of the fact.

27 If the notice of incorporation is not published within the time
28 herein prescribed, but is subsequently published for the required
29 time, and proof of the publication thereof is filed with the
30 secretary of state, the acts of such corporation prior to as well
31 as after such publication shall be valid.”
32 and by renumbering the remaining sections.

D. C. NOLAN.

1 Amend Senate File 157 by striking section 1 and inserting
2 in lieu thereof the following:

3 “Section 1. Section four hundred twenty-nine point two
4 (429.2), Code 1958, is hereby amended by striking from lines
5 nineteen (19) and twenty (20) the words ‘five mills on the
6 dollar of actual valuation’ and inserting in lieu thereof the
7 following: ‘one (1) mill, as provided by section thirty-five
8 B point eleven (35B.11), except as follows:

9 1. In the case of loan corporations under section four
10 hundred twenty-nine point eleven (429.11), banks and loan and
11 trust companies under chapter four hundred thirty (430), and
12 loan agencies under chapter four hundred and thirty A (430A),
13 five (5) mills plus one (1) mill, as provided by section
14 thirty-five B point eleven (35B.11);

15 2. In the case of building, savings, and loan associations
16 under chapter four hundred thirty-one (431), one (1) mill
17 plus the one (1) mill provided by section thirty-five B
18 point eleven (35B.11). Such assessment shall be on the dollar
19 of actual valuation.’”

X. T. PRENTISS.
JACK MILLER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 7, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend C. E. Kingsley, pastor of the Baptist Church, Grinnell, Iowa.

PETITION

By Senator Miller, from members of the Royal Neighbors of America, Monona County, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Putney rose on a point of personal privilege and presented to the Senate a group of students from the Gladbrook High School, members of the 1959 State Championship girls' basketball team who were present in the Senate chamber accompanied by their coach, Chuck Newbauer.

Senator Nolan asked and received unanimous consent to present to the Senate eighty-five students from the Deep River-Millersburg Community School who were present in the balcony accompanied by their instructor, Charles DeCamp.

Senator Elijah asked and received unanimous consent to present to the Senate sixty-four senior students, members of the American problems class of the Tipton Community School, who were present in the balcony accompanied by their principal, William Diedricksen, and their instructors, Miss Goen, Mrs. Gordon and Mrs. McGivern.

Senator Walker asked and received unanimous consent to present to the Senate six members of the Union-Whitten Community School, Union baseball team who were present in the Senate chamber accompanied by their instructor, Mr. Heryford.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-four students from the Beaver Consolidated School who were present in the balcony accompanied by their instructors, Pauline Lamb and Margaret Schwartz.

Senator Putney rose on a point of personal privilege and presented to the Senate the Honorable Robert O. Burrows of Belle Plaine, former member of the House of Representatives from Benton County, who was present in the Senate chamber.

Senator Putney also asked and received unanimous consent to present to the Senate ninety-two junior and senior students from the Belle Plaine High School who were present in the balcony accompanied by members of the Belle Plaine Rotary Club.

INTRODUCTION OF BILLS

Senate File 519, by committee on transportation, a bill for an act relating to annual regulatory fees on motor vehicles used for the public transportation of freight.

Read first and second times and referred to the sifting committee.

Senate File 520, by committee on transportation, a bill for an act to amend Senate File 229, Acts of the Fifty-eighth General Assembly, relating to section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways.

Read first and second times and referred to the sifting committee.

Senate File 521, by committee on appropriations, a bill for an act to provide for a study of the problems of higher education in Iowa and to appropriate funds for such study.

Read first and second times and placed on the calendar.

SPECIAL ORDER DEFERRED

The time having arrived, the Chair announced the special order of business for the consideration of Senate Files 420 and 475.

Senator Schroeder asked and received unanimous consent that the special order of business for the consideration of Senate Files 420 and 475 be deferred until 9:00 a.m., Friday, April 10, 1959.

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 273, a bill for an act to amend section four hundred twenty point forty-one (420.41), Code 1958, relating to general powers and provisions of cities under special charter, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 273 by striking the remainder of the sentence after the word "shall" in line 9, section 1, and inserting in lieu thereof the following: "be as established by city ordinance."

The Senate concurred in the House amendment.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a third 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:

Boothby	Gillespie	Lynes	Putney
Butler	Gilmour	McCurdy	Rigler
Coleman	Grimstead	Mincks	Ringgenberg
Dewel	Hansen	Moore	Schroeder
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Buck	Miller	Scott	Vance
Byers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff called up for consideration Senate File 170, a bill for an act to amend sections two hundred thirty point twenty-five (230.25), and two hundred thirty point twenty-six (230.26), Code 1958, relating to lien of assistance, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 170, line 7, by striking the words "and wife" and inserting in lieu thereof the words "or wife of such person".

The Senate concurred in the House amendment.

Senator Shaff 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:

Boothby	Frommelt	Long	Prince
Buck	Getting	Lynes	Putney
Butler	Gillespie	McCurdy	Rigler
Byers	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Weber
Evans	Hoxie	Price	Wolf
Fisher			

Nays, 1:

Walker

Absent or not voting, 4:

Gilmour

Miller

Scott

Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

On motion of Senator Dykhouse, Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, was taken up for further consideration.

Senator Henry offered the following amendment, filed by Senators Henry, Shaff and Nolan, and moved its adoption:

Amend Senate File 346 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The duties of two (2) or more of the following county officers and employees may be combined by the methods provided in this Act:

1. County sheriff
2. County treasurer
3. County recorder
4. County auditor
5. County coroner
6. Clerk of the district court
7. Overseer of the poor
8. County home steward
9. Soldiers relief commission
10. Director of social welfare
11. County assessor
12. County weed commissioner.

Sec. 2. The board of supervisors of any county shall, upon petition of electors equal in number to twenty-five (25) percent of the votes cast for any county office receiving the greatest number of votes at the last preceding general election filed with the county auditor, call an election for the purpose of voting on a proposal or proposals for combining the duties of any officers or employees designated in section one (1) of this Act. If the petition contains more than one (1) proposal for combining such duties, each proposal shall be listed on the ballot as a separate issue. If the majority of the votes cast be in favor of a proposal, the board of supervisors shall take all steps necessary to combine the duties as specified in the petition.

Sec. 3. The petition shall state the offices and positions to be combined and the office or position which is to be abolished.

Sec. 4. If an appointive position is abolished by a vote of the people, the term of office of the incumbent shall terminate one (1) month from the day the proposal is approved. If the approved proposal provides for the abolishment of an elective office, the incumbent shall hold office until the completion of the term for which he was elected, except that if a proposal is approved at a general election which fills the abolished office, the person elected thereto shall not take office.

Sec. 5. When the duties of any officer or employee named in section one (1) of this Act are assigned to an elective officer designated in such

section, the board of supervisors may set the salary for such elective officer in lieu of the salary provided in chapter three hundred forty (340), Code 1958. When the duties of any officers or employees are combined as permitted in this Act, the person who fills the combined office shall take the oath and give the bond required for each office and perform all the duties pertaining to each.

Sec. 6. Chapter four hundred forty-one (441), Code 1958, is hereby amended by adding thereto the following:

'When the duties of the county assessor are combined with the duties of another officer or employee as provided in this Act, the person named to perform the combined duties shall be appointed as provided in sections four hundred forty-one point two (441.2) and four hundred forty-one point three (441.3), Code 1958.'

Sec. 7. Section two hundred thirty-four point twelve (234.12), Code 1958, is hereby amended by adding thereto the following:

'When the duties of the director of social welfare are combined with the duties of another officer or employee as provided in this Act, the person named to perform the combined duties shall be employed as herein provided.'

Sec. 8. Duties that have been combined under the provisions of sections one (1) through seven (7) of this Act may be subsequently separated to provide again for separate offices by petition and a vote in the manner provided in section two (2) of this Act."

2. By striking all of the title after the word "Act" in line 1 and inserting in lieu thereof the following: "to permit the combining of the duties of certain county officers and employees."

The amendment was adopted.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Grimstead Prince

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MOTION TO RECONSIDER WITHDRAWN

Senator Potter called up the following motion to reconsider filed by him:

Mr. President: I move to reconsider the vote by which Senate Concurrent Resolution 16 passed the Senate on April 3, 1959.

Senator Potter asked and received unanimous consent to withdraw his motion to reconsider.

On motion of Senator Hoschek, Senate File 397, a bill for an act relating to powers and duties of governing boards in drainage and levee districts, was taken up for further consideration.

Senator Hoschek moved that the bill be read a third 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:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Grimstead	Mincks	Shaff
Coleman	Hansen	Moore	Shoeman
Dewel	Harbor	Nolan	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Long	Putney	

Nays, none.

Absent or not voting, 3:

Gilmour	O'Connor	Scott
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, Senate File 421, a bill for an act to legalize and validate the proceedings authorizing and providing for the issuance, sale and delivery of revenue bonds by the City of Bettendorf, Scott County, Iowa, to defray the cost of constructing sewage works and facilities 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 city, was taken up for further consideration.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Evans	Long	Putney	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 4:

Gilmour	Grimstead	Moore	Scott
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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 Prentis, Senate File 510, a bill for an act to make appropriations to members of the Iowa study committee on the care of the aging, was taken up and considered.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 510 by striking section 4 and inserting in lieu thereof the following:

"Sec. 4. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the DeWitt Observer, a newspaper published in DeWitt, Iowa, and in the Creston News-Advertiser, a newspaper published in Creston, Iowa."

The amendment was adopted.

Senator Prentis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoschek	Potter	Vance
Eppers	Hoxie	Prentis	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 10:

Elijah (present)	Fisher Gilmour	Long Price Prince	Scott Walker
Evans	Hoffman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, Senate File 512, a bill for an act to provide for the transfer of funds from "the state sinking fund for public deposits" to the state general fund, and to eliminate payment of assessments, unless needed, was taken up and considered.

Senator Putney offered the following amendment, filed by Senators Prentis and Putney, and moved its adoption:

Amend Senate File 512 by striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. The state treasurer is hereby ordered to transfer the sum of five hundred forty-one thousand six hundred eighty-one dollars and nine cents (\$541,681.09) from the state sinking fund for public deposits to the state general fund.

Sec. 2. Amend section four hundred fifty-four point nine (454.9), Code 1958, by striking from line eighteen (18) thereof the words 'two hundred fifty' and inserting in lieu thereof the words 'one hundred'; further amend said section by striking from line twenty-seven (27) thereof the words 'two hundred fifty' and inserting in lieu thereof the words 'one hundred'; further amend said section by striking from line thirty-nine (39) thereof the words 'two hundred fifty' and inserting in lieu thereof the words 'one hundred'."

The amendment was adopted.

Senator Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Miller	Rigler
Buck	Gillespie	Mincks	Ringgenberg
Butler	Gilmour	Moore	Schroeder
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hill	Prentis	Vance
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans	Hoffman	Hoschek	Scott
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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 Prentis, Senate File 514, a bill for an act to make appropriations to members of the committee on interstate cooperation, namely: Guy G. Butler, David O. Shaff, John J. O'Connor, W. H. Tate, Carroll Price, Elmer H. Vermeer, Emil L. Novak, Neil E. Johns and Robert R. Rigler, was taken up and considered.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Fisher	Hoxie	Prince
Buck	Frommelt	Long	Putney
Byers	Getting	Lynes	Ringgenberg
Coleman	Gillespie	McCurdy	Schoeder
Dewel	Grimstead	Miller	Shoeman
Dykhouse	Hansen	Mincks	Stuart
Edelen	Harbor	Nolan	Turner
Elijah	Henry	O'Malley	Walker
Eppers	Hill	Potter	Weber
Evans	Hoschek	Prentis	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Moore	Rigler	Shaff
(present)	O'Connor	(present)	(present)
Gilmour	Price	Scott	Vance
Hoffman	(present)		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Frommelt took the chair at 10:50 a.m.

On motion of Senator Boothby, Senate File 515, a bill for an act to appropriate from the general fund of the State of Iowa to the state printing board for printing and binding, was taken up and considered.

Senator Boothby offered the following amendment and moved its adoption:

Amend Senate File 515 as follows:

Amend section 1, line 4, by striking the words "seventy-one thousand five hundred dollars (\$71,500.00)" and inserting in lieu thereof the words "one hundred ten thousand dollars (\$110,000.00)".

The amendment was adopted.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Fisher	Lynes	Putney
Buck	Frommelt	McCurdy	Rigler
Butler	Getting	Mincks	Ringgenberg
Byers	Gillespie	Nolan	Schroeder
Coleman	Grimstead	O'Connor	Shoeman
Dewel	Hansen	O'Malley	Stuart
Dykhous	Harbor	Potter	Turner
Edelen	Henry	Prentis	Walker
Elijah	Hoschek	Price	Weber
Eppers	Hoxie	Prince	Wolf
Evans			

Nays, none.

Absent or not voting, 9:

Gilmour	Long	Moore	Shaff
Hill	Miller	Scott	Vance
Hoffman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, Senate File 516, a bill for an act to appropriate from the general fund of the State of Iowa to the national guard and state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment, and rehabilitation, was taken up and considered.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Frommelt	McCurdy	Putney
Buck	Getting	Miller	Rigler
Butler	Gillespie	Mincks	Ringgenberg
Byers	Grimstead	Nolan	Schroeder
Coleman	Hansen	O'Connor	Shoeman
Dykhous	Harbor	O'Malley	Stuart
Edelen	Henry	Potter	Turner
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Prince	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 8:

Dewel	Hill	Moore	Shaff
Gilmour	Hoffman	Scott	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, Senate File 517, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public safety for the purpose of various capital im-

provements, equipment and vehicles for the division of radio communication, was taken up and considered.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	O'Malley	Turner
Edelen	Hill	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Prince	Wolf
Fisher	Lynes	Putney	

Nays, none.

Absent or not voting, 3:

Gilmour	Hoffman	Scott
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, House File 8, a bill for an act placing the production of domesticated fur-bearing animals under the authority of the department of agriculture, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

President McManus took the chair at 11:10 a.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Frommelt	Miller	Rigler
Buck	Getting	Mincks	Ringgenberg
Butler	Gillespie	Moore	Schroeder
Byers	Gilmour	Nolan	Shaff
Coleman	Grimstead	O'Connor	Shoeman
Dewel	Hansen	O'Malley	Stuart
Dykhouse	Harbor	Potter	Turner
Edelen	Hill	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Evans	Long	Putney	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 4:

Henry

Hoffman

McCurdy

Scott

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Art A. Drebenstedt of Burlington, Des Moines County, Iowa, as a member of the State Board of Regents for the unexpired term ending July 1, 1961.

L. Guy Young of Bedford, Taylor County, Iowa, as a member of the Iowa Natural Resources Council for a six-year term ending July 1, 1965.

The Senate arose from executive session and resumed regular session, President McManus presiding.

SENATE FILE 286 RE-REFERRED

Senator Schroeder asked and received unanimous consent that Senate File 286 be re-referred to the committee on ways and means.

THIRD READING OF BILLS

On motion of Senator O'Malley, House File 151, a bill for an act to amend chapter six hundred five A (605A), Code 1958, to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits, with report of committee recommending amendment in accordance with the amendment filed by Senators Ringgenberg and O'Malley and passage, was taken up, considered, and the report of the committee adopted.

On motion of Senator O'Malley, the following amendment, filed by Senators Ringgenberg and O'Malley, was adopted:

Amend House File 151 as follows:

1. Amend the title by striking the period (.) in line 5 and by inserting in lieu thereof the words, "and to terminate their membership in the Iowa public employees' retirement system."

2. Further amend House File 151 by inserting the following as a new section:

"Chapter ninety-seven B (97B), Code 1958, is hereby amended by adding thereto the following four (4) new sections:

1. Every person who is a member of the judicial retirement system on

the effective date of this act, or who thereafter becomes a member shall have his membership terminated in the Iowa public employees' retirement system.

2. The tax on wages of each employee and his employer, as required by section ninety-seven B point eleven ((97B.11) of the Code shall cease on the effective date of such employee's membership in the judicial retirement system, or the effective date of this act, whichever is earlier.

3. Each member whose membership is terminated in the Iowa public employees' retirement system shall be paid from the Iowa public employees' retirement fund within the six (6) month period immediately following the date of termination of his membership a lump sum cash amount equal to the sum of such member's accumulated contributions as defined in subsection nine (9) of section ninety-seven B point forty-one (97B.41) of the Code, computed as of the date his membership in the system is terminated; plus the total amount contributed to the Iowa old age and survivors' insurance fund prior to July 1, 1953 by such member which was transferred to the Iowa public employees' retirement fund as of July 1, 1953 and would have been refundable to him had he not elected to receive prior service credit in accordance with section ninety-seven B point forty-three (97B.43) of the Code, with interest on such amount at two (2) percent per annum compounded annually from July 1, 1953 to the date his membership in the system was terminated.

4. Any employee whose membership in the judicial retirement fund is subsequently terminated shall be entitled to resume membership in the Iowa public employees' retirement system."

Senator O'Malley asked and received unanimous consent to withdraw the following amendment filed by him:

Amend House File 151 as follows:

Amend section 1, line 10, by inserting the word "within" after the word "given".

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 151 as follows:

1. Insert after the word "years" in line 7 of section 5 the following: "or who has had 25 years of consecutive service as a judge of one or more of said courts".

The amendment was adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Eppers	Henry	Mincks
Buck	Evans	Hill	Moore
Butler	Fisher	Hoffman	Nolan
Byers	Frommelt	Hoschek	O'Connor
Coleman	Getting	Hoxie	O'Malley
Dewel	Gillespie	Long	Potter
Dykhouse	Grimstead	Lynes	Prentiss
Edelen	Hansen	McCurdy	Price
Elijah	Harbor	Miller	Prince

Putney	Schroeder	Stuart	Walker
Rigler	Shaff	Turner	Weber
Ringgenberg	Shoeman	Vance	Wolf

Nays, none.

Absent or not voting, 2:

Gilmour	Scott
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 312 be withdrawn from further consideration of the Senate.

On motion of Senator Dykhouse, House File 340, a bill for an act relating to the highway systems in the state, 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 action on House File 340 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Boothby, House File 360, a bill for an act relating to the duties of the board of control and to repeal section two hundred twenty-three point twenty-one (223.21), Code 1958, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Prince	Wolf
Fisher	Lynes	Putney	

Nays, none.

Absent or not voting, 3:

Gilmour	Harbor	Scott
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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 Rigler, Senate File 362, a bill for an act to establish a commission on interstate cooperation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rigler offered the following amendment:

Amend Senate File 362 by striking all of section 6 and inserting in lieu thereof the following:

Sec. 6. This Act, being deemed of immediate importance shall take effect and be in full force from and after its passage and publication in the Traer Star-Clipper, a newspaper published in Traer, Iowa, and in the Fairfield Ledger, a newspaper published in Fairfield, Iowa."

Senator Rigler asked and received unanimous consent that action on Senate File 362 be deferred and that the bill be placed on the calendar under unfinished business.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following House joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 17, creating a special committee to establish, plan for, and conduct appropriate programs in connection with the approaching Centennial of the many important events of the Civil War, and to make an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 162, a bill for an act to provide for a uniform rural residence numbering system and define the duties of the state highway commission in relation thereto, etc.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 644, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Boyden-Hull Community School District.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 678, a bill for an act relating to voting machine procedure and to amend various sections of the Code relating thereto.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 692, a bill for an act to grant and convey unto Muscatine Island Levee District a perpetual easement over and across certain lands belonging to the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 717, a bill for an act to accept the National Defense Education Act of 1958 and to make an appropriation from the general fund of the state to the department of public instruction for participation in said act.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House Joint Resolution 17, a joint resolution creating a special committee to establish, plan for, and conduct appropriate programs in connection with the approaching Centennial of the many important events of the Civil War, and to make an appropriation therefor.

Read first and second times and referred to the committee on appropriations.

House File 162, a bill for an act to provide for a uniform rural residence numbering system and define the duties of the state highway commission in relation thereto; to provide for regulations as to the size, construction material and placement of such number signs; and to authorize counties to erect rural residence number signs and to create a special fund therefor, and to provide penalties for violation of the act.

Read first and second times and referred to the sifting committee.

House File 644, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Boyden-Hull Community School District, in the Counties of Sioux and Lyon, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and referred to the sifting committee.

House File 678, a bill for an act relating to voting machine procedure and to amend various sections of the Code relating thereto.

Read first and second times and referred to the sifting committee.

House File 692, a bill for an act to grant and convey unto Muscatine Island Levee District of Muscatine and Louisa Counties, Iowa, a perpetual easement over and across certain lands belonging to the State of Iowa in Muscatine and Louisa Counties, lying below the ordinary highwater mark of the Mississippi River.

Read first and second times and referred to the sifting committee.

House File 717, a bill for an act to accept the National Defense Education Act of 1958 and to make an appropriation from the general fund of the State of Iowa to the department of public instruction for participation in said act.

Read first and second times and referred to the committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 92, 112, 150, 212, 264, 270, 280, 304, 305, 320, 490 and 502; also, House Files 51, 450 and 515.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 92, 112, 150, 212, 264, 270, 280, 304, 305, 320, 490 and 502; also, House Files 51, 450 and 515.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 April, 1959, sent to the Governor for his approval: Senate Files 92, 112, 150, 212, 264, 270, 280, 304, 305, 490 and 502.

LEROY GETTING, *Chairman.*

Passed on file.

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 4**, a bill for an act to permit the refund of motor fuel tax paid on motor fuel used in corn shellers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DAVID O. SHAFF, *Chairman.*

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 686**, a bill for an act to appropriate from the general fund of the State of Iowa for capital improvements for buildings and grounds under the superintendent of public buildings and grounds, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

1. Amend House File 686 by striking lines three and four of section 1 and inserting in lieu thereof the following: "grounds the sum of four hundred sixty-five thousand dollars (\$465,000.00) to be used in the following manner:".

2. Further amend by striking line 5 of section 2 and inserting in lieu thereof the following: "Remodeling ladies restroom on second floor of state capitol building\$5,000.00".

3. Further amend by adding after the word "surface" in line 9 of section

2 the following: "but no portion shall be used for washing or cleaning the exterior of the building".

4. Further amend by striking line 22 of section 2 and inserting in lieu thereof the following: "Microfilming all records stored in archives building\$30,000.00".

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 55 by striking all after the enacting
2 clause and inserting in lieu thereof the following:
3 "Section 1. Section three hundred thirty-two point seven
4 (332.7), Code 1958, is hereby amended by striking from line
5 three (3) the words, 'two thousand' and by inserting in lieu
6 thereof the words, 'seventy-five hundred (7,500)'."

FRANK M. HOXIE

1 Amend Senate File 322 by striking lines 7 and
2 8 of section 1 and inserting in lieu thereof the follow-
3 ing:
4 "shall be a registered civil engineer under the provisions of
5 chapter one hundred fourteen (114) of the Code."
6 Further amend Senate File 322 by inserting after the word,
7 "removed" where it first appears in line 20 of section
8 1 the following:
9 "except where such removal is sought under the provisions of
10 section three hundred thirty-two point three (332.3), subsection
11 nine (9) of the Code".

JIM O. HENRY.

1 Amend Senate File 398 as follows:
2 Amend section 1, line 2 by adding after the comma
3 following the word "structure" the following: "except
4 necessary public utility structures."

CARL D. HOSCHEK.
CHARLES F. EPPERS.
GEORGE W. WEBER.

1 Amend House File 368 as follows:
2 1. Amend the Nolan amendment to House File 368 filed
3 April 6, 1959, by striking lines 5 through 7 inclusive and
4 inserting in lieu thereof the following: "to be published
5 within three months from the date its corporate existence
6 begins, one publication in some newspaper published within
7 the".

DAVID O. SHAFF.
IRVING D. LONG.

1 Amend House File 712 by adding thereto the following:
2 Sec. 2. Section two hundred eighty-six A point one
3 (286A.1), Code 1958, is amended by striking the word "The" from
4 line one (1) of said section and by inserting in lieu thereof
5 the following: "the taxpayers of the".
6 Said section is further amended by inserting after the first
7 paragraph a new paragraph as follows:

8 "References in this chapter providing for reimbursement to
9 school districts shall mean reimbursement to the taxpayers of
10 such districts in the form of a credit by the county treasurer
11 on their individual property taxes for school purposes."

12 Sec. 3. Section two hundred eighty-six A point five (286A.5),
13 Code 1958, is amended by adding at the end thereof the following:

14 "The state comptroller shall draw his warrant, payable to
15 the county treasurer, on the appropriation for general school
16 aid in the total sum to be credited to the taxpayers of each
17 school district entitled to state aid and shall designate on
18 each such warrant the district where the credit shall be applied
19 and forward it to the county auditor.

20 "In the event a school district is located in two or more
21 counties, the payment to the district, shall be apportioned to
22 such counties in separate warrants, in the same ratio that the
23 assessed valuation on property in the district located in each
24 county bears to the total assessed valuation of the district.
25 The department of public instruction shall obtain this data and
26 make the apportionment.

27 "Upon receiving such warrant from the state comptroller,
28 the county auditor shall determine the amount thereof to be
29 credited to each taxpayer in the school district, and shall
30 enter the same upon tax lists as a credit against the tax
31 levied against each such taxpayer before delivering said tax
32 lists to the county treasurer. Upon receipt of the comptroller's
33 warrant by the county auditor, he shall deliver said warrant
34 to the county treasurer for credit to the appropriate school
35 district. The county treasurer shall show on each tax receipt
36 the amount of tax credit to each taxpayer and such credit shall
37 be labeled 'state aid for schools'. In case of change of owner-
38 ship the credit shall follow the title."

39 Sec. 4. Section two hundred eighty-six A point seven
40 (286A.7), Code 1958, is amended by striking all of lines seven
41 (7) to eleven (11), inclusive, and inserting in lieu thereof
42 the following:

43 "All general aid moneys credited to the taxpayers of a
44 public school district shall be considered a part of the general
45 fund of said district and shall be so considered in preparation
46 of the budget under section two hundred ninety-eight point one
47 (298.1), which fund shall be used only for the following purposes:"

48 Sec. 5. Section two hundred eighty-six A point seven (286A.7),
49 Code 1958, is amended by striking all of the next to the last
50 paragraph beginning with the words, "The board of directors" and
51 ending with the words, "general fund purposes". and inserting in
52 lieu thereof the following:

53 "The board of directors of each school district shall pre-
54 pare a budget as required by law setting out the amount of money
55 proposed to be expended from the general fund and the amount to
56 be raised by taxation for general fund purposes shall be the sum
57 so fixed. The board shall include in its budget as a
58 separate item any proposed expenditures from the special
59 courses fund and the amount to be raised by taxation for
60 such purposes shall be separate and distinct from the levy
61 for general fund purposes."

62 Sec. 6. Section two hundred eighty-six A point one
63 (286A.1), Code 1958, is amended by striking the "period (.)"

64 in line ten (10) of said section and by inserting in lieu
 65 thereof the following: "in addition to any millage rate
 66 levied that may be paid by state aid in the form of a credit
 67 to the taxpayer."

D. C. NOLAN.
 X. T. PRENTIS.

1 Amend House File 713 by adding thereto the following:
 2 Sec. 2. Section two hundred eighty-five point one (285.1),
 3 Code 1958, is amended by striking all of subsection fifteen (15)
 4 and inserting in lieu thereof the following:

5 "15. The taxpayers of every school district, which is re-
 6 quired by law to provide transportation, shall be reimbursed by
 7 the state for transportation costs incurred in the amount and
 8 manner as provided in this chapter. However, no state reimburse-
 9 ment shall be made to the taxpayers of school districts to cover
 10 costs incurred in transporting pupils from home to a bus route,
 11 or any others not entitled to free transportation, but who are
 12 transported at the expense of the home district or the parents.

13 "References in this chapter providing for reimbursement to
 14 school districts shall mean reimbursement to the taxpayers of
 15 such districts in the form of a credit by the county treasurer
 16 on their individual property taxes for school purposes."

17 Sec. 3. Section two hundred eighty-five point three (285.3),
 18 Code 1958, is amended by striking from the last line thereof the
 19 words, "county auditors of the counties where such districts are
 20 located.

21 "The state comptroller shall draw his warrant, payable to the
 22 county treasurer, on the appropriation for school aid for trans-
 23 portation in the total sum to be credited to the taxpayers of
 24 each school district entitled to state aid and shall designate
 25 on each such warrant the district where the credit shall be ap-
 26 plied.

27 "In the event a school district is located in two or more
 28 counties, the payment to the district, shall be apportioned to
 29 such counties in separate warrants in the same ratio that the
 30 assessed property valuation of the school district in each
 31 county bears to the total assessed valuation of the district.
 32 The department of public instruction shall obtain this data
 33 and make the apportionment.

34 "All transportation aid moneys credited to the taxpayers
 35 of a public school district shall be considered a part of the
 36 general fund of said district and shall be so considered in pre-
 37 paration of the budget under section two hundred ninety-eight
 38 point one (298.1)."

39 Sec. 3. Section two hundred eighty-five point three (285.3),
 40 Code 1958, is amended by adding the following:

41 "Upon receiving such warrant from the state comptroller,
 42 the county auditor shall determine the amount thereof to be
 43 credited to each taxpayer in the school district, and shall
 44 enter the same upon tax lists as a credit against the tax levied
 45 against each such taxpayer before delivering said tax lists to
 46 the county treasurer. Upon receipt of the comptroller's warrant
 47 by the county auditor, he shall deliver said warrant to the
 48 county treasurer for credit to the appropriate school district.
 49 The county treasurer shall show on each tax receipt the amount

50 of tax credit to each taxpayer and such credit shall be labeled
51 'state aid to schools'. In case of change of ownership the
52 credit shall follow the title."

D. C. NOLAN.
X. T. PRENTIS.

1 Amend House File 715 by adding thereto the following:

2 Sec. 2. Section two hundred eighty-six point one (286.1),
3 Code 1958, is amended by inserting in line four (4) after the
4 word, "state," the words, "the taxpayers of".

5 Also by adding at the end of said section the following:
6 "References in this chapter providing for reimbursement
7 to school districts shall mean reimbursement to the taxpayers
8 of such districts in the form of a credit by the county treasurer
9 on their individual property taxes for school purposes."

10 Sec. 3. Chapter two hundred eighty-six (286), Code 1958,
11 is amended by adding the following section:

12 "The state comptroller shall draw his warrant, payable to
13 the county treasurer, on the appropriation for supplemental
14 school aid in the total sum to be credited to the taxpayers of
15 each school district entitled to state aid and shall designate
16 on each such warrant the district where the credit shall be
17 applied and forward it to the county auditor.

18 "In the event a school district is located in two or more
19 counties, the payment to the district, shall be apportioned to
20 such counties in separate warrants in the same ratio that the
21 assessed property valuation of the school district in each
22 county bears to the total assessed valuation of the district.
23 The department of public instruction shall obtain this data
24 and make the apportionment.

25 "All supplemental aid moneys credited to the taxpayers of
26 a public school district shall be considered a part of the
27 general fund of said district and shall be so considered in
28 preparation of the budget under section two hundred ninety-eight
29 point one (298.1)."

30 Sec. 4. Chapter two hundred eighty-six (286), Code 1958,
31 is amended by adding the following section:

32 "Upon receiving such warrant from the state comptroller,
33 the county auditor shall determine the amount thereof to be
34 credited to each taxpayer in the school district, and shall
35 enter the same upon tax lists as a credit against the tax
36 levied against such taxpayer before delivering said tax lists
37 to the county treasurer. Upon receipt of the comptroller's
38 warrant by the county auditor, he shall deliver said warrant
39 to the county treasurer for credit to the appropriate school
40 district. The county treasurer shall show on each tax receipt
41 the amount of tax credit to each taxpayer and such credit shall
42 be labeled 'state aid for schools'. In case of change of owner-
43 ship the credit shall follow the title."

44 Sec. 5. Section two hundred eighty-six point four (286.4),
45 Code 1958, is amended by striking the "period (.)" in line five
46 (5) of subsection three (3) and by inserting in lieu thereof
47 the following: "in addition to any millage rate levied that
48 may be paid by state aid in the form of a credit to the taxpayer."

D. C. NOLAN.
X. T. PRENTIS.

1 Amend Senate File 499 by striking everything after the
2 enacting clause and insert in lieu thereof the following:

3 "Section 1. Section two hundred forty-nine point six
4 (249.6), subsection nine (9), Code 1958, is hereby repealed
5 and the following enacted in lieu thereof:

6 "Is not an inmate of a public institution, except as a
7 patient in a medical institution for treatment for other than
8 tuberculosis or mental diseases or who has been diagnosed
9 as having tuberculosis or psychosis and is a patient in a
10 public mental health institution as a result thereof."

11 Sec. 2. Section two hundred forty-nine point thirty-one
12 (249.31), Code 1958, is hereby repealed and the following
13 enacted in lieu thereof:

14 "A patient in a private medical institution for tuberculosis
15 or mental diseases or as a result of diagnosis of tuberculosis
16 or psychosis is not eligible to receive assistance."

ANDREW G. FROMMELT.

On motion of Senator Lynes, the Senate adjourned until 9:00 a.m.,
Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 8, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend M. G. Bell, pastor of the First Presbyterian Church, Guthrie Center, Iowa.

PETITIONS

By Senator Prince, from forty-five residents of Adair and Guthrie Counties favoring proposed school legislation.

By Senator Prince, from members of the Royal Neighbors of America, Guthrie County, in opposition to a tax on fraternal societies.

By Senator Schroeder, majority floor leader, from thirteen residents of Polk County favoring proposed school legislation.

PRESENTATION OF VISITORS

Senator Prentis asked and received unanimous consent to present to the Senate fifteen students from the Redding High School who were present in the balcony accompanied by their instructor, Mrs. Lloyd Daville.

Senator Dewel asked and received unanimous consent to present to the Senate thirty members of the junior class of the Titonka High School who were present in the balcony accompanied by their instructor, W. P. Truesdell.

Senator Edelen rose on a point of personal privilege and presented to the Senate the Honorable Curtis G. Riehm, a former member of the House of Representatives from Hancock County who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty seventh grade students from the West Des Moines Fair Meadows School who were present in the balcony accompanied by their instructor, Lola Porter.

Senator Gillespie asked and received unanimous consent to present to the Senate twenty-three students from the Earlham High School who were present in the balcony accompanied by their instructor, Alan Arends.

Senator O'Malley asked and received unanimous consent to present to the Senate ninety-eight students from the Altoona Public School who were present in the balcony accompanied by their instructors, Richard E. Peters, James Peterson and Mrs. Neil Porter.

INTRODUCTION OF BILLS

Senate File 522, by committee on board of control, a bill for an act relating to the powers and duties of the director of industries under the board of control.

Read first and second times and referred to the sifting committee.

Senate File 523, by committee on appropriations, a bill for an act to make appropriations to members of the Iowa Legislative Research Committee, namely: W. C. Stuart, George O'Malley, X. T. Prentis, Robert W. Naden, Albert Lund and Bert K. Fairchild.

Read first and second times and placed on the calendar.

Senate File 524, by committee on claims, a bill for an act to make appropriations for James C. Strohman in settlement of claim against the State of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File 525, by committee on board of control, a bill for an act relating to the employment of certain directors by the board of control.

Read first and second times and referred to the sifting committee.

Senate File 526, by committee on conservation, a bill for an act to amend section one hundred eleven A point six (111A.6), Code 1958, to authorize the issuance of bonds by any county having a population in excess of ninety thousand (90,000) for recreation and conservation purposes and legalizing and validating all proceedings heretofore taken in connection therewith.

Read first and second times and referred to the sifting committee.

UNFINISHED BUSINESS

On motion of Senator Hoschek, Senate File 398, a bill for an act relating to powers and duties of the board, or boards of supervisors or trustees in drainage and levee districts with pumping stations to prevent injury to the levees maintained by said districts, and providing penalties for the violation thereof, was taken up for further consideration.

Senator Weber offered the following amendment, filed by Senators Hoschek, Eppers and Weber, and moved its adoption:

Amend Senate File 398 as follows:

Amend section 1, line 2 by adding after the comma following the word "structure" the following: "except necessary public utility structures."

The amendment was adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Fisher	Lynes	Ringgenberg
Buck	Frommelt	McCurdy	Schroeder
Butler	Getting	Miller	Scott
Byers	Gillespie	Moore	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hill	Price	Vance
Elijah	Hoffman	Prince	Walker
Eppers	Hoschek	Putney	Weber
Evans	Hoxie	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Gilmour	Long	Nolan	O'Connor
Grimstead	Mincks		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Frommelt, Senate File 499, a bill for an act relating to old-age assistance, was taken up for further consideration.

Senator Frommelt moved that action on Senate File 499 be deferred and that the bill retain its place on the calendar.

Senator Long moved as a substitute motion that Senate File 499 be laid on the table.

The substitute motion prevailed and Senate File 499 was laid on the table.

THIRD READING OF BILLS

On motion of Senator Stuart, Senate File 479, a bill for an act relating to certain types of corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in this state and withdrawal therefrom, authority, powers and rights thereof, and requirements therefor, and the regulation and conduct of affairs thereof, was taken up and considered.

Senator Shaff asked and received unanimous consent that House File 368 be substituted for Senate File 479.

On motion of Senator Shaff, House File 368, a bill for an act relating to certain types of corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in this state and withdrawal therefrom, authority, powers and rights thereof, and requirements therefor, and the regulation and conduct of affairs thereof, was taken up and considered.

Senator Nolan offered the following amendment:

Amend House File 368 as follows:

1. By inserting following section 51 a new section as follows:

"Sec. 52. Notice of Incorporation. A corporation shall cause to be published once each week for four weeks in succession, the last such publication to be within three months from the date its corporate existence begins, in some newspaper published within the county wherein the registered office of the corporation is located, a notice of incorporation which shall state:

"1. The name of the corporation and the chapter of the Code or Session Laws under which incorporated;

"2. The date of the beginning of its corporate existence and the period of its duration;

"3. The purpose or purposes for which it is organized as stated in its articles of incorporation;

"4. The aggregate number of shares which it shall have authority to issue, the classes, if any, thereof, and the par value, if any, thereof;

"5. The address of its registered office, the name of the county in which the registered office is located and the name of its registered agent or agents at such address; and

"6. The names and addresses of its directors as designated in its articles of incorporation.

"Proof of such publication, by affidavit of the publisher of the newspaper in which it is made, shall be filed with the secretary of state, and shall be conclusive evidence of the fact. If the notice of incorporation is not published within the time herein prescribed, but is subsequently published for the required time, and proof of the publication thereof is filed with the secretary of state, the acts of such corporation prior to as well as after such publication shall be valid.", and by renumbering the remaining sections.

Senator Shaff offered the following amendment to the amendment, filed by Senators Shaff and Long, and moved its adoption:

Amend the amendment by striking lines 5 through 7 inclusive and inserting in lieu thereof the following: "to be published within three months from the date its corporate existence begins, one publication in some newspaper published within the".

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

COMMITTEE OF THE WHOLE

On motion of Senator Stuart, the Senate resolved itself into a committee of the whole for the purpose of further questioning on House File 368.

The Senate arose from the committee of the whole and resumed regular session and further consideration of House File 368.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Moore	Schroeder
Dewel	Hansen	Nolan	Scott
Dykhouse	Harbor	O'Connor	Shaff
Edelen	Henry	O'Malley	Shoeman
Elijah	Hill	Potter	Stuart
Eppers	Hoffman	Prentis	Turner
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, 2:

Coleman Mincks

Absent or not voting, 2:

Boothby Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Long moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Shaff asked and received unanimous consent that Senate File 479 be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 370, a bill for an act relating to the reorganization of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 460, a bill for an act changing the date of the annual meeting of school boards and their treasurer, and changing the date for publication of school financial statements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 675, a bill for an act relating to full disclosure of election campaign expenditures and the sources of major campaign contributions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 688, a bill for an act relating to rental of properties acquired but not immediately needed for improvement of public highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 694, a bill for an act relating to nomination papers for public office and providing penalties for violation thereof.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 702, a bill for an act relating to the terms of county officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 104, a bill for an act relating to court expense fund.

Also: That the House has amended the Senate amendment to House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads and refuses to concur in the Senate amendment as amended.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 370, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, relating to the reorganization of school districts.

Read first and second times and referred to the sifting committee.

House File 460, a bill for an act changing the date of the annual meeting of school boards and their treasurer, and changing the date for publication of school financial statements.

Read first and second times and referred to the sifting committee.

House File 675, a bill for an act relating to full disclosure of election campaign expenditures and the sources of major campaign contributions.

Read first and second times and referred to the sifting committee.

House File 688, a bill for an act relating to rental of properties acquired but not immediately needed for improvement of public highways and to amend chapter three hundred six (306), Code 1958.

Read first and second times and referred to the sifting committee.

House File 694, a bill for an act relating to nomination papers for public office and providing penalties for violation thereof.

Read first and second times and referred to the sifting committee.

House File 702, a bill for an act relating to the terms of county officers.

Read first and second times and referred to the sifting committee.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

HOUSE MESSAGE CONSIDERED

Senator Hoxie called up for consideration House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads, and moved that the Senate insist on its amendment to House File 245.

On the question "Shall the Senate insist on its amendment?" the vote was:

Ayes, 28:

Boothby	Evans	Hill	Prince
Buck	Fisher	Hoschek	Putney
Butler	Frommelt	Hoxie	Ringgenberg
Byers	Getting	Long	Schroeder
Dewel	Hansen	Lynes	Shoeman
Edelen	Harbor	Prentis	Stuart
Elijah	Henry	Price	Turner

Nays, 7:

Gillespie	Rigler	Shaff	Wolf
Hoffman	Scott	Weber	

Absent or not voting, 15:

Coleman	Grimstead	Moore	Potter
Dykhouse	McCurdy	Nolan	Vance
Eppers	Miller	O'Connor	Walker
Gilmour	Mincks	O'Malley	

The motion prevailed and the Senate insisted on its amendment.

CONFERENCE COMMITTEE APPOINTED ON HOUSE FILE 245

President McManus announced the appointment of Senators Long, Lynes, Edelen and McCurdy, on the part of the Senate, on the conference committee on House File 245.

UNFINISHED BUSINESS

On motion of Senator Rigler, Senate File 362, a bill for an act to establish a commission on interstate cooperation, with report of committee recommending passage, was taken up for further consideration.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 362 as follows:

1. By adding to section 1 the following paragraph:

"The director of the legislative research bureau shall serve as secretary of the commission."

2. By striking subsection 3 of section 2 and inserting in lieu thereof the following:

"3. To encourage cooperation between this state and other units of government in the adoption of compacts and uniform laws and in working relationships with officials of other states."

3. By striking in section 3 the last sentence.

4. By striking in section 4 the last sentence.

5. By striking section 5 and by renumbering the remaining section.

The amendment was adopted.

Senator Rigler offered the following amendment:

Amend Senate File 362 by striking all of section 6 and inserting in lieu thereof the following:

Sec. 6. This Act, being deemed of immediate importance, shall take effect and be in full force from and after its passage and publication in the Traer Star-Clipper, a newspaper published in Traer, Iowa, and in the Fairfield Ledger, a newspaper published in Fairfield, Iowa."

The amendment was adopted.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Gilmour	Nolan
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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 Rigler asked and received unanimous consent that Senate File 362 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Stuart, Senate File 247, a bill for an act to repeal chapter three hundred thirty-nine (339), Code 1958, and

to amend various other sections of the Code relating to coroners, and to enact in lieu thereof a substitute creating a board on post-mortem examinations and to prescribe the board's duties, powers and functions; to provide for the appointment of a chief medical examiner, his qualifications, powers, duties and functions and a central office and laboratory; to provide for the appointment of county medical examiners, their qualifications, powers, duties and functions; and to make an appropriation from the general fund, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart asked and received unanimous consent that House File 260 be substituted for Senate File 247.

On motion of Senator Stuart, House File 260, a bill for an act to repeal chapter three hundred thirty-nine (339), Code 1958, and to amend various other sections of the Code relating to coroners, and to enact in lieu thereof a substitute creating a board on post-mortem examinations and to prescribe the board's duties, powers and functions; to provide for the appointment of a chief medical examiner, his qualifications, powers, duties and functions and a central office and laboratory; to provide for the appointment of county medical examiners, their qualifications, powers, duties and functions, was taken up and considered.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Grimstead	Moore	Scott
Buck	Hansen	O'Connor	Shaff
Butler	Hill	O'Malley	Shoeman
Coleman	Hoffman	Price	Stuart
Dykhouse	Long	Prince	Turner
Elijah	Lynes	Putney	Walker
Eppers	McCurdy	Rigler	Weber
Fisher	Miller	Ringgenberg	Wolf
Gillespie	Mincks	Schroeder	

Nays, 7:

Dewel	Frommelt	Henry	Hoxie
Edelen	Getting	Hoschek	

Absent or not voting, 8:

Byers	Gilmour	Nolan	Prentiss
Evans	Harbor	Potter	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that Senate File 247 be withdrawn from further consideration of the Senate.

On motion of Senator Stuart, Senate File 495, a bill for an act to amend section six hundred thirteen point eleven (613.11), Code 1958, relating to recovery for injury or death of husband, was taken up and considered.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Byers	Hansen	Miller	Schroeder
Dykhouse	Harbor	Mincks	Shaff
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Prentis	Turner
Fisher	Hoschek	Price	Weber
Frommelt	Hoxie	Prince	Wolf
Getting	Long		

Nays, 4:

Coleman	Evans	Putney	Scott
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Absent or not voting, 8:

Buck	Grimstead	Nolan	Vance
Dewel	Moore	Potter	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that Senate File 495 be immediately messaged to the House, which request was complied with.

On motion of Senator Gillespie, House File 53, a bill for an act relating to trucks pulling a four (4) wheel trailer, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gillespie asked and received unanimous consent that action on House File 53 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Stuart, House File 232, a bill for an act relating to the investment of cemetery trust funds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart asked and received unanimous consent that action on House File 232 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Dewel asked unanimous consent that action on House File 315 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Dewel moved that action on House File 315 be deferred.

Senator Rigler moved as a substitute motion that House File 315 be laid on the table, which motion prevailed, and the bill was laid on the table.

On motion of Senator Dykhouse, Senate File 375, a bill for an act to amend section three hundred seven point five (307.5), Code 1958, relating to the duties of the state highway commission, was taken up and considered.

Senator Dykhouse asked and received unanimous consent that action on Senate File 375 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Long, House File 92, a bill for an act relating to certain expenditures by county boards of supervisors without prior submission to voters of the county, was taken up and considered.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Getting	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Prentis	Turner
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, 2:

Dewel	Shaff
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Absent or not voting, 7:

Coleman	Hoffman	Nolan	Vance
Gillespie	Hoschek	Potter	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 449, a bill for an act to amend chapter four hundred twenty-one (421), Code 1958, relating to the state tax commission, was taken up and considered.

Senator Dewel asked and received unanimous consent to withdraw the amendment to Senate File 449 filed by him and found on page 793 of the Senate Journal.

Senator O'Malley offered the following amendment, filed by Senators O'Malley and Schroeder, and moved its adoption:

Amend Senate File 449 as follows:

By striking in line 3 of section 13 the figures "1961" and substituting in lieu thereof the figures "1963".

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Gillespie	Lynes	Ringgenberg
Buck	Gilmour	McCurdy	Schroeder
Butler	Grimstead	Miller	Scott
Byers	Hansen	Moore	Shaff
Dewel	Harbor	O'Malley	Shoeman
Dykhous	Henry	Prentis	Stuart
Edelen	Hill	Price	Turner
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Getting			

Nays, 3:

Coleman	Frommelt	Mincks
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Absent or not voting, 6:

Evans	Nolan	Potter	Vance
Hoffman	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Butler, House File 543, a bill for an act relating to purchase of motor vehicles by the state, was taken up and considered.

Senator Butler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Edelen	Gillespie	Hoschek
Buck	Elijah	Gilmour	Hoxie
Butler	Eppers	Grimstead	Long
Byers	Evans	Hansen	Lynes
Coleman	Fisher	Harbor	McCurdy
Dewel	Frommelt	Henry	Miller
Dykhous	Getting	Hill	Mincks

Moore	Prince	Schroeder	Turner
O'Connor	Putney	Shaff	Walker
Prentice	Rigler	Shoeman	Weber
Price	Ringgenberg	Stuart	Wolf

Nays, none.

Absent or not voting, 6:

Hoffman	O'Malley	Scott	Vance
Nolan	Potter		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 18

By Gilmour, Schroeder, O'Malley, Lynes, Gillespie, Nolan,
O'Connor, Hoxie, Frommelt, Long, Hill, Dykhouse,
Hoffman, Ringgenberg, Wolf, Weber and Shaff

Be It Resolved by the Senate, the House Concurring, that the Legislative Research Bureau be directed to make a study of legislative rules and procedures in Iowa and other states with a view toward making better use of the time available during the session.

Be It Further Resolved, that this study specifically include the following subjects:

1. Sifting committees and alternative methods of handling legislative business near the end of the session.
2. Number, size, turnover and workload of standing committees.
3. Length and frequency of legislative sessions.
4. Work of legislatures between sessions.
5. Preparation and filing of bills.
6. Pre-session conferences.

BILL SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate File 320.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 6, 1959, the Governor had approved the following bills:

Senate File 298, relating to the resurfacing farm-to-market roads.

Senate File 500, relating to the reversion of appropriations for capital improvements to the general fund of the state.

A communication was also received announcing that on April 7, 1959, the Governor had approved the following bill:

Senate File 502, relating to the construction and equipping of recreation buildings by cities.

AMENDMENTS FILED

- 1 Amend Senate File 386 as follows:
 2 1. By striking the words “, refrigeration and
 3 air conditioning engineers” from line 4 of the
 4 title.
 5 2. By striking from lines 6 and 7 of section 1,
 6 the words “refrigeration and air conditioning
 7 engineers”.
 8 3. By striking from lines 29 and 30 in section
 9 1, the words “and every operator of a refrigeration
 10 and air conditioning system of over 50 tons”.
 11 4. By striking from lines 53, 54, and 55 of
 12 section 1, the words “and every operator of a refrigera-
 13 tion and air conditioning system of over 50 tons”.

MELVIN H. WOLF.

- 1 Amend the Gillespie amendment to House File 53, filed
 2 March 9, by inserting after the word “owners” in line seven
 3 (7) the following:
 4 “, or farm trucks drawing a four (4) wheel trailer,
 5 provided such truck and trailer are owned or operated by a
 6 farm operator and is engaged in the transportation of such
 7 farm operator's own agricultural products, or supplies, within
 8 twenty-five (25) miles of his farm operation from which or
 9 to which such products or supplies are being transported”.

RAYMOND R. GILLESPIE.
LEROY GETTING.

- 1 Amend the amendment to House File 4 filed by
 2 Byers and Prentis on February 25, 1959 by striking all
 3 of lines 12 and 13 and inserting in lieu thereof the
 4 following:
 5 Amend the title, line 2, by inserting after
 6 the word “mills” the following: “and truck mounted
 7 feed grinders”.

FRANK C. BYERS.

- 1 Amend the Nolan amendment filed March 24, 1959 to House File 340
 2 as
 3 follows:
 4 1. Lines 1 and 2 by striking the figures “20 and 21” and inserting in
 5 lieu thereof “22 and 23”.
 6 2. Line 6 by striking the figure “23” and inserting in lieu thereof
 7 “25”.

D. C. NOLAN.

- 1 Amend House File 446 by striking all of line 6 after the
 2 word “freeways”.

JOE COLEMAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 9, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Bliss B. Cartwright, pastor of the First Westminster Church, Keokuk, Iowa.

PETITIONS

By Senator Hoschek, from members of the Royal Neighbors of America, Des Moines County, in opposition to a tax on fraternal societies.

By Senator Hoschek, from residents of Des Moines County, favoring proposed school legislation.

By Senator Hoxie, from members of the Royal Neighbors of America, Fremont County, in opposition to a tax on fraternal societies.

By Senator Schroeder, from twenty-seven residents of Scott County, favoring proposed school legislation.

PRESENTATION OF VISITORS

Senator Nolan asked and received unanimous consent to present to the Senate thirty-three students from the Amana High School who were present in the balcony accompanied by their instructors, Mrs. Ellis and Mr. Jebousek.

Senator Hoffman asked and received unanimous consent to present to the Senate thirty students from the Troy Community School who were present in the balcony accompanied by their instructors, Ralph King, Mrs. Glen West and James Premer.

Senator Hoffman also asked and received unanimous consent to present to the Senate thirty-three students from the various schools in Davis County, members of the 4-H Clubs, who were present in the balcony accompanied by their instructor, Richard Bukart, their principal, Mr. King, and extension director, Mr. Byers.

Senator Coleman rose on a point of personal privilege and presented to the Senate the Honorable Burl Ridout, a former member of the Senate from Emmet County.

Senator Coleman also asked and received unanimous consent to present to the Senate twenty-five students from the Moorland Junior

High School who were present in the balcony accompanied by their instructors, Mrs. Bianch and Mr. Davis.

Senator Elijah asked and received unanimous consent to present to the Senate seventy-five students from Tipton High School who were present in the balcony accompanied by their instructors, Mesdames Henry and Gault and Messrs. Cady, McGivern and Walker.

Senator Grimstead asked and received unanimous consent to present to the Senate thirty-eight students from the Buffalo Center High School who were present in the balcony accompanied by their instructor, Wayne G. Gerken.

Senator Dewel asked and received unanimous consent to present to the Senate thirty-seven students from the Ledyard Community School who were present in the balcony accompanied by their instructor, Orville Anderson.

Senator Ringgenberg asked and received unanimous consent to present to the Senate thirty students from the Maxwell Community School who were present in the balcony accompanied by their instructor, Mrs. V. O. Ray.

Senator Rigler asked and received unanimous consent to present to the Senate thirty-eight students from the Floyd School of the Charles City Community Center who were present in the balcony accompanied by their instructor, Mrs. Ralph Workman.

Senator Price asked and received unanimous consent to present to the Senate eighteen students from the Tracey High School who were present in the balcony accompanied by their instructor, Mrs. Welch.

Senator Gilmour rose on a point of personal privilege and presented to the Senate six students from Grinnell College, students engaged in the program of reading and research in American state government. Their instructor, Dr. C. Edwin Gilmour (Senator).

Senator Nolan asked and received unanimous consent to present to the Senate forty-six students from the English Valley Community School District, North English, Iowa, who were present in the balcony accompanied by their superintendent, Arthur Perry, and their instructor, Jerry Thompson.

INTRODUCTION OF BILLS

Senate File 527, by committee on military affairs, a bill for an act to amend section twenty-nine point fifteen (29.15), Code 1958.

Read first and second times and referred to the sifting committee.

Senate File 528, by committee on highway safety, a bill for an act relating to the speed limit on passenger busses.

Read first and second times and referred to the sifting committee.

Senate File 529, by committee on schools and educational institutions, a bill for an act to amend sections two hundred seventy-five point twenty-five (275.25) and two hundred seventy-five point twenty-nine (275.29), Code 1958, to provide for the organization and legal responsibility of a newly elected board of a community district within fifteen (15) days after election.

Read first and second times and referred to the sifting committee.

Senate File 530, by committee on schools and educational institutions, a bill for an act to amend section two hundred seventy-five point fourteen (275.14), Code 1958.

Read first and second times and referred to the sifting committee.

Senate File 531, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and referred to the committee on appropriations.

Senate Joint Resolution 17, by committee on judiciary 1, a joint resolution to amend House Joint Resolution 8, of the Fifty-seventh General Assembly of Iowa, appearing as Chapter 307, Acts of the regular session thereof, to provide that the boundary study committee therein created be authorized and empowered to study the present boundary line between the State of Missouri and the State of Iowa, and between the State of South Dakota and the State of Iowa and to report to the General Assembly of Iowa as therein provided.

Read first and second times and referred to the sifting committee.

Senator Schroeder called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 9

Whereas, honoring the sesquicentennial year of observance of the birth of the greatest of Americans, Abraham Lincoln, in response to the cordial invitation of Governor Loveless and the popular request of members of the House and Senate of the Fifty-eighth General Assembly, Marian Anderson, the great contralto, ambassador deluxe and foremost citizen, will grace our legislative halls with her presence on April 10, 1959, and

Whereas, the Lincoln High School chorus of Des Moines, Iowa, will add lustre and pleasure to such program by its appearance and renditions on that occasion,

Therefore, Be It Resolved by the House of Representatives of the Fifty-

eighth General Assembly, the Senate Concurring, that the House and Senate meet in a joint convention at 11:30 a.m. on April 10, 1959, in the House chamber to participate in a program to welcome and receive its honored guests.

The motion prevailed and the resolution was adopted.

Senator O'Malley called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 11

Whereas, plans have been formulated for the creation and erection of a Lincoln statue (Lincoln and his son Tad) on the statehouse grounds by a committee selected by the Governor and organized as the "Friends of Lincoln," a non-profit benevolent organization of the State of Iowa, and

Whereas, the site chosen for the location of such statue is the north fountain circle on the esplanade of the west statehouse front,

Therefore, Be It Resolved by the House, the Senate Concurring, that the Fifty-eighth General Assembly of Iowa recommends that the Executive Council of the State of Iowa grant permission and authority to said group or organization, "Friends of Lincoln" to erect such statue at such chosen site.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Shaff called up for consideration Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers and to the mandatory retirement with compensation of judges of the Supreme and District Courts, amended by the House as follows:

Amend Senate Joint Resolution 7 as follows:

1. By inserting after the period (.) in line 21 the following:

"Until July 4, 1973, and thereafter unless otherwise provided by law, the State Judicial Nominating Commission shall be composed and selected as follows:".

2. By inserting after the period (.) in line 34 the following:

"Until July 4, 1973, and thereafter unless otherwise provided by law, District Judicial Nominating Commissions shall be composed and selected as follows:".

Senator Putney offered the following amendment to the House amendment and moved its adoption:

Amend the House amendment to Senate Joint Resolution 7 as follows:

By striking all of divisions 1 and 2 and inserting in lieu thereof the following:

"1. By striking the period (.) in line 21 and inserting in lieu thereof the following:

'until July 4, 1973, and thereafter unless otherwise provided by law. The State Judicial Nominating Commission shall be composed and selected as follows:.'

"2. By striking the period (.) in line 34 and inserting in lieu thereof the following:

'until July 4, 1973, and thereafter unless otherwise provided by law. The District Judicial Nominating Commissions shall be composed and selected as follows:.'

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 23:

Boothby	Frommelt	Moore	Price
Byers	Gillespie	Nolan	Putney
Coleman	Grimstead	O'Connor	Scott
Edelen	Hansen	O'Malley	Vance
Eppers	Hoffman	Potter	Walker
Fisher	Mincks	Prentis	

Nays, 24:

Buck	Harbor	Lynes	Shaff
Butler	Henry	Miller	Shoeman
Elijah	Hill	Prince	Stuart
Evans	Hoschek	Rigler	Turner
Getting	Hoxie	Ringgenberg	Weber
Gilmour	Long	Schroeder	Wolf

Absent or not voting, 3:

Dewel	Dykhouse	McCurdy
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The amendment was lost.

Senator Nolan called up the following amendment and moved its adoption:

Amend the House amendment as follows:

1. By striking the following in line 4 "Until July 4, 1973, and thereafter unless" and inserting in lieu thereof "Unless".

2. By striking the following in line 9 "Until July 4, 1973, and thereafter unless" and inserting in lieu thereof "Unless".

Senator Mincks moved the previous question on the amendment to the amendment which motion prevailed.

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 22:

Boothby	Eppers	Gillespie	Hoffman
Byers	Fisher	Grimstead	Mincks
Coleman	Frommelt	Hansen	Moore

Nolan
O'Connor
O'Malley

Potter
Prentis
Price

Putney
Scott

Vance
Walker

Nays, 27:

Buck
Butler
Dewel
Dykhouse
Edelen
Elijah
Evans

Getting
Gilmour
Harbour
Henry
Hill
Hoschek
Hoxie

Long
Lynes
Miller
Prince
Rigler
Ringgenberg
Schroeder

Shaff
Shoeman
Stuart
Turner
Weber
Wolf

Absent or not voting, 1:

McCurdy

The amendment to the amendment was lost.

Senator Shaff moved that the Senate concur in the House amendments, which motion prevailed, and the Senate concurred in the House amendments.

Senator Shaff moved that the resolution as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the resolution was read a last time.

Senate Joint Resolution 7, a joint resolution proposing to amend Article Five (V) of the Constitution of the State of Iowa relating to the supervisory and administrative control of the inferior courts by the Supreme Court; to the qualifications, selection, tenure, compensation, powers and duties of judicial nominating commission members, judges and other judicial officers and to the mandatory retirement with compensation of judges of the Supreme and District Courts.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. An amendment to the Constitution of the State of Iowa as it appears in the Code of 1958 is proposed as follows:

Article Five (V) is amended in the following manner:

1. Section four (4) is amended by striking from lines eight (8) and nine (9) of such section the words, "exercise a supervisory" and inserting in lieu thereof the words, "shall exercise a supervisory and administrative".

2. Sections three (3), five (5), nine (9) and eleven (11) are repealed.

3. The following sections are added thereto:

"Section 15. Vacancies in the Supreme Court and District Court shall be filled by appointment by the Governor from lists of nominees submitted by the appropriate judicial nominating commission. Three

nominees shall be submitted for each Supreme Court vacancy, and two nominees shall be submitted for each District Court vacancy. If the Governor fails for thirty days to make the appointment, it shall be made from such nominees by the Chief Justice of the Supreme Court.

"Section 16. There shall be a State Judicial Nominating Commission. Such commission shall make nominations to fill vacancies in the Supreme Court. Until July 4, 1973, and thereafter unless otherwise provided by law, the State Judicial Nominating Commission shall be composed and selected as follows: There shall be not less than three nor more than eight appointive members, as provided by law, and an equal number of elective members on such Commission, all of whom shall be electors of the state. The appointive members shall be appointed by the Governor subject to confirmation by the Senate. The elective members shall be elected by the resident members of the bar of the state. The judge of the Supreme Court who is senior in length of service on said Court, other than the Chief Justice, shall also be a member of such Commission and shall be its chairman.

"There shall be a District Judicial Nominating Commission in each judicial district of the state. Such commissions shall make nominations to fill vacancies in the District Court within their respective districts. Until July 4, 1973, and thereafter unless otherwise provided by law, District Judicial Nominating Commissions shall be composed and selected as follows: There shall be not less than three nor more than six appointive members, as provided by law, and an equal number of elective members on each such commission, all of whom shall be electors of the district. The appointive members shall be appointed by the Governor. The elective members shall be elected by the resident members of the bar of the district. The district judge of such district who is senior in length of service shall also be a member of such commission and shall be its chairman.

"Due consideration shall be given to area representation in the appointment and election of Judicial Nominating Commission members. Appointive and elective members of Judicial Nominating Commissions shall serve for six year terms, shall be ineligible for a second six year term on the same commission, shall hold no office of profit of the United States or of the state during their terms, shall be chosen without reference to political affiliation, and shall have such other qualifications as may be prescribed by law. As near as may be, the terms of one-third of such members shall expire every two years.

"Section 17. Members of all courts shall have such tenure in office as may be fixed by law, but terms of Supreme Court Judges shall be not less than eight years and terms of District Court Judges shall be not less than six years. Judges shall serve for one year after

appointment and until the first day of January following the next judicial election after the expiration of such year. They shall at such judicial election stand for retention in office on a separate ballot which shall submit the question of whether such judge shall be retained in office for the tenure prescribed for such office and when such tenure is a term of years, on their request, they shall, at the judicial election next before the end of each term, stand again for retention on such ballot. Present Supreme Court and District Court Judges, at the expiration of their respective terms, may be retained in office in like manner for the tenure prescribed for such office. The General Assembly shall prescribe the time for holding judicial elections.

"Section 18. Judges of the Supreme Court and District Court shall receive salaries from the state, shall be members of the bar of the state and shall have such other qualifications as may be prescribed by law. Judges of the Supreme Court and District Court shall be ineligible to any other office of the state while serving on said court and for two years thereafter, except that District Judges shall be eligible to the office of Supreme Court Judge. Other judicial officers shall be selected in such manner and shall have such tenure, compensation and other qualification as may be fixed by law. The General Assembly shall prescribe mandatory retirement for Judges of the Supreme Court and District Court at a specified age and shall provide for adequate retirement compensation. Retired judges may be subject to special assignment to temporary judicial duties by the Supreme Court, as provided by law."

Sec. 2. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the General Assembly to be chosen at the next general election and the Secretary of State is directed to cause the same to be published as provided by law for three months previous to the time of making such choice.

On the question "Shall the resolution pass?" the vote was:

Yeas, 30:

Buck	Fisher	Hoschek	Schroeder
Butler	Getting	Long	Shaff
Coleman	Gillespie	Lynes	Shoeman
Dewel	Gilmour	Miller	Stuart
Dykhouse	Hansen	O'Malley	Walker
Edelen	Henry	Prince	Weber
Elijah	Hill	Rigler	Wolf
Evans	Hoffman		

Nays, 16:

Boothby	Grimstead	Nolan	Putney
Byers	Harbor	O'Connor	Ringgenberg
Eppers	Hoxie	Potter	Scott
Frommelt	Mincks	Prentiss	Turner

Absent or not voting, 4:

McCurdy	Moore	Price	Vance
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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 Shaff 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 Nolan, House File 340, a bill for an act relating to the highway systems in the state, was taken up for further consideration.

Senator Nolan offered the following amendment:

1. Amend House File 340 by striking all of lines 20 and 21 and inserting in lieu thereof the following: "year the traffic on the section in question exceeds three hundred (300) vehicles per day it shall remain in the primary".
2. Further amend House File 340 by striking all of line 23 and inserting in lieu thereof the following: "section does not exceed three hundred (300) vehicles per day,".

Senator Dykhouse offered the following amendment to the amendment, filed by Senators Schroeder and Dykhouse, and moved its adoption:

Amend the amendment by striking in line 3, the words and figures "three hundred (300)" and inserting in lieu thereof the words and figures "seven hundred (700)".

Further amend the Nolan amendment by striking in line 7, the words and figures "three hundred (300)" and inserting in lieu thereof the words and figures "seven hundred (700)".

The amendment to the amendment was lost.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. Lines 1 and 2 by striking the figures "20 and 21" and inserting in lieu thereof "22 and 23".
2. Line 6 by striking the figure "23" and inserting in lieu thereof "25".

The amendment to the amendment was adopted.

Senator Nolan asked unanimous consent to withdraw his amendment as amended.

Objection was raised.

On 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, 19:

Boothby	Fisher	Potter	Stuart
Buck	Getting	Prentis	Turner
Edelen	Hill	Prince	Walker
Elijah	Hoschek	Ringgenberg	Weber
Evans	Moore	Shoeman	

Nays, 26:

Butler	Hansen	Miller	Putney
Coleman	Harbor	Mincks	Schroeder
Dewel	Henry	Nolan	Scott
Dykhouse	Hoffman	O'Connor	Shaff
Eppers	Hoxie	O'Malley	Vance
Frommelt	Long	Price	Wolf
Gillespie	Lynes		

Absent or not voting, 5:

Byers	Grimstead	McCurdy	Rigler
Gilmour			

The amendment as amended was lost.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Gilmour	McCurdy
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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 Gillespie, House File 53, a bill for an act relating to trucks pulling a four (4) wheel trailer, was taken up for further consideration. The report of committee, recommending amendment in accordance with the following amendment filed by Senator Gillespie and passage, was taken up, considered, and the report of the committee adopted.

Senator Gillespie offered the following amendment:

Amend House File 53 by striking all after the word "trucks" in section 1, line 8, and inserting in lieu thereof the following: "equipped with pneumatic tires with a gross weight not exceeding five (5) tons, and trucktractors transporting anhydrous ammonia or other liquid commercial fertilizer used by owners of agricultural operations or dealers and distributors in delivering to, and supplying such owners'."

President pro tempore Lynes took the chair at 11:55 a.m.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

UNFINISHED BUSINESS

The Senate resumed consideration of House File 53.

Senator Getting asked and received unanimous consent that action on House File 53 be deferred and that the bill retain its place on the calendar.

On motion of Senator Nolan, House File 232, a bill for an act relating to the investment of cemetery trust funds, was taken up for further consideration.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 46:

Boothby	Getting	Miller	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentiss	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Evans	Long	Putney	Wolf
Fisher	Lynes		

Nays, 1:

Rigler

Absent or not voting, 3:

Frommelt	Gilmour	McCurdy
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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 Prentis, Senate File 521, a bill for a act to provide for a study of the problems of higher education in Iowa and to appropriate funds for such study, 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, 45:

Boothby	Getting	Miller	Rigler
Buck	Gillespie	Mincks	Ringgenberg
Butler	Grimstead	Moore	Schroeder
Byers	Hansen	Nolan	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hoffman	Potter	Stuart
Edelen	Hoschek	Prentis	Turner
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Evans	Lynes	Putney	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Frommelt	Hill	McCurdy	Vance
Gilmour			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 686, a bill for an act to appropriate from the general fund of the State of Iowa, for capital improvements for buildings and grounds under the superintendent of public buildings and grounds, with report of committee recommending amendment passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

1. Amend House File 686 by striking lines three and four of section 1 and inserting in lieu thereof the following: "grounds the sum of four hundred sixty-five thousand dollars (\$465,000.00) to be used in the following manner:"

2. Further amend by striking line 5 of section 2 and inserting in lieu thereof the following: "Remodeling ladies restroom on second floor of state capitol building\$5,000.00".

3. Further amend by adding after the word "surface" in line 9 of section 2 the following: "but no portion shall be used for washing or cleaning the exterior of the building".

4. Further amend by striking line 22 of section 2 and inserting in lieu thereof the following: "Microfilming all records stored in archives building\$30,000.00".

Senator Prentis asked and received unanimous consent that action on House File 686 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Byers, House File 4, a bill for an act to permit the refund of motor fuel tax paid on motor fuel used in corn shellers and roller mills, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Byers offered the following amendment, filed by Senators Byers and Prentis:

Amend House File 4 as follows:

Section 1, line 3, by inserting after the "comma (,)" the following: "truck mounted feed grinders,".

Section 2, line 5, by inserting after the third "comma (,)" the following: "truck mounted feed grinders,".

Further amend section 2 by striking all of subsection 2 and inserting in lieu thereof the following:

"2. By striking from lines twenty-four (24) and twenty-five (25) the words: 'corn shellers, lime spreaders or feed grinders,' and inserting in lieu thereof the following: 'or lime spreaders,'"

Amend the title, line 2, by inserting after the word "mills" the following: "and truck mounted feed grinders".

Senator Byers offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 12 and 13 and inserting in lieu thereof the following:

Amend the title, line 2, by inserting after the word "mills" the following: "and truck mounted feed grinders".

The amendment to the amendment was adopted.

Senator Byers offered the following amendment to the amendment and moved its adoption:

Amend the amendment, line 2, by striking the figure "3" and inserting in lieu thereof the figure "4".

The amendment to the amendment was adopted.

On motion of Senator Byers, the amendment as amended 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, 35:

Boothby	Dewel	Fisher	Hansen
Buck	Enjah	Getting	Harbor
Butler	Eppers	Gilmour	Henry
Byers	Evans	Grimstead	Hoffman

Hoschek	Nolan	Prince	Stuart
Hoxie	O'Connor	Rigler	Turner
Long	Potter	Ringgenberg	Walker
Lynes	Prentis	Schroeder	Wolf
Miller	Price	Shaff	

Nays, 10:

Coleman	Frommelt	O'Malley	Scott
Dykhouse	Gillespie	Putney	Weber
Edelen	Mincks		

Absent or not voting, 5:

Hill	Moore	Shoeman	Vance
McCurdy			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hansen asked and received unanimous consent that Senate File 66 be withdrawn from further consideration of the Senate.

On motion of Senator Henry, House File 463, a bill for an act relating to the duties of the state highway commission, was taken up and considered.

Senator Henry moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Mincks	Ringgenberg
Buck	Gillespie	Moore	Schroeder
Butler	Gilmour	Nolan	Scott
Byers	Grimstead	O'Connor	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher	Miller		

Nays, none.

Absent or not voting, 4:

Frommelt	Hill	Hoschek	McCurdy
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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 Dykhouse asked and received unanimous consent that Senate File 323 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, House File 136, a bill for an act relating to the salary of county attorneys in certain counties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

The following committee amendments were considered:

1. Amend section 1 by striking from line 4 the word "ten", and inserting in lieu thereof the word "nine".
2. Amend section 2 by striking from line 9 the word "eighty-five", and inserting in lieu thereof the word "eight".

On motion of Senator Scott, the committee amendments were adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 43:

Boothby	Fisher	Miller	Schroeder
Buck	Getting	Mincks	Scott
Butler	Gillespie	Nolan	Shaff
Byers	Gilmour	O'Connor	Shoeman
Coleman	Grimstead	O'Malley	Stuart
Dewel	Hansen	Potter	Turner
Dykhouse	Harbor	Prentis	Vance
Edelen	Henry	Prince	Walker
Elijah	Hoschek	Putney	Weber
Eppers	Hoxie	Rigler	Wolf
Evans	Lynes	Ringgenberg	

Nays, none.

Absent or not voting, 7:

Frommelt	Hoffman	McCurdy	Price
Hill	Long	Moore	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 127 be withdrawn from further consideration of the Senate.

On motion of Senator Elijah, House File 377, a bill for an act to amend section five hundred twenty-four point seven (524.7), Code 1958, relating to salaries of the deputy superintendent of banking and bank examiners, thereby enabling the state banking board to compensate said employees on a basis comparable to the compensation provided to those in positions of similar responsibility by the federal bank supervisory departments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Elijah moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 41:

Boothby	Hansen	Moore	Schroeder
Buck	Harbor	Nolan	Scott
Byers	Henry	O'Connor	Shaff
Dewel	Hoffman	O'Malley	Shoeman
Dykhouse	Hoschek	Potter	Stuart
Edelen	Hoxie	Prentis	Turner
Elijah	Long	Prince	Vance
Eppers	Lynes	Putney	Walker
Fisher	Miller	Rigler	Weber
Getting	Mincks	Ringgenberg	Wolf
Gilmour			

Nays, 3:

Butler	Coleman	Gillespie
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Absent or not voting, 6:

Evans	Grimstead	McCurdy	Price
Frommelt	Hill		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Elijah asked and received unanimous consent that Senate File 371 be withdrawn from further consideration of the Senate.

On motion of Senator O'Malley, House File 414, a bill for an act relating to the compensation and terms of office of members of the budget and financial control committee, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 38:

Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Moore	Shaff
Byers	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Eppers	Hoschek	Potter	Vance
Evans	Hoxie	Prentis	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Ringgenberg	Wolf
Getting	Miller		

Nays, 1:

Dykhouse

Absent or not voting, 11:

Boothby	Gillespie	McCurdy	Rigler
Coleman	Grimstead	Price	Scott
Elijah	Hill	Putney	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Prentis asked and received unanimous consent that House File 414 be immediately messaged to the House, which request was complied with.

On motion of Senator Shaff, House File 141, a bill for an act to exempt county homes from nursing home regulations, was taken up and considered.

Senator Edelen offered the following amendment, filed by Senators Edelen and Shaff, and moved its adoption:

Amend House File 141, section 1, by striking all of said section after the word "representatives" in line 7 and inserting in lieu thereof the following: "under rules and regulations of the state fire marshal."

The amendment was adopted.

Senator Gilmour moved that House File 141 be laid on the table.

Roll call was demanded.

On the question "Shall House File 141 be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Boothby	Gillespie	Hoschek	O'Malley
Butler	Gilmour	Hoxie	Potter
Coleman	Hansen	Miller	Ringgenberg
Dewel	Harbor	Mincks	Walker
Eppers	Henry	Moore	Weber
Frommelt	Hoffman	O'Connor	

Nays, 21:

Buck	Getting	Price	Shaff
Byers	Grimstead	Putney	Shoeman
Dykhouse	Lynes	Rigler	Stuart
Edelen	Nolan	Schroeder	Turner
Elijah	Prentis	Scott	Wolf
Evans			

Absent or not voting, 6:

Fisher	Long	Prince	Vance
Hill	McCurdy		

The motion prevailed and House File 141 was laid on the table.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House refuses to concur in the Senate amendment to House amendment to Senate File 430, a bill for an act relating to the acquiring and sale of real estate by the board of control.

Also: That the House refuses to concur in Senate amendment to House File 259, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 104, 166, 170, 213, 273, 427 and 458.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 104, 166, 170, 213, 273, 427 and 458.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 104, 166, 170, 213, 273, 427 and 458.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 8, 1959, the Governor had approved the following bills:

Senate File 92, relating to appraisers in cities having a population of over 125,000.

Senate File 112, relating to salaries of certain deputy county officers.

Senate File 264, relating to retirement systems for policemen and firemen.

Senate File 280, relating to the transportation of dead animals.

Senate File 304, relating to inmates in institutions under the jurisdiction of the Board of Control.

Senate File 305, relating to changes in the boundaries of school corporations.

Senate File 490, relating to the boiling of waste materials from stock-yards.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S.F. 378	S.F. 519	H.F. 117	S.F. 287
H.F. 359	H.F. 142	S.F. 396	S.F. 227
H.F. 658	S.F. 97		

JACK SCHROEDER, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

1 Amend Senate Joint Resolution 13 as follows:

2 1. Striking the word, "Enacted" in the enacting clause and
3 inserting the word, "Resolved".

4 2. By striking all after the resolving clause and inserting
5 in lieu thereof the following:

6 "Section 1. There is hereby created a committee to be known
7 as the county school system study committee which shall function
8 until the convening of the Fifty-ninth General Assembly. Such
9 committee shall be composed of eight (8) members. Four (4)
10 members shall be appointed by the state board of public
11 instruction; two (2) members shall be appointed from the senate
12 by the president of the senate, one (1) member from each
13 political party; and two (2) members shall be appointed from the
14 house of representatives by the speaker of the house, one (1)
15 member from each political party.

16 "Sec. 2. The committee shall have full power and authority
17 to study all matters relating to the current and future status
18 of the county school system in Iowa. It shall prepare a report
19 and make recommendations to the Fifty-ninth General Assembly,
20 the governor and the state board of public instruction at least
21 thirty (30) days before the Fifty-ninth General Assembly convenes.

22 "Sec. 3. Said committee shall choose a chairman from its
23 members, adopt rules for the conduct of its proceedings, have
24 access to all public records, and generally have the powers of a
25 joint legislative committee. It shall use the services of the
26 department of public instruction and the legislative research
27 bureau.

28 Sec. 4. This resolution being deemed of an immediate
29 importance shall be in full force and effect upon its passage
30 and publication in The Nashua Reporter, a newspaper
31 published in Nashua, Iowa, and in the Rockford
32 Register, a newspaper published in Rockford,
33 Iowa."

34 3. Amend the title by striking all after the word, "state"
35 and inserting in lieu thereof a period (.) .

COMMITTEE ON SCHOOLS AND
EDUCATIONAL INSTITUTIONS,
ROBERT R. RIGLER, *Chairman*.

1 Amend Senate File 3 as follows:

2 1. By striking line 1 of section 2 and inserting in lieu
3 thereof the following: "Sec. 2. The fact that any person has
4 concealed unpurchased goods".

5 2. By striking line 4 of section 2 and inserting in lieu
6 thereof the following: "shall be material evidence of concealment
7 of such".

8 3. By striking the words "prima facie" from lines 9 and 10
9 of section 2 and inserting in lieu thereof the word "material".

10 4. By striking the words "prima facie" from line 13 of
11 section 2 and inserting in lieu thereof the word "material".

12 5. By inserting a "period (.)" after the word "offense" in
13 line 3 of the title and striking the balance of the title.

DAVID O. SHAFF.

1 Amend Senate File 97 by striking all after the enacting
 2 clause and inserting in lieu thereof the following:
 3 Section 1. Section one hundred ninety-one point two
 4 (191.2), subsection three (3), Code of 1958, is hereby amended
 5 by striking the period (.) after the word "pack" in line fifty-
 6 five (55) of subsection three (3) of said section one hundred
 7 ninety-one point two (191.2) and adding the following:
 8 "or in case of whipped oleo, oleomargarine or margarine approx-
 9 imately four and seven-eighths (4 $\frac{7}{8}$) inches by seven and three-
 10 fourths (7 $\frac{3}{4}$) inches in its greater dimensions."

JACK SCHROEDER.

1 Amend Senate File 375 as follows:
 2 1. Amend Senate File 375 by striking all of section one (1)
 3 and inserting in lieu thereof the following:
 4 "Section 1. Section three hundred seven point five (307.5),
 5 Code of 1958 is hereby amended by inserting the following after
 6 the period (.) in line seven (7) of subsection three (3): 'When
 7 in the interest of the state, the commission may allow not to
 8 exceed forty-five (45) days subsistence expense for continuous stay
 9 in one (1) location while on duty away from established headquarters
 10 and/or place of domicile; allow seven (7) cents a mile for moving
 11 an employee and his family from place of present domicile to new
 12 domicile, and actual transportation expense for moving not to
 13 exceed seven thousand (7000) pounds of household goods. Such
 14 household goods shall not include pets or animals.'"
 15 2. Further amend Senate File 375, section two (2), by insert-
 16 ing after the word "regulations" in line three (3) the following:
 17 "in accordance with the provisions of Chapter seventeen A (17A),
 18 Code 1958".

GENE L. HOFFMAN.

1 Amend Senate File 420 by striking from lines 88 and
 2 89 of Section 3 the following: 'or holds himself ready'".

JACK MILLER.

1 Amend Senate File 420 as follows:
 2 1. Amend section 1, subsection 2 by inserting
 3 at the end of line 108 the following:
 4 "The family class to which an individual is assigned shall be
 5 determined as of the day with respect to which he first files a
 6 valid claim for benefits in any benefit year, and shall be fixed for
 7 the duration of such benefit year. The individual's statements
 8 with respect to his family status, made in connection with the
 9 filing of such claim for benefits, shall be accepted as establishing
 10 a prima facie showing thereof, subject, however, to the penalties
 11 for fraud or false representation provided in this chapter."
 12 2. Amend section 1, subsection 3 by striking
 13 from line 121 the following: "six point
 14 seven (6.7)" and substituting in lieu thereof the following:
 15 "seven point two (7.2)".
 16 3. Amend section 2, subsection 1 by striking
 17 from line 6 the following: "on his own behalf".
 18 4. Amend section 2, subsection 2 by striking
 19 from lines 9, 10 and 11 the following: "He
 20 has been paid wages for insured work of not less than two

21 hundred dollars (\$200.00) in each of two calendar quarters in
 22 his base period;" and substituting in lieu thereof the following:
 23 "He has been paid wages for insured work of not less than two
 24 hundred dollars (\$200.00) in that calendar quarter in his base
 25 period in which his wages were the highest, and also he has been
 26 paid wages for insured work of not less than one hundred dollars
 27 (\$100.00) in a calendar quarter in his base period other than the
 28 calendar quarter in which his wages were the highest;"

29 5. Amend section 2, subsection 2 by striking
 30 from line 13 the following: "two hundred dollars
 31 (\$200.00)" and substituting in lieu thereof the following: "one
 32 hundred dollars (\$100.00)".

33 6. Amend section 3, subsection 3 by adding
 34 at the end thereof the following:

35 " 'Sole support' shall mean exclusive of the earnings of any
 36 child of the wage earner."

37 7. Amend section 3, subsection 3 by adding
 38 at the end of paragraph g the following: "The premature filing
 39 of a claim for benefits shall not be disqualifying after said
 40 ninety (90) day period."

41 8. Amend section 3, subsection 4 by striking
 42 from line 55 the following: "six (6) weeks'" and
 43 substituting in lieu thereof the following: "four (4) to nine (9)
 44 weeks'".

45 9. Amend section 3, subsection 5 by striking
 46 from line 59 the words "may receive". Also, by
 47 inserting in line 66, after the word "similar", the
 48 word "retirement".

49 10. Amend section 3, subsection 6 by striking
 50 from lines 88 and 89 the following:
 51 "or holds himself ready". Also, by striking from line
 52 97 the following: "and holds himself ready".

JACK SCHROEDER.

1 Amend the title to Senate File 527 by striking the period (.)
 2 in line 2 and by inserting in lieu thereof the following:
 3 "relating to merit and service badges and recognition devices
 4 of the national guard."

NORVAL EVANS.

1 Amend the title to Senate File 530 by striking the period (.)
 2 in line 2 and by inserting in lieu thereof the following:
 3 "relating to objections to petitions for reorganization of
 4 school districts."

ROBERT R. RIGLER.

1 Amend House File 53 by striking all after the word
 2 "trucks" in Section 1, line 8, and inserting in lieu
 3 thereof the following:
 4 "equipped with pneumatic tires with a gross weight not
 5 exceeding five (5) tons, and truck-tractors transporting
 6 anhydrous ammonia or other liquid commercial fertilizer used
 7 by owners of agricultural operations or dealers and distri-
 8 butors in delivering to, and supplying such owners, nor farm
 9 trucks drawing a four (4) wheel trailer with a gross weight
 10 not to exceed six (6) tons, provided such truck and trailer

11 are owned or operated by a farm operator and is engaged in
 12 the transportation of such farm operator's own agricultural
 13 products, or supplies, within twenty-five (25) miles of his
 14 farm operation from which or to which such products or
 15 supplies are being transported,".

RAYMOND R. GILLESPIE
LEROY GETTING.

1 Amend House File 65 as follows:
 2 1. By striking in the last line the words, "less than
 3 eighty thousand (80,000)" and by inserting in lieu thereof the
 4 words, "of not more than one hundred fifty thousand (150,000)".
 5 2. By adding the following new section:
 6 "Section three hundred thirty-eight point one (338.1),
 7 Code 1958, is hereby amended by striking in line five (5) the
 8 words, 'eighty thousand' and inserting in lieu thereof the words,
 9 'one hundred fifty thousand (150,000)'".
 10 3. By adding the following additional new section:
 11 "The provisions of this Act shall become effective on
 12 January 1, 1960."

JACK SCHROEDER.

1 Amend House File 126 as follows:
 2 1. By striking all after the enacting clause and
 3 inserting in lieu thereof the following:
 4 "Section 1. Section three hundred fifty-nine point
 5 forty-three (359.43), Code 1958, is hereby amended by
 6 inserting the following at the end thereof: "However, in
 7 any township having a fire protection agreement with a
 8 special charter city having a paid fire department, the
 9 township trustees may levy an annual tax not exceeding two
 10 (2) mills on such taxable property for such purpose, when
 11 so authorized by an affirmative vote equal to at least
 12 sixty (60) percent of the total vote cast for and against
 13 a proposal therefor at an election held pursuant to section
 14 three hundred fifty-nine point forty-four (359.44); provided,
 15 however, that if the levy of an annual tax not exceeding one
 16 and one-half (1½) mills has been authorized in such township
 17 pursuant to this section prior to January 1, 1959, no new or
 18 additional election shall be required in order to authorize
 19 the township trustees of such township to levy an annual tax
 20 not exceeding two (2) mills pursuant to this section."
 21 2. Amend the title by inserting the word "certain"
 22 before the word "townships" in line two (2) of the title.

GEORGE W. WEBER.

Explanation of Amendment

1 This amendment will limit the effect of this bill to
 2 the few townships where there is an urgent need for a two
 3 mill fire protection levy.

GEORGE W. WEBER.

1 Amend House File 225, section 3, lines 6 and 7, by striking the
 2 words "Camp Dodge permanent improvement fund" and inserting in
 3 lieu thereof the words "general fund".

NORVAL B. EVANS.

1 Amend House File 266 by adding the following section:
 2 "Sec. 6. Amend section ninety-eight point six (98.6),
 3 subsection two (2), Code 1958, by striking the first sentence
 4 thereof and inserting in lieu thereof the following:
 5 '2. The liability for, and the incidence of, the taxes
 6 above provided for shall be on the consumer. However, such
 7 taxes shall be collected in advance by the commission from
 8 the person making the "first sale" in this state, and shall
 9 become due and payable by such person as soon as such
 10 cigarettes are subject to a first sale in Iowa, it being
 11 intended to make such advance collection as soon as such
 12 cigarettes are received by any person in Iowa for the
 13 purpose of making a "first sale" of same.'

JACK MILLER.

1 Amend the Senate committee on appropriations amendment to
 2 House File 686 filed April 7 as follows:
 3 1. By striking in lines 3 and 4 the words
 4 and figures, "four hundred sixty-five thousand dollars
 5 (\$465,000.00)" and inserting in lieu thereof the words and
 6 figures, "four hundred sixty-seven thousand five hundred dollars
 7 (\$467,500)".
 8 2. By adding after the figures, "\$30,000.00" in line
 9 13 the following:
 10 "Braces and footings for the floor joists
 11 \$2,500.00".

FRANK M. HOXIE.
 CARL HOSCHER.
 GENE L. HOFFMAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 10, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend E. E. Basye, pastor of the First Methodist Church, Grundy Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Butler for the day on request of Senator Hoffman.

PRESENTATION OF VISITORS

Senator Prince asked and received unanimous consent to present to the Senate twenty-one students from the Audubon Community School who were present in the balcony accompanied by their instructor, Mr. Lykke.

Senator Vance asked and received unanimous consent to present to the Senate ten students from the Mount Pleasant High School who were present in the balcony accompanied by Mrs. William Sater and Mrs. John Rockwell.

INTRODUCTION OF BILLS

Senate File 532, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions, and to the location of the office of the state mine inspectors, and to the transfer of the Gardner log cabin and previously appropriated funds to the state historical society, and to the striking of a portion of section three hundred twenty-one point one hundred sixty-three (321.163), Code 1958.

Read first and second times and placed on the calendar.

SPECIAL ORDER

The time having arrived, President McManus announced the special order of business for the consideration of Senate Files 420 and 475.

On motion of Senator Buck, Senate File 420, a bill for an act to amend chapter ninety-six (96), Code 1958, relating to employment security and the determination and payment of unemployment compensation benefits, so as to provide for ~~increased weekly benefits up to a maximum of forty-four dollars (\$44.00)~~ per week taking into consideration family status and number of dependents, and up to twenty-six (26) weeks duration; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of certain disqualification provisions, was taken up for further consideration.

Senator Frommelt offered the following amendment:

Amend Senate File 420 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section ninety-six point three (96.3), subsection four (4), Code 1958, is hereby amended as follows:

1. By striking from line seven (7) the word "Thirty" and inserting in lieu thereof the word "forty (40)".

2. By striking from line eight (8) the word "five" and inserting in lieu thereof the word "fifteen (15)".

Sec. 2. Section ninety-six point three (96.3), subsection five (5), Code 1958, is hereby amended as follows:

1. By striking from lines five (5) and six (6) the word "twenty-four" and inserting in lieu thereof the word "thirty (30)".

2. By striking from line fourteen (14) the words "two hundred" and inserting in lieu thereof the words "three hundred fifty (350)".

Sec. 3. Section ninety-six point four (96.4), subsection four (4), Code 1958, is hereby amended by adding a new paragraph to read as follows:

"d. He was forced to leave work for the sole reason that he was sick or disabled, notified his employer of that fact as soon as it was reasonably practicable to do so, and returned to that employer and offered himself for work as soon as he was again able to work, provided however that in case of doubt that an individual was sick or disabled, or as to the duration of any such sickness or disability, the commission may, of if the employee requests it, the commission requires a doctor's certificate to establish the fact or facts that is or are in doubt.

Sec. 4. Section ninety-six point five (96.5), subsection one (1), Code 1958, is hereby amended by striking therefrom the first three (3) lines and inserting in lieu thereof the following:

"If the commission shall find that he has quit his work voluntarily without good cause attributable to his employer. Such disqualification shall apply only to benefits based upon wages paid to him by the employer from whose employment such voluntary separation occurred."

Sec. 5. Section ninety-six point five (96.5), subsection three (3), Code 1958, is hereby amended by striking therefrom the first seven (7) lines constituting the first paragraph thereof and inserting in lieu thereof the following:

"If the commission finds that, being unemployed, he has failed without good cause to apply for available, suitable work when so directed by the employment office or the commission or to accept in good faith suitable work when offered him, he shall forfeit not less than two (2) nor more than nine (9) weeks benefits as may be ordered by the commission."

Senator Mincks offered the following amendment to the amendment, filed by Senators Mincks and McCurdy, and moved its adoption:

Amend the amendment by striking from line 6 the word and figure "forty (40)" and inserting in lieu thereof the word and figure "forty-eight (48)".

Further amend by striking from lines 12 and 13 the word and figure "thirty (30)" and insert in lieu thereof the word and figure "thirty-nine (39)".

Further amend by striking subsection 2 of section 2 and insert in lieu thereof the following:

2. Section ninety-six point three (96.3), Code 1958, is hereby amended by striking from lines twelve (12) and thirteen (13) of subsection five (5), the word "one-third" and inserting in lieu thereof the word "one-half ($\frac{1}{2}$)".

3. Further amend section ninety-six point three (96.3), Code 1958, by striking in line fourteen (14) of subsection five (5), the words "two hundred" and inserting in lieu thereof the words "five hundred twenty (520)".

Senator Miller asked unanimous consent that the divisions of the amendment to the amendment be taken up individually.

Objection was raised.

Senator Miller moved that the divisions of the amendment to the amendment be considered individually.

Division was called for.

The motion was lost.

Senator Dewel moved the previous question on the amendment to the amendment and the main amendment.

Senator Miller moved as a substitute motion that the previous question apply only to the amendment to the amendment, which motion prevailed.

On the adoption of the amendment to the amendment, roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 16:

Coleman	Gillespie	Hoschek	O'Connor
Edelen	Gilmour	McCurdy	O'Malley
Eppers	Hansen	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf

Nays, 31:

Buck	Harbor	Prentis	Shaff
Dewel	Henry	Price	Shoeman
Dykhouse	Hill	Prince	Stuart
Elijah	Hoxie	Putney	Turner
Evans	Long	Rigler	Vance
Fisher	Lynes	Ringgenberg	Walker
Getting	Miller	Schroeder	Weber
Grimstead	Nolan	Scott	

Absent or not voting, 3:

Boothby Butler Byers

The amendment to the amendment was lost.

Senator Miller asked unanimous consent to take up out of order pending amendments to the main bill prior to final action on the amendment by Senator Frommelt.

Objection was raised.

Senator Miller moved that the pending amendments filed to the main bill be taken up out of order prior to further consideration of the amendment filed by Senator Frommelt.

The motion prevailed.

On motion of Senator Buck, the following amendment was adopted:

Amend Senate File 420 by inserting a quotation mark at the end of line 125 of section 3.

Senator Schroeder asked and received unanimous consent to withdraw the amendment filed by him to Senate File 420 and found on page 751 of the Senate Journal.

Senator Miller offered the following amendment:

Amend Senate File 420 by striking the word "sole" in line 30 and inserting in lieu thereof the word "principal".

Further amend Senate File 420 by striking the word "sole" in line 44 of section 3 and inserting in lieu thereof the word "principal".

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that, in accordance with House Concurrent Resolution 9, the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House under the direction of the sergeant-at-arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 9, duly adopted, the joint convention was called to order, President McManus presiding.

President McManus announced a quorum present and the joint convention duly organized.

Mensing of Cedar moved that a committee of four be appointed to notify Governor and Mrs. Loveless and Marian Anderson that the joint convention was ready to receive them.

Motion prevailed and the President appointed Representative Mensing of Cedar, Senator O'Malley of Polk, Representative Eveland of Boone and Senator Schroeder of Scott.

The committee waited upon Governor Loveless, Marian Anderson and Mrs. Loveless and escorted them to the Speaker's station.

President McManus presented the Honorable A. L. Mensing, who presented Governor Herschel C. Loveless.

Governor Loveless introduced Marian Anderson and welcomed her to the joint convention.

Marian Anderson, world renowned singer and alternate delegate to the United Nations, addressed the joint convention briefly on the functions of the United Nations.

The Honorable A. L. Mensing presented the Lincoln High School Chorus and their director, John Whaley, who sang "Battle Hymn of the Republic."

The committee previously appointed came forward and escorted Governor Loveless, Marian Anderson and Mrs. Loveless from the House chamber.

McNeal of Wright moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session.

SPECIAL ORDER

(Continued)

The Senate resumed consideration of the amendment filed by Senator Miller to Senate File 420.

Senator Miller moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 22:

Byers	Gilmour	Miller	O'Malley
Coleman	Hansen	Mincks	Potter
Edelen	Hill	Moore	Putney
Eppers	Hoffman	Nolan	Walker
Frommelt	Hoschek	O'Connor	Wolf
Gillespie	McCurdy		

Nays, 26:

Buck	Dykhouse	Evans	Getting
Dewel	Elijah	Fisher	Grimstead

Harbor	Prentis	Schroeder	Stuart
Henry	Price	Scott	Turner
Hoxie	Prince	Shaff	Vance
Long	Rigler	Shoeman	Weber
Lynes	Ringgenberg		

Absent or not voting, 2:

Boothby Butler

The amendment was lost.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 420 by striking from lines 68, 69, 70, and 71 of section 3 the following: "if it has reason to believe a claimant is entitled to benefits under title II of the Social Security Act of the United States or any similar payments under any other Act of Congress," and inserting in lieu thereof the following: "in the case of any person sixty-five (65) years of age or over".

Further amend Senate File 420 by striking from line 72 the words "that he is not entitled to such benefits" and inserting in lieu thereof the following: "or a signed statement that he is not eligible for such payments".

Senator Dewel moved the previous question on the amendment, which motion prevailed.

The amendment was lost.

Senator Schroeder offered the following amendment:

Amend Senate File 420 as follows:

1. Amend section 1, subsection 2 by inserting at the end of line 108 the following:

"The family class to which an individual is assigned shall be determined as of the day with respect to which he first files a valid claim for benefits in any benefit year, and shall be fixed for the duration of such benefit year. The individual's statements with respect to his family status, made in connection with the filing of such claim for benefits, shall be accepted as establishing a prima facie showing thereof, subject, however, to the penalties for fraud or false representation provided in this chapter."

2. Amend section 1, subsection 3 by striking from line 121 the following: "six point seven (6.7)" and substituting in lieu thereof the following: "seven point two (7.2)".

3. Amend section 2, subsection 1 by striking from line 6 the following: "on his own behalf".

4. Amend section 2, subsection 2 by striking from lines 9, 10, and 11 the following: "He has been paid wages for insured work of not less than two hundred dollars (\$200.00) in each of two calendar quarters in his base period;" and substituting in lieu thereof the following: "He has been paid wages for insured work of not less than two hundred dollars (\$200.00) in that calendar quarter in his base period in which his wages were the highest, and also he has been paid wages for insured work of not less than one hundred dollars (\$100.00) in a calendar quarter in his base period other than the calendar quarter in which his wages were the highest;"

5. Amend section 2, subsection 2 by striking from line 13 the following: "two hundred dollars (\$200.00)" and substituting in lieu thereof the following: "one hundred dollars (\$100.00)".

6. Amend section 3, subsection 3 by adding at the end thereof the following:

"'Sole support' shall mean exclusive of the earnings of any child of the wage earner."

7. Amend section 3, subsection 3 by adding at the end of paragraph g the following: "The premature filing of a claim for benefits shall not be disqualifying after said ninety (90) day period."

8. Amend section 3, subsection 4 by striking line 55 the following: "six (6) weeks'" and substituting in lieu thereof the following: "four (4) to nine (9) weeks'".

9. Amend section 3, subsection 5 by striking from line 59 the words "may receive". Also, by inserting in line 66, after the word "similar", the word "retirement".

10. Amend section 3, subsection 6 by striking from lines 88 and 89 the following: "or holds himself ready". Also, by striking from line 97 the following: "and holds himself ready".

Senator Mincks offered the following amendment and moved its adoption:

Amend Senate File 420, section 3, line 48, by striking the words and figures "ninety (90) days" and inserting in lieu thereof the following: "six (6) weeks".

The amendment was lost.

Senator Mincks asked and received unanimous consent to withdraw the following amendment:

Amend the Schroeder amendment filed April 9, 1959, to Senate File 420, line 40, by striking the words and figures "ninety (90) days" and inserting in lieu thereof the following: "six (6) weeks".

Senator Miller offered the following amendment to the amendment filed by Senator Schroeder and moved its adoption:

Amend the amendment, line 36, by striking the word "child" and inserting in lieu thereof the word "dependent".

The amendment to the amendment was lost.

On motion of Senator Schroeder, the amendment filed by him was adopted.

Senator Mincks offered the following amendment and moved its adoption and requested a roll call:

Amend Senate File 420 by adding the following paragraph at the end of section 3:

d. None of the provisions of this Act shall disqualify anyone covered under this Act from benefit because of eligibility to participate in any present or future negotiated supplemental unemployment benefit plan that has or may be negotiated between employers and employees.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 18:

Coleman
Edelen

Eppers
Frommelt

Gillespie
Gilmour

Hansen
Hill

Hoffman	Miller	O'Connor	Potter
Hoschek	Mincks	O'Malley	Wolf
McCurdy	Moore		

Nays, 27:

Buck	Harbor	Prince	Shoeman
Dewel	Henry	Putney	Stuart
Dykhouse	Hoxie	Rigler	Turner
Elijah	Long	Ringgenberg	Vance
Fisher	Lynes	Schroeder	Walker
Evans	Nolan	Scott	Weber
Getting	Price	Shaff	

Absent or not voting, 5:

Boothby	Byers	Grimstead	Prentis
Butler			

The amendment was lost.

Senator Dewel moved the previous question on the amendment filed by Senator Frommelt and the main bill.

Roll call was demanded.

On the question "Shall the previous question be now put?" the vote was:

Ayes, 26:

Buck	Getting	Price	Shoeman
Byers	Gillespie	Prince	Stuart
Dewel	Harbor	Putney	Turner
Dykhouse	Henry	Rigler	Vance
Elijah	Long	Scott	Walker
Evans	Lynes	Shaff	Weber
Fisher	Prentis		

Nays, 21:

Coleman	Hill	Miller	O'Malley
Edelen	Hoffman	Mincks	Potter
Eppers	Hoschek	Moore	Ringgenberg
Frommelt	Hoxie	Nolan	Schroeder
Gilmour	McCurdy	O'Connor	Wolf
Hansen			

Absent or not voting, 3:

Boothby	Butler	Grimstead
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The motion prevailed.

Senator Miller asked and received unanimous consent to withdraw the following amendment filed by him:

Amend Senate File 420 by striking from lines 88 and 89 of section 3 the following: "or holds himself ready".

On motion of Senator O'Malley, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

The Senate resumed consideration of Senate File 420 and the amendment filed thereto by Senator Frommelt.

Senator Frommelt moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19:

Byers	Gillespie	Hoschek	O'Connor
Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Miller	Potter
Eppers	Hill	Mincks	Wolf
Frommelt	Hoffman	Moore	

Nays, 30:

Boothby	Grimstead	Price	Shaff
Buck	Harbor	Prince	Shoeman
Dewel	Henry	Putney	Stuart
Dykhousé	Hoxie	Rigler	Turner
Elijah	Long	Ringgenberg	Vance
Evans	Lynes	Schroeder	Walker
Fisher	Nolan	Scott	Weber
Getting	Prentis		

Absent or not voting, 1:

Butler

The amendment was lost.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 28:

Boothby	Getting	Prentis	Scott
Buck	Harbor	Price	Shaff
Dewel	Henry	Prince	Shoeman
Dykhousé	Hoxie	Putney	Stuart
Elijah	Long	Rigler	Turner
Evans	Lynes	Ringgenberg	Vance
Fisher	Nolan	Schroeder	Weber

Nays, 20:

Byers	Gillespie	Hoschek	O'Connor
Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Miller	Potter
Eppers	Hill	Mincks	Walker
Frommelt	Hoffman	Moore	Wolf

Absent or not voting, 2:

Butler Grimstead

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

EXPLANATION
NOTICE OF LEGAL INTENT

In passing Senate File 420, no reference was made as to the status of supplemental unemployment benefits which are negotiated by contract. It was the specific intent of the authors of the bill and the Senate that this act would not adversely affect the legality of the present status of supplemental unemployment benefits and this Act is not intended to change the status of the Attorney General's opinion regarding supplemental unemployment benefits rendered in 1956.

It is the further intent of the authors of the bill and the Senate in the passage of Senate File 420, that in section 3, subsection 5, paragraph c, regarding old age benefits under Title II of the Social Security Act, that no person should be disqualified from unemployment benefits that has not filed for benefits under said Social Security Act and should not be disqualified merely because they are eligible by reason of age for benefits under the Social Security Act. This provision also is meant to exclude veterans', retirement or disability benefits.

JACK SCHROEDER,
Majority Floor Leader.
GEORGE E. O'MALLEY,
Minority Floor Leader.

Senator Schroeder asked and received unanimous consent that Senate File 475 be withdrawn from further consideration of the Senate.

SENATE FILE 420 PRINTED
(As Passed by the Senate)

Senator Mincks asked and received unanimous consent to have 700 copies of Senate File 420 as passed by the Senate printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 240, a bill for an act declaring the policy of the state to distribute unconditional general bequests to the state back to the county of the residence of the testator and making appropriation to remit one such bequest to Decatur County.

Also: That the House has concurred in Senate amendments to and passed House File 355, a bill for an act to permit the transfer of inmates of the training school for boys to the men's reformatory.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 22, a bill for an act relating to fire protection in hotels.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 248, a bill for an act relating to the use of the establishing and maintaining industry revolving funds of the state penitentiary at Fort Madison and the state reformatory at Anamosa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 331, a bill for an act to legalize and validate the proceedings of the board of directors of the Cardinal Community School District in the Counties of Wapello, Davis and Jefferson.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 377, a bill for an act authorizing a patent to the northeast quarter of the northeast quarter of section sixteen, township seventy north, range five West of the 5th Principal Meridian, Henry County, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 397, a bill for an act relating to powers and duties of governing boards in drainage and levee districts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 398, a bill for an act relating to powers and duties of the board or boards of supervisors, or trustees in drainage and levee districts with pumping stations to prevent injury to the levees maintained by said districts, and providing penalties for the violation thereof.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 400, a bill for an act to legalize proceedings of city council of Bettendorf authorizing and providing for issuance, sale and delivery of funding bonds and for levy of taxes for payment of said bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 401, a bill for an act granting to the town of LeClaire title to the bed and banks of the Mississippi River and islands and made lands therein, within stated boundaries.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 484, a bill for an act to permit amber parking lamps.

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 relating to the license fee of motor vehicle dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 172, a bill for an act relating to the acquisition by certain cities of river-front land.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 440, a bill for an act relating to intentional obstruction of emergency telephone calls, 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 492, a bill for an act relating to special mobile equipment.

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 to authorize the board of control to secure and pay consultants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 594, a bill for an act prohibiting litigation between governmental agencies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 720, a bill for an act legalizing certain corporations.

Also: That the House has amended and passed the following Senate joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 16 proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed House File 151, a bill for an act making certain changes in the judicial retirement system, etc.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 16

Amend Senate Joint Resolution 16 by striking all after the resolving clause and inserting in lieu thereof the following:

Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

1. Section six (6) of article three (III), section thirty-four (34) of article three (III) as amended in 1904 and 1928, sections thirty-five (35) and thirty-six (36) of article three (III) as amended in 1904, and section thirty-seven (37) of article three (III) are hereby repealed and the following adopted in lieu thereof:

Section 6. The senate shall consist of seventy (70) senators. Subject to the provisions of section thirty-five (35) of this article, senators shall be so classified by lot that one class, being as nearly one-half ($\frac{1}{2}$) as possible, shall be elected every two (2) years.

Section 34. In each redistricting accomplished under the provisions of section thirty-six (36) of this article, seventy (70) senatorial districts shall be established, each entitled to one (1) senator. The population unit in the senate shall be determined by dividing the whole number of the population of the state, as shown by the most recent decennial United States census, by seventy (70). The boundaries of senatorial districts shall be so drawn that each district shall have a population, as shown by the most recent decennial United States census, equal to that of every other district, a deviation of not more than ten (10) per cent from the population unit being allowed; shall consist of compact and contiguous territory; and shall, as far as possible, lie wholly within a single county. Areas joined only at the corners thereof shall not be regarded as contiguous.

Section 35. The terms of senators serving at the time of the first redistricting under the provisions of section thirty-six (36) of this article shall terminate on the last day of December following the first general election held after such redistricting.

Following each subsequent redistricting under the provisions of section thirty-six (36) of this article, the terms of senators elected from those districts the boundary lines of which shall be changed thereby shall terminate on the last day of December following the first general election held

after such redistricting, except as hereinafter provided. If the boundary lines of any senatorial district are not changed by such redistricting, or if as a result of such redistricting the territory of any senatorial district is reduced and no new territory is added thereto and the residence of the senator representing such senatorial district was at the time of his election and and is at the time of such redistricting located within such new senatorial district, then the term of the senator from such senatorial district shall continue until the end of the term for which he was elected.

The body accomplishing each redistricting under the provisions of section thirty-six (36) of this article shall number the senatorial districts and shall so classify such senatorial districts by lot that the senators from one (1) class of districts, being as nearly one-half ($\frac{1}{2}$) the total number of districts as possible, shall be elected every two (2) years. However, any senatorial district having a senator whose term shall continue after the last day of December following the first general election held after such redistricting, pursuant to the foregoing provisions of this section, shall be assigned to the class of districts which shall elect senators two (2) years after such general election. The first terms of senators elected at the first general election held after each redistricting shall be two (2) or four (4) years depending on the class of their respective districts. The provisions of this section shall apply notwithstanding the provisions of section five (5) of this article.

Section 36. The general assembly in nineteen hundred sixty-three (1963) and every ten (10) years thereafter shall redistrict the state into senatorial districts in a single legislative enactment.

In the event that the general assembly shall fail by the first day of May of any such year to so redistrict the state, then such redistricting shall be accomplished by a redistricting commission. On or before the last day of May of such year the state central committee of each of the two (2) political parties casting the highest number of votes for governor in the last preceding election shall appoint five (5) resident qualified voters as members of such commission, and shall file with the secretary of state the names of such members. If either of the state central committees shall fail to file such names within the time prescribed, the governor shall appoint five (5) members of his choice from among the resident qualified voters of the political party of such committee. Each member of the redistricting commission may receive such compensation as may be established by law. The redistricting commission shall redistrict the state into senatorial districts and shall file with the secretary of state a full statement of the senatorial districts and their boundaries and classification. No redistricting statement shall be valid unless it shall have been approved and signed by at least seven (7) members of such commission.

If the redistricting commission does not file the required statement by the first day of October of such year, it shall stand discharged and such redistricting shall be accomplished by the supreme court of the state. In such event, an appropriate order of the court setting forth the senatorial districts and their boundaries and classification shall be entered and certified to the secretary of state on or before the last day of December of such year; and such order shall be final.

Upon petition by any ten (10) members of the general assembly within thirty (30) days after the adoption of the legislative redistricting act or the filing of the statement of the redistricting commission, as the case may be, the supreme court shall review such redistricting by the general assembly or the redistricting commission. The supreme court shall give precedence to such petition over all other causes and proceedings. If the supreme court finds that such redistricting does not fully comply with the

provisions of the constitution, the court may enjoin any action thereunder and the court shall accomplish such redistricting. In such event, an appropriate order of the court setting forth the senatorial districts and their boundaries and classification shall be entered and certified to the secretary of state; and such order shall be final.

In the event that prior to a final adjudication of the constitutionality of the legislative redistricting act or the statement of the redistricting commission, nominations for senators shall have been made and such nominations shall not be in accord with the court's order, the requisite number of qualified candidates for senators shall be chosen in the manner prescribed by law.

Redistricting shall be deemed to have taken place thirty (30) days after the adoption of the legislative redistricting act or the filing of the statement of the redistricting commission, if no petition for judicial review shall have been filed within said period of thirty (30) days as provided herein; or upon the certification to the secretary of state of the supreme court's redistricting order as provided herein. However, such redistricting shall become effective on the first day of January following the first general election held after such redistricting; but the senatorial districts established by such redistricting shall be the senatorial districts for the purpose of such election.

Redistricting under the provisions of this section shall be final and binding upon all concerned until the next redistricting under the provisions of this section becomes effective, notwithstanding any other provision of the constitution.

Wherever used in this section and in section thirty-five (35) of this article, the words "general election" shall mean a general election at which members of the general assembly are elected.

Section 37. The house of representatives shall consist of ninety-nine (99) members. The representative districts shall be the same as and identical to the area encompassed by the county lines as said county lines exist on January 1, 1959, and the voters of each of the representative districts shall elect a representative from each of said representative districts.

Sec. 2. The foregoing proposed amendment is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly, and the secretary of state is directed to cause the same to be published for three (3) consecutive months before the date of said election as provided by law.

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 151

Amend the Senate amendment to House File 151 by striking all of division 3 and inserting in lieu thereof the following:

3. Amend the title by striking all after the word "Act" in line one (1) and inserting in lieu thereof the following: "to amend chapter six hundred five A (605A), Code 1958, making certain changes in the judicial retirement system; including certain judges thereunder; providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits; and to amend chapter ninety-seven B (97B), Code 1958, relating to the termination of membership of certain judges in the Iowa public employees' retirement system."

HOUSE MESSAGES CONSIDERED

House File 172, a bill for an act relating to the acquisition by certain cities of river front land.

Read first and second times and referred to the sifting committee.

House File 440, a bill for an act relating to intentional obstruction of emergency telephone calls, and providing a penalty therefor.

Read first and second times and referred to the sifting committee.

House File 492, a bill for an act relating to special mobile equipment.

Read first and second times and referred to the sifting committee.

House File 503, a bill for an act to authorize the board of control to secure and pay consultants.

Read first and second times and referred to the sifting committee.

House File 594, a bill for an act prohibiting litigation between governmental agencies.

Read first and second times and referred to the sifting committee.

House File 720, a bill for an act to legalize certain corporations.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator O'Malley called up for consideration House File 151, a bill for an act to amend chapter six hundred five A (605A), Code 1958, to include municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits, amended by the Senate and further amended by the House, and moved that the Senate concur in the House amendment to the Senate amendment.

The Senate concurred in the House amendment to the Senate amendment.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass" the vote was:

Ayes, 41:

Boothby	Gilmour	McCurdy	Putney
Buck	Hansen	Miller	Rigler
Coleman	Harbor	Mincks	Ringgenberg
Dewel	Henry	Moore	Schroeder
Dykhouse	Hill	Nolan	Shoeman
Elijah	Hoffman	O'Connor	Stuart
Eppers	Hoschek	O'Malley	Turner
Fisher	Hoxie	Potter	Vance
Frommelt	Long	Prentis	Weber
Getting	Lynes	Prince	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9:

Butler	Evans	Price	Shaff
Byers	Grimstead	Scott	Walker
Edelen			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

NONCONTROVERSIAL CALENDAR THIRD READING OF BILLS

On motion of Senator Vance, Senate File 478, a bill for an act relating to inventory and records of state property, was taken up and considered.

Senator Prentis offered the following amendment and moved its adoption:

Amend Senate File 478 by striking the period at the end of line 14 of section 1 and adding thereto the following: "and to any member of the General Assembly."

The amendment was lost.

Senator Vance moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 35:

Boothby	Hansen	Mincks	Rigler
Buck	Henry	Moore	Ringgenberg
Coleman	Hill	Nolan	Schroeder
Dykhouse	Hoffman	O'Malley	Shoeman
Eppers	Hoschek	Potter	Stuart
Frommelt	Hoxie	Prentis	Turner
Getting	Lynes	Price	Vance
Gillespie	McCurdy	Prince	Weber
Gilmour	Miller	Putney	

Nays, none.

Absent or not voting, 15:

Butler	Elijah	Harbor	Shaff
Byers	Evans	Long	Walker
Dewel	Fisher	O'Connor	Wolf
Edelen	Grimstead	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Coleman took the chair at 3:20 p.m.

On motion of Senator Miller, Senate File 498, a bill for an act to amend chapter four hundred seven (407), Code 1958, by adding thereto an additional section authorizing acquisition and construc-

tion by cities and towns of improvements and betterments to municipal auditoriums, including installation of air conditioning facilities, and issuance of bonds in connection therewith, was taken up and considered.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 498, section 1, line 7, by striking "incur" and inserting in lieu thereof the word "incur".

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 35:

Boothby	Hansen	Mincks	Rigler
Buck	Henry	Moore	Ringgenberg
Coleman	Hill	Nolan	Schroeder
Dykhouse	Hoffman	O'Malley	Shoeman
Eppers	Hoschek	Potter	Stuart
Frommelt	Hoxie	Prentis	Turner
Getting	Lynes	Price	Vance
Gillespie	McCurdy	Prince	Weber
Gilmour	Miller	Putney	

Nays, none.

Absent or not voting, 15:

Butler	Elijah	Harbor	Shaff
Byers	Evans	Long	Walker
Dewel	Fisher	O'Connor	Wolf
Edelen	Grimstead	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 7; also, House Files 8, 240, 347, 355, 360 and 414.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Joint Resolution 7; also, House Files 8, 240, 347, 355, 360 and 414.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 9, 1959, the Governor had approved the following bill:

Senate File 320, relating to building and loan and savings and loan associations.

The following communications were read by the Secretary:

STATE OF IOWA
OFFICE OF THE GOVERNOR
Des Moines

April 10, 1959.

Honorable E. J. McManus,
Lieutenant Governor,
President of the Senate,
Fifty-eighth General Assembly,
State Capitol,
Des Moines, Iowa.

Dear Sir:

Senate File 458, an Act to entitle non-member patrons of an Iowa co-operative associations to share in allocations of earnings of such associations is disapproved and returned to the Senate herewith, in accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa.

Senate File 458 is disapproved for the reason that it represents an unwise attempt to alter the basic principles upon which agricultural co-operatives were founded, and developed. The proposed legislation would extend to non-members the same economic advantages held by members who organize, control and maintain the organization. It is difficult to believe that such a step would strengthen the inducements for memberships in and support of such organizations.

Objections to Senate File 458 would be reduced by the addition of a provision requiring non-members to file application for membership prior to any allocation of patronage dividends, and also requiring use of such dividends for payment in full of such membership certificate before distribution of cash dividends to the applicant for membership.

Respectfully,
/s/ HERSCHEL C. LOVELESS,
Governor.

STATE OF IOWA
OFFICE OF THE GOVERNOR
Des Moines

April 10, 1959.

Honorable E. J. McManus,
Lieutenant Governor,
President of the Senate,
Fifty-eighth General Assembly,
State Capitol,
Des Moines, Iowa.

Dear Sir:

Senate File 150, an Act to provide for the supervision and performance of the legal work of the various departments, offices, boards, and commissions of the State of Iowa, is disapproved and returned to the Senate, in

accordance with the provisions of Article III, Section 16, Constitution of the State of Iowa.

In disapproving a similar bill passed by the Fifty-seventh General Assembly (Senate File 83, 57th G.A.), the following language was used:

"In general, professional employees of each department of state government should be selected by the responsible officer, or board, of each department, subject to whatever standards of training, experience, and other qualifications are in effect for the various classifications of employees. To give the chief executive of one department the power to select employees of other departments does not make for clear-cut lines of responsibility in the several departments of state government. Nor is there any strong probability that the methods of selection, determination of salary, and assignment of legally trained personnel which would be established by Senate File 83 would effect economies in state government."

The objections raised to Senate File 83, Fifty-seventh General Assembly, are also applicable to Senate File 150, Fifty-eighth General Assembly.

Respectfully,
/s/ HERSCHEL C. LOVELESS,
Governor.

RESOLUTION SENT TO THE SECRETARY OF STATE

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 10th day of April, 1959, sent to the Secretary of State: Senate Joint Resolution 7.

LEROY GETTING, *Chairman*.

Passed on file.

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred Senate File 286, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, begs leave to report it has had the same under consideration and **returns the bill without recommendation.**

DAVID O. SHAFF, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Hoffman amendment to Senate File 378, filed March 24,
- 2 1959 as follows:
- 3 1. By inserting the word and figure "Section 1." before
- 4 the word "Chapter" in line 3.
- 5 2. Strike the word "Section" in line 5.
- 6 3. Strike the word "Sec." in line 23.
- 7 4. Strike the figure "1" in line 28 and insert in lieu
- 8 thereof the letter "a".
- 9 5. Strike the figure "2" in line 32 and insert in lieu
- 10 thereof the letter "b".

GENE L. HOFFMAN.

1 Amend House File 65 as follows:

2 By striking the words "sixty-five (65) cents for each meal
3 in counties having a population of thirty thousand (30,000)
4 or less; sixty (60) cents for each meal in counties having
5 a population of over thirty thousand (30,000) and less
6 than forty thousand (40,000)" and substitute in lieu thereof
7 the words "sixty (60) cents for each meal in counties having
8 a population of less than forty thousand (40,000)".

LAWRENCE PUTNEY.

1 Amend House File 715 by striking the words and figures
2 "eight million dollars (\$8,000,000.00)," in line two (2)
3 of the title and inserting in lieu thereof the words and
4 figures, "twelve million dollars (\$12,000,000.00)".

5 Further amend House File 715 by striking the words and
6 figures "four million dollars (\$4,000,000.00)," from lines
7 four (4) and five (5) of section one (1) and inserting in
8 lieu thereof the words and figures, "six million dollars
9 (\$6,000,000.00)".

C. EDWIN GILMOUR.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Monday, April 13, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 13, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Frank Greenwood, pastor of the Methodist Church, Gravity, Iowa.

INTRODUCTION OF BILLS

Senate File 533, by committee on cities and towns, a bill for an act to amend section three hundred seventy point thirteen (370.13), Code 1958, relating to the leasing of property by park boards of cities and towns.

Read first and second times and referred to the sifting committee.

Senate File 534, by committee on highways, a bill for an act to amend section three hundred twenty-one point four hundred eighty (321.480), Code 1958, relating to limitation on expense by the State Highway Commission for enforcement of laws on registration, size, weight and load of vehicles.

Read first and second times and referred to committee on appropriations.

PETITION

By Senator Gilmour, from twenty-four residents of Keokuk County favoring modification of Iowa's "right to work" law.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate eighty students from the Benjamin Franklin Junior High School, Des Moines, who were present in the balcony accompanied by their instructors, Mr. Shepard, Mr. Bowen and Mrs. Askegaard.

NONCONTROVERSIAL CALENDAR

THIRD READING OF BILLS

Senator Weber asked and received unanimous consent to take up out of order House File 692, a bill for an act to grant and convey unto Muscatine Island Levee District of Muscatine and Louisa Counties, Iowa, a perpetual easement over and across certain lands

belonging to the State of Iowa in Muscatine and Louisa Counties, lying below the ordinary highwater mark of the Mississippi River.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Evans	Hoxie	Rigler
Buck	Fisher	Lynes	Ringgenberg
Butler	Frommelt	McCurdy	Schroeder
Byers	Getting	Miller	Scott
Coleman	Gillespie	Mincks	Shoeman
Dewel	Grimstead	Moore	Stuart
Dykhouse	Hansen	O'Malley	Turner
Edelen	Harbor	Potter	Vance
Elijah	Hoffman	Price	Weber
Eppers	Hoschek	Prince	Wolf

Nays, none.

Absent or not voting, 10:

Gilmour	Long	Prentis	Shaff
Henry	Nolan	Putney	Walker
Hill	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moore asked and received unanimous consent to take up out of order House File 547, a bill for an act to legalize and validate the proceedings of the board of directors of the Community School District of Whiting, in the County of Monona, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Senator Moore moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Evans	Hoschek	Rigler
Buck	Fisher	Hoxie	Ringgenberg
Butler	Frommelt	Lynes	Schroeder
Byers	Getting	McCurdy	Scott
Coleman	Gillespie	Miller	Shoeman
Dewel	Grimstead	Mincks	Stuart
Dykhouse	Hansen	Moore	Turner
Edelen	Harbor	O'Malley	Vance
Elijah	Henry	Price	Weber
Eppers	Hoffman	Prince	Wolf

Nays, none.

Absent or not voting, 10:

Gilmour	Nolan	Prentis	Shaff
Hill	O'Connor	Putney	Walker
Long	Potter		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Moore asked and received unanimous consent that Senate File 442 be withdrawn from further consideration of the Senate.

Senator Scott asked and received unanimous consent to take up out of order House File 477, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Eastern Allamakee Community School District, in the County of Allamakee, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Senator Scott moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Evans	Hoschek	Rigler
Buck	Fisher	Hoxie	Ringgenberg
Butler	Frommelt	Lynes	Schroeder
Byers	Getting	McCurdy	Scott
Coleman	Gillespie	Miller	Shoeman
Dewel	Grimstead	Mincks	Stuart
Dykhouse	Hansen	Moore	Turner
Edelen	Harbor	O'Malley	Vance
Elijah	Henry	Price	Weber
Eppers	Hoffman	Prince	Wolf

Nays, none.

Absent or not voting, 10:

Gilmour	Nolan	Prentis	Shaff
Hill	O'Connor	Putney	Walker
Long	Potter		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Scott asked and received unanimous consent to take up out of order House File 476, a bill for an act to legalize and validate the proceedings for the organization and establishment of the boundaries of the Allamakee Community School District, in the Counties of Allamakee and Winneshiek, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Senator Scott moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Evans	Hoschek	Rigler
Buck	Fisher	Hoxie	Ringgenberg
Butler	Frommelt	Lynes	Schroeder
Byers	Getting	McCurdy	Scott
Coleman	Gillespie	Miller	Shoeman
Dewel	Grimstead	Mincks	Stuart
Dykhouse	Hansen	Moore	Turner
Edelen	Harbor	O'Malley	Vance
Elijah	Henry	Price	Weber
Eppers	Hoffman	Prince	Wolf

Nays, none.

Absent or not voting, 10:

Gilmour	Nolan	Prentis	Shaff
Hill	O'Connor	Putney	Walker
Long	Potter		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Elijah asked and received unanimous consent to take up out of order House File 321, a bill for an act to ratify the sale of certain real estate owned by the City of Monticello, County of Jones, State of Iowa, and to authorize conveyance of legal title thereto.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Elijah moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Fisher	Hoxie	Rigler
Buck	Frommelt	Lynes	Ringgenberg
Butler	Getting	McCurdy	Schroeder
Byers	Gillespie	Miller	Scott
Coleman	Grimstead	Mincks	Shoeman
Dewel	Hansen	Moore	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hoffman	Price	Weber
Eppers	Hoschek	Prince	Wolf
Evans			

Nays, none.

Absent or not voting, 9:

Gilmour	Nolan	Prentis	Shaff
Hill	O'Connor	Putney	Walker
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Prince asked and received unanimous consent to take up out of order House File 444, a bill for an act to legalize and validate the proceedings of the board of directors of the Guthrie Center Community School District, in the Counties of Guthrie and Audubon, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Senator Prince moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Fisher	Hoxie	Rigler
Buck	Frommelt	Lynes	Ringgenberg
Butler	Getting	McCurdy	Schroeder
Byers	Gillespie	Miller	Scott
Coleman	Grimstead	Mincks	Shoeman
Dewel	Hansen	Moore	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hoffman	Price	Weber
Eppers	Hoschek	Prince	Wolf
Evans			

Nays, none.

Absent or not voting, 9:

Gilmour	Nolan	Prentis	Shaff
Hill	O'Connor	Putney	Walker
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent to take up out of order House File 672, a bill for an act relating to the state institution fund.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Fisher	Lynes	Rigler
Buck	Frommelt	McCurdy	Ringgenberg
Butler	Getting	Miller	Schroeder
Byers	Gillespie	Mincks	Scott
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hoffman	Price	Walker
Eppers	Hoschek	Prince	Weber
Evans	Hoxie	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Gilmour	Long	Prentis	Shaff
Hill	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Price asked and received unanimous consent to take up out of order Senate File 520, a bill for an act to amend Senate File 229, Acts of the Fifty-eighth General Assembly, relating to section three hundred twenty-one point four hundred fifty-three (321.453), Code 1958, concerning the movement of implements on highways.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher			

Nays none.

Absent or not voting, 5:

Gilmour	Long	O'Connor	Prentis
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent to take up out of order House File 609, a bill for an act to legalize and validate the proceedings of the board of directors of the Eagle Grove Community School District, in the Counties of Wright, Humboldt and Webster, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds, and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Senator Walker moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Gilmour	Long	O'Connor	Prentis
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Evans asked and received unanimous consent to take up out of order House File 592, a bill for an act relating to the issuance of land patents.

Senator Evans moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Fisher	Lynes	Ringgenberg
Buck	Frommelt	McCurdy	Schroeder
Butler	Getting	Miller	Scott
Byers	Gillespie	Mincks	Shaff
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hoffman	Price	Walker
Eppers	Hoschek	Putney	Weber
Evans	Hoxie	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Gilmour	Long	Prentis	Prince
Hill	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Weber asked and received unanimous consent to take up out of order House File 442, a bill for an act to authorize the sale and conveyance to Eastern Iowa Light and Power Cooperative of certain land in Muscatine County, Iowa, lying below the ordinary high-water mark of the Mississippi River.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhousé	Henry	Potter	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Gilmour	Long	O'Connor	Prentis
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frommelt asked and received unanimous consent to take up out of order House File 478, a bill for an act to amend section two hundred forty-seven point five (247.5), Code 1958, relating to paroles.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Frommelt	McCurdy	Ringgenberg
Buck	Getting	Miller	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhousé	Henry	Potter	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Gilmour	Long	O'Connor	Prentis
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Frommelt asked and received unanimous consent to take up out of order House File 479, a bill for an act to repeal section two hundred forty-eight point three (248.3), Code 1958, and to enact a substitute therefor relating to restoration of citizenship to persons discharged from parole.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Frommelt	Miller	Ringgenberg
Buck	Getting	Mincks	Schroeder
Butler	Gillespie	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Hoffman	Prentis	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Lynes	Putney	Weber
Evans	McCurdy	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 5:

Gilmour	Hill	Long	O'Connor
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Butler asked and received unanimous consent to take up out of order House File 533, a bill for an act to amend chapter one hundred thirty-five B (135B), Code 1958, relating to licensure and regulation of hospitals.

Senator Rigler took the chair at 10:35 a.m.

Senator Butler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Frommelt	Miller	Ringgenberg
Buck	Getting	Mincks	Schroeder
Butler	Gillespie	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher	McCurdy		

Nays, none.

Absent or not voting, 4:

Gilmour	Hill	Long	O'Connor
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman asked and received unanimous consent to take up out of order House File 183, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes.

The report of committee recommending amendment and passage was taken up, considered, and the report of the committee adopted.

The following committee amendment was considered:

Amend by inserting a period (.) after the word "misdemeanor" in section 3, line 3, and striking everything thereafter.

The committee amendment was adopted.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Frommelt	Miller	Ringgenberg
Buck	Getting	Mincks	Schroeder
Butler	Gillespie	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Evans	Lynes	Rigler	Wolf
Fisher	McCurdy		

Nays, none.

Absent or not voting, 4:

Gilmour	Hill	Long	O'Connor
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman asked and received unanimous consent that Senate File 85 be withdrawn from further consideration of the Senate.

Senator Shaff asked and received unanimous consent to take up out of order House File 154, a bill for an act relating to defendant's counterclaim for divorce.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Grimstead	Miller	Ringgenberg
Buck	Hansen	Mincks	Schroeder
Butler	Harbor	Moore	Scott
Coleman	Henry	O'Connor	Shaff
Dykhouse	Hill	O'Malley	Shoeman
Edelen	Hoffman	Potter	Stuart
Elijah	Hoschek	Prentis	Turner
Eppers	Hoxie	Price	Vance
Fisher	Long	Prince	Walker
Frommelt	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, 1:

Nolan

Absent or not voting, 4:

Byers	Dewel	Evans	Gilmour
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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 Buck asked and received unanimous consent to take up out of order House File 196, a bill for an act to establish a permanent Arbor Week.

The report of committee recommending passage was taken up, considered, and the report of the committee adopted.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	

Nays, 1:

Wolf

Absent or not voting, 2:

Byers	Gilmour
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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 Weber asked and received unanimous consent to take up out of order House File 217, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Louisa-Muscatine Community School District, in the Counties of Louisa and Muscatine, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

The report of committee recommending amendment in accordance with the following amendment, filed by Senator Rigler, and passage was taken up, considered, and the report of the committee adopted.

Senator Rigler offered the following amendment and moved its adoption :

Amend House File 217 as follows:

1. By striking the word "all" in line one (1) of section one (1) and inserting in lieu thereof the words "That all".
2. By striking all of section two (2).

The amendment was adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was :

Ayes, 49:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Gilmour

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that all bills just passed be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Gillespie called up for consideration Senate File 430, a bill for an act relating to the acquiring and sale of real estate by the board of control.

Senator Gillespie moved that the Senate recede from its amendment to the House amendment to Senate File 430.

On the question "Shall the Senate recede from its amendment?" the vote was:

Ayes, 42:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Scott
Byers	Grimstead	Mincks	Shoeman
Coleman	Hansen	Moore	Stuart
Dewel	Harbor	Nolan	Turner
Dykhousé	Henry	O'Connor	Vance
Edelen	Hill	O'Malley	Walker
Elijah	Hoffman	Potter	Weber
Eppers	Hoschek	Prentis	Wolf
Evans	Hoxie		

Nays, none.

Absent or not voting, 8:

Fisher	Long	Prince	Schroeder
Gilmour	Price	Ringgenberg	Shaff

The motion having received a constitutional majority prevailed and the Senate receded from its amendment.

On motion of Senator Gillespie, the Senate concurred in the House amendment.

Senator Gillespie moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Scott
Butler	Grimstead	Mincks	Shaff
Byers	Hansen	Moore	Shoeman
Coleman	Harbor	Nolan	Stuart
Dewel	Henry	O'Connor	Turner
Dykhousé	Hill	O'Malley	Vance
Edelen	Hoffman	Potter	Walker
Elijah	Hoschek	Prentis	Weber
Eppers	Lynes	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 9:

Evans	Hoxie	Price	Putney
Fisher	Long	Prince	Schroeder
Gilmour			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Ringgenberg called up for consideration House File 259, a bill for an act relating to grades or classifications of milk to be used for manufacturing dairy products, amended by the Senate, and moved that the Senate recede from its amendment to House File 259.

On the question "Shall the Senate recede?" the vote was:

Ayes, 45:

Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting			

Nays, 2:

Boothby	Price
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Absent or not voting, 3:

Fisher	Long	Prince
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The motion having received a constitutional majority prevailed and the Senate receded from its amendment.

Senator Ringgenberg moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoschek	Price	Weber
Frommelt	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Dewel	Hoxie	Prince	Scott
Fisher	Long		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President McManus took the chair at 11:15 a.m.

Senator O'Malley asked and received unanimous consent to take up out of order House File 511, a bill for an act relating to the salary of the clerk of the grand jury in counties having a population of over one hundred fifty thousand (150,000).

Senator Schroeder offered the following amendments and moved their adoption:

Amend House File 511 by adding at the end thereof:

Section 2. Section seven hundred seventy point twenty-one (770.21), Code 1958, is hereby amended by striking from line 14, the word "twenty-three" and inserting in lieu thereof, the word "thirty-five".

Further amend the title to House File 511 by striking all of lines 2 and 3 and inserting in lieu thereof the following: "certain counties."

The amendments were adopted.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Lynes	Putney	Wolf
Frommelt			

Nays, 1:

Hoffman

Absent or not voting, 4:

Evans	Long	Prentis	Vance
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Schroeder asked and received unanimous consent that House File 511 be immediately messaged to the House, which request was complied with.

Senator Boothby asked and received unanimous consent to take up out of order House File 654, a bill for an act to legalize and validate the proceedings of the board of directors of the Battle Creek Community School District, in the Counties of Ida, Crawford and Woodbury, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Frommelt Prentis

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

On motion of Senator Gillespie, House File 53, a bill for an act relating to trucks pulling a four (4) wheel trailer, was taken up for further consideration.

Senator Gillespie asked and received unanimous consent to withdraw the amendment filed by him and found on page 919 of the Senate Journal; also, the amendment filed by him and Senator Getting and found on page 908 of the Senate Journal.

Senator Gillespie offered the following amendment, filed by Senators Gillespie and Getting:

Amend House File 53 by striking all after the word "trucks" in section 1, line 8, and inserting in lieu thereof the following:

"equipped with pneumatic tires with a gross weight not exceeding five (5) tons, and truck-tractors transporting anhydrous ammonia or other liquid commercial fertilizer used by owners of agricultural operations or

dealers and distributors in delivering to, and supplying such owners, nor farm trucks drawing a four (4) wheel trailer with a gross weight not to exceed six (6) tons, provided such truck and trailer are owned or operated by a farm operator and is engaged in the transportation of such farm operator's own agricultural products, or supplies, within twenty-five (25) miles of his farm operation from which or to which such products or supplies are being transported,".

Senator Long moved that the amendment be laid on the table.

Division was called for.

The motion was lost.

Senator Gillespie asked and received unanimous consent to withdraw the amendment.

Senator Nolan raised a point of order for the reason that the bill was unconstitutional.

The Chair ruled the point not well taken.

On motion of Senator Schroeder, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

On motion of Senator Schroeder, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

Laurence M. Boothby of Cleghorn, Cherokee County, Iowa, as a member of the Board of Parole for the unexpired term ending July 1, 1961.

John J. O'Connor of Strawberry Point, Clayton County, Iowa, as a member of the State Tax Commission for the unexpired term ending June 30, 1963.

Harriette Valentine (Mrs. Robert) of Centerville, Appanoose County, Iowa, as a member of the State Board of Regents for a six-year term expiring July 1, 1965.

The Senate, in executive session, failed to confirm the following appointment:

Harry J. Bradley, Jr., of Des Moines, Polk County, Iowa, as a member of the State Highway Commission for a four-year term beginning July 1, 1959.

The Senate arose from executive session and resumed regular session.

UNFINISHED BUSINESS

The Senate resumed consideration of House File 53.

Senator Nolan offered the following amendment and moved its adoption :

Amend House File 53, section 1, by striking all of lines 8, 9, 10 and 11 and inserting in lieu thereof the following: "trucks equipped with".

The amendment was adopted.

Senator Gillespie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 28:

Buck	Gilmour	Lynes	O'Malley
Butler	Grimstead	McCurdy	Potter
Coleman	Hansen	Miller	Price
Edelen	Harbor	Mincks	Prince
Elijah	Hill	Moore	Putney
Getting	Hoffman	Nolan	Ringgenberg
Gillespie	Hoxie	O'Connor	Turner

Nays, 16:

Byers	Fisher	Schroeder	Stuart
Dewel	Hoschek	Scott	Vance
Dykhouse	Long	Shaff	Weber
Evans	Rigler	Shoeman	Wolf

Absent or not voting, 6:

Boothby	Frommelt	Prentis	Walker
Eppers	Henry		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Gillespie asked and received unanimous consent that House File 53 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Shaff, Senate File 286, a bill for an act to amend chapter four hundred twenty-two (422), Code 1958, relating to the income tax on individuals, with report of committee on tax revision recommending amendment and without recommendation; and the report of the committee on ways and means without recommendation.

The committee reports were adopted.

Senator Miller offered the following amendment and moved its adoption :

Amend Senate File 286 as follows:

1. Amend section 2, by striking all of line 15 after the word "allowed" and all of line 16 and inserting in lieu thereof a "period (.)".
2. Amend section 5, line 5, by striking the "hyphen (-)".

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 286 as follows:

1. Strike lines 26 through 33 of section 2 and insert in lieu thereof the following: "There shall also be allowed in computing taxable income deductions of five hundred dollars (\$500.00) each for the taxpayer, his spouse, each of his dependents, age sixty-five (65) of the taxpayer, age sixty-five (65) of his spouse, and for 'blindness' of the taxpayer and/or his spouse as defined by the Internal Revenue Code of 1954. Where married persons file separately, the total of such deductions shall be divided between them according to their applicability to each such married person."
2. Strike from line 8 of section 4 the phrase "six hundred dollars (\$600.00)" and insert in lieu thereof "five hundred dollars (\$500.00)".
3. Strike from lines 10 and 11 of section 4 the phrase "twelve hundred dollars (\$1200.00)" and insert in lieu thereof "one thousand dollars (\$1000.00)".
4. Strike from line 14 the phrase "twelve hundred dollars (\$1200.00)" and insert in lieu thereof "one thousand dollars (\$1000.00)".
5. Strike from line 18 the phrase "twelve hundred dollars (\$1200.00)" and insert in lieu thereof "one thousand dollars (\$1000.00)".
6. Strike from lines 20 and 21 the phrase "eighteen hundred dollars (\$1800.00)" and insert in lieu thereof "fifteen hundred dollars (\$1500.00)".
7. Strike from lines 22 and 23 the phrase "twenty-four hundred dollars (\$2400.00)" and insert in lieu thereof "two thousand dollars (\$2000.00)".
8. Strike the word "six" in line 5 of section 5 and insert in lieu thereof the word "five".

The amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller, Dewel and Potter, and moved its adoption:

Amend Senate File 286 by adding the following new section 6 and re-numbering the remaining sections:

"Sec. 6. Section four hundred twenty-two point twenty-one (422.21), Code 1958, is hereby amended by striking the period (.) in line six (6) and inserting in lieu thereof the following: '; provided that such form shall be simple and not in excess of one eight and one-half by eleven (8½ x 11) inch page, and provided further that no resident individual shall be required directly or through the exercise of an option to file a copy of his federal income tax return with his Iowa income tax return.'"

The amendment was adopted.

The following committee amendment was considered:

Amend Senate File 286 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-two point four (422.4), Code 1958, is hereby amended by striking sections one (1) through thirteen (13), inclusive, and inserting in lieu thereof the following:

1. The term "Iowa adjusted gross income" means the taxable income computed for federal income tax purposes under the Internal Revenue Code of 1954 with the following adjustments:

- a. Subtract interest and dividends received from federal securities;
- b. Add interest and dividends received from foreign securities and from securities of state and other political subdivisions exempt from federal income tax under the Internal Revenue Code of 1954;
- c. Add the amount of any deduction for Iowa Income Tax used in computing said taxable income;
- d. Where said taxable income includes capital gains or losses, or gains or losses from property other than capital assets, and such gains or losses have been determined by using a basis established prior to January 1, 1934, an adjustment may be made, under rules and regulations prescribed by the state tax commission, to reflect the difference resulting from the use of a basis of cost or January 1, 1934, fair market value, less depreciation allowed or allowable, whichever is higher. Provided that the basis shall be fair market value as of January 1, 1955, less depreciation allowed or allowable, in the case of property acquired prior to that date if use of a prior basis is declared to be invalid.

2. The word "person" includes individuals and fiduciaries.

3. The word "individual" means a natural person; and where an individual is permitted to file as a corporation under the provisions of the Internal Revenue Code of 1954, such fictional status shall not be recognized for purposes of this chapter, and such individual's Iowa adjusted gross income shall be computed as required under the provisions of subsection one (1) as if that individual were filing as an individual under the provisions of the Internal Revenue Code of 1954.

4. The term "tax year" means the calendar year or the fiscal year ending during a calendar year upon the basis of which the Iowa adjusted gross income is computed.

5. The term "fiscal year" shall have the same meaning for Iowa income tax purposes as it has for federal income tax purposes under the Internal Revenue Code of 1954.

6. The word "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator, or any person, whether individual or corporate, acting in any fiduciary capacity for any person, trust or estate.

7. The word "received" means "received or accrued", and the term "received or accrued" shall be construed according to the method of accounting used in computing taxable income for federal income tax purposes under the Internal Revenue Code of 1954.

8. The word "resident" applies only to individuals and fiduciaries and includes any individual or fiduciary domiciled or maintaining a permanent place of abode within the state.

9. The word "nonresident" applies only to individuals and fiduciaries and includes all individuals and fiduciaries who are not residents.

10. The term "withholding agent" means any individual, fiduciary, corporation, association, or partnership, in whatever capacity acting, including all officers and employees of the state or of any municipal corporation or political subdivision of the state, obligated to pay or having control of paying to any nonresident any gross receipts from sources within the state in excess of fifteen hundred dollars (\$1,500.00) in any calendar year.

Further amend section four hundred twenty-two point four (422.4) by renumbering subsection fourteen (14).

Sec. 2. Section four hundred twenty-two point five (422.5), Code 1958, is hereby amended to read as follows:

"A tax is hereby imposed on the Iowa adjusted gross income of resident individuals, which tax shall be levied, collected, and paid annually at a rate of eight (8) percent of the amount of the federal income tax thereon, computed by using the rates and dividend and retirement-income credits provided under the Internal Revenue Code of 1954.

Sec. 3. Section four hundred twenty-two point six (422.6), Code 1958, is hereby amended by striking the word "taxable" in line four (4) and inserting in lieu thereof the words "Iowa adjusted gross".

Sec. 4. Section four hundred twenty-two point eight (422.8), Code 1958, is hereby amended to read as follows:

"1. In the case of operation of a business in a state other than Iowa by an individual, estate or trust, the proportional part of the federal income tax attributable to the net income from such business shall be deducted in computing the federal income tax subject to the rate provided in section four hundred twenty-two point five (422.5), provided a state income tax has been or will be paid on such net income to said other state and provided further that said other state allows a similar allocation of federal income tax or an allocation of net income from the operation of a business outside said other state.

2. In the case of a nonresident individual, estate or trust, if any net income is received from a business, trade, profession, or occupation carried on partly within and partly without the State of Iowa, only the proportional part of the federal income tax attributable to the Iowa portion of such net income shall be subject to the rate provided in section four hundred twenty-two point five (422.5). The Iowa portion of such net income shall be that which is fairly and equitably attributable to that part of the business, trade, profession, or occupation carried on within the State of Iowa. For this purpose, income from any property, trust, estate or other source within Iowa shall be allocated to Iowa, except that annuities, interest on bank deposits and interest-bearing obligations, and dividends shall be allocated to Iowa only to the extent to which the same are derived from a business, trade, profession, or occupation carried on within the State of Iowa.

Sec. 5. Sections four hundred twenty-two point seven (422.7), four hundred twenty-two point nine (422.9), four hundred twenty-two point twelve (422.12), four hundred twenty-two point fourteen (422.14), subsection one (1), four hundred twenty-two point eighteen (422.18), and four hundred twenty-two point nineteen (422.19), Code 1958, are hereby repealed.

Sec. 6. Section four hundred twenty-two point thirteen (422.13), Code 1958, is hereby amended to read as follows:

"Every person required to make and file an income tax return under the provisions of the Internal Revenue Code of 1954 shall make, sign and file a return."

Sec. 7. Section four hundred twenty-two point sixteen (422.16), subsection one (1), Code 1958, is hereby amended by striking from line four (4) the words "gross income" and inserting in lieu thereof the words "gross receipts from sources within the state". Further amend said subsection by striking from line seventeen (17) thereof the words "twenty percent of the gross income" and inserting in lieu thereof the words "ten percent of the gross receipts from sources within the state".

Sec. 8. This Act shall be effective for tax years commencing on or after January 1, 1959.

Sec. 9. Amend the title of Senate File 286 by striking all after the word "Act" and inserting in lieu thereof the following: "to amend chapter four hundred twenty-two (422), Code 1958, to adopt a percentage-of-federal-income-tax approach in computing the Iowa income tax of individuals,

estates, and trusts, and to require the state tax commission to issue short and simple income tax return forms."

Sec. 10. Section four hundred twenty-two point twenty-one (422.21), Code 1958, is hereby amended by striking the period (.) in line six (6) and inserting in lieu thereof the following: "; provided that such form shall be simple and not in excess of one page in length, and provided further that no resident individual shall be required directly or through the exercise of an election to file a copy of his federal income tax return with his Iowa income tax return."

Senator Potter offered the following amendment to the committee amendment and moved its adoption:

Amend the amendment by striking lines 16 and 17.

The amendment to the amendment was adopted.

Senator Potter moved the adoption of the committee amendment as amended.

Roll call was demanded.

On the question "Shall the committee amendment as amended be adopted?" the vote was:

Ayes, 26:

Boothby	Gilmour	Moore	Putney
Byers	Hansen	Nolan	Rigler
Coleman	Hill	O'Connor	Schroeder
Dykhouse	Hoffman	O'Malley	Shaff
Edelen	Hoschek	Potter	Stuart
Fisher	McCurdy	Price	Wolf
Gillespie	Mincks		

Nays, 20:

Buck	Getting	Long	Scott
Butler	Grimstead	Lynes	Shoeman
Dewel	Harbor	Miller	Turner
Elijah	Henry	Prince	Vance
Evans	Hoxie	Ringgenberg	Weber

Absent or not voting, 4:

Eppers	Frommelt	Prentis	Walker
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The committee amendment as amended was adopted.

Senator Miller asked and received unanimous consent that all pending amendments to Senate File 286 be withdrawn.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Coleman	Frommelt	Grimstead
Buck	Edelen	Getting	Hansen
Butler	Elijah	Gillespie	Henry
Byers	Fisher	Gilmour	Hill

Hoffman
Hoschek
Hoxie
McCurdy

Mincks
Moore
O'Connor
O'Malley

Potter
Rigler
Schroeder
Shaff

Shoeman
Stuart
Turner
Wolf

Nays, 15:

Dewel
Dykhouse
Evans
Harbor

Long
Lynes
Nolan
Price

Prince
Putney
Ringgenberg
Scott

Vance
Walker
Weber

Absent or not voting, 3:

Eppers

Miller

Prentis

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Potter moved that the 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 Potter asked and received unanimous consent to have 500 copies of Senate File 286 as passed by the Senate printed.

EXPLANATION OF VOTE ON SENATE FILE 286

The amendment to Senate File 286 by the tax revision committee was personally drafted by me with a view to seeing to it that the percentage-of-federal-income-tax approach to the Iowa income tax would be as technically sound as possible. I did this after giving the Governor personal assurance that I would do all I could to have this done—even though I personally felt that such an approach would adversely affect the taxpayers in smaller income brackets to the advantage of the taxpayers in large income brackets in comparison with the results that would be obtained under Senate File 286 as amended to provide for a \$500 exemption structure.

I requested that no Republican caucus be held on the bill and the proposed tax revision committee amendment, because I did not wish to have partisan politics brought into play with respect to this measure. I advised my brother Republicans to vote according to their conscience for whichever measure they believed would be the simplest and the fairest. To me, the tax revision committee amendment, which incorporated the proposal of the Governor, is the simplest approach; but the bill itself, with the \$500 exemption structure, is the simplest and the fairest that I could devise for the people of the State of Iowa.

It is for the above reasons that I could not, in conscience, vote for the tax revision committee amendment, nor for the main bill after it had been amended so that the committee amendment had become the bill. I could not vote for a measure which would benefit me personally at the expense of other taxpayers in the low income tax brackets.

JACK MILLER.

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 486

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File

486, an act authorizing expenditures by State Highway Commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961, beg leave to report and make the following recommendation: Strike the words and numerals "fifty-five hundred dollars (\$5,500.00)" from the House amendment and insert in lieu thereof "fifty-two hundred and fifty dollars (\$5,250.00)".

A. FROMMELT.
W. HARBOR.
G. O'MALLEY.
J. MILLER.

On the Part of the Senate.

R. ELDRID.
R. FULTON.
G. RUSK.
R. DEN HERDER.

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 amended and passed the following bill in which the concurrence of the House was asked:

Senate File 172, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 234, a bill for an act relating to regulations of commercial fishing to clarify the uses of certain types of commercial fishing gear and the licenses required.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 362, a bill for an act to establish a commission on interstate cooperation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 230, a bill for an act relating to the compensation of aldermen and mayor in cities under special charter.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 309, a bill for an act relating to certificate of titles, liens, and registration fees on trailers and mobile homes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 391, a bill for an act relating to commercial driving schools and instructors and providing penalties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 466, a bill for an act relating to water navigation and the regulation of speed limits of boats.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 726, a bill for an act to legalize the transfer of all assets of the Oakview Cemetery Association to the Oakview Cemetery Association, of Welton, Clinton County, Iowa, and to legalize the incorporation of said cemetery association of Welton, Clinton County, Iowa.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 172

Amend Senate File 172 as follows:

1. By inserting after the word "to" in line 8 of section 4 the word "the".
2. By striking in line 23 of section 4 the word "minor's" and inserting in lieu thereof the word "minor".
3. By inserting after the word "donor" in line 13 of section 6 the word "or".
4. By striking in line 17 of section 7 the word "registration" and inserting in lieu thereof the word "resignation".
5. By striking the word "to" in line 1 of section 11 and inserting in lieu thereof the word "of".

HOUSE AMENDMENT TO SENATE FILE 234

Amend Senate File 234 as follows:

By striking all of section 4 and substituting in lieu thereof the following: "Section one hundred nine point one hundred eight (109.108), Code 1958, is hereby amended by striking all of line two (2) after the word "use", all of lines three (3), four (4), five (5) and all of line six (6) preceding the word "any"; also by inserting after the word "measure" in line ten (10) the following: ", or to use in the Mississippi or Missouri Rivers, basket traps made of wood, with the end opposite the throat having a hole of less than one and one-half inches in diameter."

HOUSE MESSAGES CONSIDERED

House File 230, a bill for an act relating to the compensation of aldermen and mayor in cities under special charter.

Read first and second times and referred to the sifting committee.

House File 309, a bill for an act relating to certificate of titles, liens, and registration fees on trailers and mobile homes.

Read first and second times and referred to the sifting committee.

House File 391, a bill for an act relating to commercial driving schools and instructors and providing penalties.

Read first and second times and referred to the sifting committee.

House File 466, a bill for an act relating to water navigation and the regulation of speed limits of boats.

Read first and second times and referred to the sifting committee.

House File 726, a bill for an act to legalize the transfer of all assets of the Oakview Cemetery Association to the Oakview Cemetery Association, of Welton, Clinton County, Iowa, and to legalize the incorporation of said cemetery association, of Welton, Clinton County, Iowa.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 22, 248, 331, 377, 397, 398, 400, 401, 484 and 485; also, House Files 92, 260, 543 and 656.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 22, 248, 331, 377, 397, 398, 400, 401, 484 and 485; also, House Files 92, 260, 543 and 656.

BILLS SENT TO THE GOVERNOR

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that is has, on this 13th day of April, 1959, sent to the Governor for his approval: Senate Files 22, 248, 331, 377, 397, 398, 400, 401, 484 and 485.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 1959, the Governor had approved the following bills:

Senate File 104, relating to court expense fund.

Senate File 166, relating to civil defense.

Senate File 170, relating to lien of assistance.

Senate File 213, relating to certificated common carriers of passengers operating on charter.

Senate File 270, relating to publication of legal notices.

Senate File 273, relating to general powers and provisions to cities under special charter.

Senate File 427, relating to regulation of securities dealers.

PROOFS OF PUBLICATION

Published copy of House File 476 and verified proof of publication of said bill in the Waukon Democrat, on January 29, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 477 and verified proof of publication of said bill in the Allamakee Journal and Lansing Mirror, Lansing, Iowa,

on January 28, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 726 and verified proof of publication in The DeWitt Observer, on April 9, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

REPORTS OF COMMITTEE

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 712**, a bill for an act to appropriate thirty-one million dollars (\$31,000,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Nolan and Prentis amendment filed April 7, 1959, and when so amended the bill do pass.**

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 713**, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Nolan and Prentis amendment filed April 7, 1959, and when so amended the bill do pass.**

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 714**, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, begs leave to report it has had the same under consideration and recommends the same **do pass.**

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 715**, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Nolan and Prentis amendment filed April 7, 1959, and when so amended the bill do pass.**

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred House File 717, a bill for an act to accept the National Defense Education Act of 1958, and to make an appropriation from the general fund of the State of Iowa to the department of public instruction for participation in said act, begs leave to report it has had the same under consideration and recommends the same *do pass*.

W. C. STUART, *Ranking Member*.

AMENDMENTS FILED

1 Amend the House amendment to Senate Joint Resolution
2 16 by striking Section 37 in Section 1, and inserting in
3 lieu thereof the following:
4 "Section 37. The house of representatives shall consist
5 of one representative from each county as a representative
6 district excepting counties of more than 900 square miles in
7 area which shall be entitled to two representatives and such
8 counties of more than 900 square miles shall be divided by
9 the first general assembly after adoption of this constitutional
10 amendment into two representative districts of as near equal
11 area as practicable. The representative districts shall be the
12 same as and identical to the area encompassed by the county
13 lines as said county lines exist on January 1, 1959, and the
14 voters of each of the representative districts shall elect
15 a representative from each of said representative districts."

DUANE E. DEWEL.

1 Amend the Hoxie amendment, filed March 23, 1959, to Senate File
2 466 as follows:
3 1. By striking in lines 3 and 4 the words and
4 figures "three hundred twenty-five (325)" and substituting in lieu
5 thereof the words and figures "three hundred (300)".
6 2. By striking in lines 5 and 6 the words and
7 figures "three hundred twenty-five (325)" and substituting in lieu
8 thereof the words and figures "three hundred (300)".

GENE L. HOFFMAN.

1 Amend Senate File 532 by striking lines 7, 8, and all
2 of line 9 preceding the dollar (\$) sign, and inserting in lieu
3 thereof the following:
4 "For salary of the governor the sum of twenty thousand
5 dollars (\$20,000), provided that not in excess of four
6 thousand dollars (\$4,000) thereof shall be used as
7 reimbursement for expenses incurred by him in connection
8 with the duties of governor; and for all other salaries,
9 support, maintenance and miscellaneous purposes the sum
10 of forty-seven thousand five hundred dollars (\$47,500)".

JACK MILLER.

1 Amend Senate File 532, section 22, line 8, by striking
2 the figure "135,000.00" and inserting in lieu thereof the
3 figure "150,000.00".

4 Also, amend line 11 by striking the figure "135,000.00"
5 and inserting in lieu thereof the figure "150,000.00".

LEROY GETTING.

1 Amend Senate File 532 by striking from line 9 of section 31
 2 the figures "46,500.00" and inserting in lieu thereof the
 3 figures "58,000.00" and by striking from line 12 of section
 4 31 the figures "56,500.00" and inserting in lieu thereof the
 5 figures "68,000.00".

JACK SCHROEDER.

1 Amend Senate File 532, section 2 line 16, by striking
 2 the figures "seven thousand (\$7,000.00)" and inserting in lieu thereof
 3 the figures "eight thousand (\$8,000.00)".

**JOHN D. SHOEMAN.
 R. G. MOORE.**

1 Amend the Shaff amendment to House File 104
 2 as follows:
 3 Insert after the word "sections" in line 8
 4 the following: ", or in excess of four (4) such
 5 sections where no persons reside thereon and the
 6 land is owned by persons residing within the
 7 district to which such land is to be attached,".

D. C. NOLAN.

1 Amend House File 446 by striking in line 3 of section
 2 1, the words "or hereafter".

JIM HENRY.

1 Amend House File 658 by striking the period (.) in line
 2 7 and inserting in lieu thereof the following: "
 3 provided that investment shall not be to such an extent as
 4 to result in the imposition of service charges on the bank
 5 accounts of the city or town."

JACK MILLER.

1 Amend House File 678, section 1, lines 4
 2 and 5, by striking the words "deputies prior to the
 3 delivery of the voting machines to the various polling
 4 places" and insert in lieu thereof the words "agents not
 5 less than twelve hours before the opening of the polls on
 6 the morning of the election".

DUANE E. DEWEL.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 14, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Gerald Collier, pastor of the Friends Church, Union, Iowa.

INTRODUCTION OF BILLS

Senate File 535, by committee on tax revision, a bill for an act to amend section four hundred twenty-two point sixteen (422.16), subsection one (1), Code 1958, relating to withholding agents and non-residents.

Read first and second times and referred to the sifting committee.

Senate File 536, by committee on agriculture, a bill for an act to amend section one hundred ninety point one (190.1), Code 1958, relating to ice milk.

Read first and second times and referred to the sifting committee.

Senate File 537, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File 538, by committee on claims, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa.

Read first and second times and referred to committee on appropriations.

Senate File 539, 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 540, by committee on claims, a bill for an act to make

appropriation to B. J. Kenning in settlement of claim against the State of Iowa.

Read first and second times and referred to committee on appropriations.

PRESENTATION OF VISITORS

Senator O'Malley rose on a point of personal privilege and presented to the Senate Mr. Kim Le of Cambodia, a participant in the Foreign Leader Exchange program of the International Education Exchange Service of the Department of State, who was present in the Senate chamber.

Mr. Le, through Senator O'Malley, expressed his appreciation for the privilege of visiting the Iowa Senate.

Senator Shaff rose on a point of personal privilege and presented to the Senate Paul Apostolides and David Jones who were present in the Senate chamber. Mr. Apostolides, an exchange student from Greece, is attending the Clinton High School, Clinton, Iowa.

Senator Butler asked and received unanimous consent to present to the Senate eighteen students from the Bradgate High School who were present in the balcony accompanied by their instructor, Arlen R. Ericson.

Senator O'Malley asked and received unanimous consent to present to the Senate forty-one students from the seventh grade class of the Clive Junior High School who were present in the balcony accompanied by their instructor, Mrs. Elinor Nyberg.

Senator Putney asked and received unanimous consent to present to the Senate sixty students from the Dysart High School who were present in the balcony accompanied by their principal, Mr. Clark, their superintendent, Mr. Crabtree, and their instructor, Mr. Loeb.

Senator Hill asked and received unanimous consent to present to the Senate twenty-two senior students from the Prairie City High School who were present in the balcony accompanied by their instructor, Orville J. Dunkin.

Senator Hansen asked and received unanimous consent to present to the Senate twenty-four students from the Scranton Consolidated School who were present in the balcony accompanied by their principal, Russel C. Franz.

Senator Walker asked and received unanimous consent to present to the Senate twenty-eight members of the junior class in American government from the Dows High School who were present in the balcony accompanied by their instructor, Mr. Richards.

Senator Stuart asked and received unanimous consent to present to the Senate thirty-five students from the Lineville High School who were present in the balcony accompanied by their instructor, Harold Morrow.

Senator Elijah asked and received unanimous consent to present to the Senate nineteen members of the senior class of the Mechanicsville High School who were present in the balcony accompanied by their superintendent, Don Eden.

Senator Gilmour called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 18

By Gilmour, Schroeder, O'Malley, Lynes, Gillespie, Nolan, O'Connor, Hoxie, Frommelt, Long, Hill, Dykhouse, Hoffman, Ringgenberg, Wolf, Weber and Shaff

Be It Resolved by the Senate, the House Concurring, that the Legislative Research Bureau be directed to make a study of legislative rules and procedures in Iowa and other states with a view toward making better use of the time available during the session.

Be It Further Resolved, that this study specifically include the following subjects:

1. Sifting committees and alternative methods of handling legislative business near the end of the session.
2. Number, size, turnover and workload of standing committees.
3. Length and frequency of legislative sessions.
4. Work of legislatures between sessions.
5. Preparation and filing of bills.
6. Pre-session conferences.

Senator Shaff moved the previous question on the resolution, which motion prevailed.

The motion was lost and the resolution failed of adoption.

Senator Nolan asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 19

By Nolan, Lynes and Rigler

Whereas, the YMCA Building, located at Fourth and Keosauqua Way in Des Moines, is reported to be for sale, and

Whereas, it is proposed that the State of Iowa acquire a suitable building for a rehabilitation and reorientation center for the blind of this state, and

Whereas, it appears that the aforesaid building might be a desirable building for such purposes; therefore,

Be It Resolved by the Senate, the House Concurring: That a committee composed of the chairman of the following committees, or a member designated by the chairman of such committees, of both the House and the Senate: Committees on appropriations, board of control, public health,

public lands and buildings, and schools and educational institutions, be appointed to investigate the suitability of such building for the aforesaid purposes and the terms and conditions upon which the same may be purchased by the State of Iowa.

The motion prevailed and the resolution was adopted.

Senator Nolan asked and received unanimous consent that Senate Concurrent Resolution 19 be immediately messaged to the House, which request was complied with.

Senator Frommelt called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 486
TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 486, an act authorizing expenditures by State Highway Commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961, beg leave to report and make the following recommendation: Strike the words and numerals "fifty-five hundred dollars (\$5,500.00)" from the House amendment and insert in lieu thereof "fifty-two hundred fifty dollars (\$5,250.00)".

A. FROMMELT.

W. HARBOR.

G. O'MALLEY.

J. MILLER.

On the Part of the Senate.

R. ELDRED.

R. FULTON.

G. RUSK.

R. DEN HERDER.

On the Part of the House.

The motion prevailed and the report was adopted.

Senator Frommelt moved that the amendment contained in the report be adopted, which motion prevailed.

On motion of Senator Frommelt, the Senate concurred in the House amendment to Senate File 486, as recommended by the conference committee.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Miller	Schroeder
Byers	Hansen	Mincks	Scott
Coleman	Harbor	Moore	Shoeman
Dewel	Henry	Nolan	Stuart
Dykhouse	Hill	O'Connor	Turner
Edelen	Hoffman	O'Malley	Vance
Elijah	Hoschek	Potter	Walker
Fisher	Hoxie	Price	Weber
Frommelt	Long	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Evans	Prentis	Prince	Shaff
Eppers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senator Rigler called up for consideration Senate File 172, a bill for an act relating to gifts of securities and money to minors and to make uniform the law with reference thereto, amended by the House, and moved that the Senate concur in the following amendment:

HOUSE AMENDMENT TO SENATE FILE 172

Amend Senate File 172 as follows:

1. By inserting after the word "to" in line 8 of section 4 the word "the".
2. By striking in line 23 of section 4 the word "minor's" and inserting in lieu thereof the word "minor".
3. By inserting after the word "donor" in line 13 of section 6 the word "or".
4. By striking in line 17 of section 7 the word "registration" and inserting in lieu thereof the word "resignation".
5. By striking the word "to" in line 1 of section 11 and inserting in lieu thereof the word "of".

The Senate concurred in the House amendment.

Senator Rigler moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Scott
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hill	O'Malley	Turner
Elijah	Hoffman	Potter	Vance
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf

Nays, none:

Absent or not voting, 2:

Eppers	Prentis
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

On motion of Senator Dykhouse, Senate File 375, a bill for an act to amend section three hundred seven point five (307.5), Code 1958, relating to the duties of the state highway commission, was taken up for further consideration.

Senator Hoffman offered the following amendment and moved its adoption:

Amend Senate File 375 as follows:

1. Amend Senate File 375 by striking all of section one (1) and inserting in lieu thereof the following:

"Section 1. Section three hundred seven point five (307.5), Code of 1958 is hereby amended by inserting the following after the period (.) in line seven (7) of subsection three (3): 'When in the interest of the state, the commission may allow not to exceed forty-five (45) days subsistence expense for continuous stay in one (1) location while on duty away from established headquarters and/or place of domicile; allow seven (7) cents a mile for moving an employee and his family from place of present domicile to new domicile, and actual transportation expense for moving not to exceed seven thousand (7,000) pounds of household goods. Such household goods shall not include pets or animals.'"

2. Further amend Senate File 375, section two (2), by inserting after the word "regulations" in line three (3) the following: "in accordance with the provisions of chapter seventeen A (17A), Code 1958".

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, 39:

Buck	Getting	Long	Price
Butler	Gilmour	Lynes	Prince
Byers	Grimstead	McCurdy	Putney
Coleman	Hansen	Miller	Ringgenberg
Dykhouse	Harbor	Mincks	Scott
Edelen	Henry	Moore	Shaff
Elijah	Hill	Nolan	Turner
Evans	Hoffman	O'Connor	Walker
Fisher	Hoschek	O'Malley	Weber
Frommelt	Hoxie	Potter	

Nays, 4:

Boothby	Gillespie	Rigler	Shoeman
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Absent or not voting, 7:

Dewel	Prentis	Stuart	Wolf
Eppers	Schroeder	Vance	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman asked and received unanimous consent that Sen-

ate File 375 be immediately messaged to the House, which request was complied with.

THIRD READING OF BILLS

On motion of Senator Lynes, Senate File 466, a bill for an act to amend section eighty point four (80.4), Code 1958, to increase the authorized strength of the highway patrol to three hundred fifty (350) members, 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 466 as follows:

By striking in line 3 of the title the words "three hundred fifty (350)" and substituting in lieu thereof the words "three hundred twenty-five (325)".

By striking in section 1, line 4, the words "three hundred fifty (350)" and substituting in lieu thereof the words "three hundred twenty-five (325)".

Senator Hoffman offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By striking in lines 3 and 4 the words and figures "three hundred twenty-five (325)" and inserting in lieu thereof the following: "three hundred (300)".

2. By striking in lines 6 and 7 the words and figures "three hundred twenty-five (325)" and inserting in lieu thereof the following: "three hundred (300)".

The amendment to the amendment was lost.

Senator Hoffman asked and received unanimous consent to withdraw the amendment filed by him and found on page 979 of the Senate Journal.

On motion of Senator Lynes, the committee 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.

President pro tempore Lynes took the chair at 10:55 a.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Buck	Elijah	Hansen	McCurdy
Butler	Evans	Harbor	Moore
Byers	Fisher	Henry	Nolan
Coleman	Getting	Hill	O'Connor
Dewel	Gillespie	Hoxie	O'Malley
Dykhouse	Gilmour	Long	Potter
Edelen	Grimstead	Lynes	Price

Prince Putney Rigler	Schroeder Scott Shaff	Shoeman Stuart Turner	Weber Wolf
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Nays, 6:

Boothby Frommelt	Hoffman Hoschek	Mincks	Walker
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Absent or not voting, 5:

Eppers Miller	Prentiss	Ringgenberg	Vance
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 686, a bill for an act to appropriate from the general fund of the State of Iowa, for capital improvements for buildings and grounds under the superintendent of public buildings and grounds, with report of committee recommending amendment and passage, was taken up for further consideration.

The following committee amendments were further considered:

1. Amend House File 686 by striking lines three and four of section 1 and inserting in lieu thereof the following: "grounds the sum of four hundred sixty-five thousand dollars (\$465,000.00) to be used in the following manner:".
2. Further amend by striking line 5 of section 2 and inserting in lieu thereof the following: "Remodeling ladies restroom on second floor of state capitol building\$5,000.00".
3. Further amend by adding after the word "surface" in line 9 of section 2 the following: "but no portion shall be used for washing or cleaning the exterior of the building".
4. Further amend by striking line 22 of section 2 and inserting in lieu thereof the following: "Microfilming all records stored in archives building\$30,000.00".

Senator Hoxie asked and received unanimous consent that action on House File 686 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Nolan, House File 210, a bill for an act relating to the cancellation of insurance policies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Byers	Dykhouse	Frommelt
Buck	Coleman	Edelen	Getting
Butler	Dewel	Elijah	Gillespie

Gilmour	Hoxie	Nolan	Shaff
Grimstead	Long	O'Malley	Shoeman
Hansen	Lynes	Potter	Stuart
Harbor	McCurdy	Rigler	Turner
Henry	Miller	Ringgenberg	Walker
Hill	Mincks	Schroeder	Weber
Hoffman	Moore	Scott	Wolf
Hoschek			

Nays, none.

Absent or not voting, 9:

Eppers	O'Connor	Price	Putney
Evans	Prentis	Prince	Vance
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, Senate File 513, a bill for an act relating to authorizing improvements of county buildings, was taken up and considered.

Senator O'Malley offered the following amendment and moved its adoption:

Amend Senate File 513 as follows:

Amend Senate File 513 by striking from line 8 the following: "fifty thousand (50,000)" and substituting in lieu thereof the following: "one hundred thousand (100,000)".

The amendment was adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Buck	Frommelt	Hoxie	Potter
Butler	Getting	Long	Price
Byers	Gilmour	Lynes	Prince
Coleman	Grimstead	McCurdy	Putney
Dewel	Hansen	Miller	Ringgenberg
Dykhouse	Harbor	Mincks	Schroeder
Edelen	Henry	Moore	Shoeman
Elijah	Hill	O'Connor	Turner
Fisher	Hoschek	O'Malley	Weber

Nays, 8:

Boothby	Hoffman	Rigler	Stuart
Gillespie	Nolan	Shaff	Walker

Absent or not voting, 6:

Eppers	Prentis	Vance	Wolf
Evans	Scott		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Henry, Senate File 223, a bill for an act relating to professional civil engineers and to amend sections of the Code which relate to the subject matter of civil engineers so as to conform to and be consistent with chapter one hundred fourteen (114) of said Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Henry offered the following amendment, filed by Senators Henry and Lynes, and moved its adoption:

Amend the title to Senate File 223 by striking from line one thereof the word "civil".

Further amend the title to Senate File 223 by striking from line three thereof the words "civil engineers" and inserting in lieu thereof the words "professional engineering".

The amendment was adopted.

Senator Henry moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Getting	Long	Putney
Buck	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Byers	Grimstead	Miller	Schroeder
Coleman	Hansen	Mincks	Shaff
Dewel	Harbor	Moore	Shoeman
Dykhouse	Henry	Nolan	Stuart
Edelen	Hill	O'Connor	Turner
Elijah	Hoffman	Potter	Walker
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Eppers	Prentis	Scott	Vance
O'Malley			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Coleman, House File 65, a bill for an act relating to the boarding of prisoners by sheriffs, was taken up and considered.

Senator Schroeder offered the following amendment and moved its adoption:

Amend House File 65 as follows:

1. By striking in the last line the words, "less than eighty thousand (80,000)" and by inserting in lieu thereof the words, "of not more than one hundred fifty thousand (150,000)".

2. By adding the following new section:

"Section three hundred thirty-eight point one (338.1), Code 1958, is hereby amended by striking in line five (5) the words, 'eighty thousand' and inserting in lieu thereof the words, 'one hundred fifty thousand (150,000)'".

3. By adding the following additional new section:

"The provisions of this Act shall become effective on January 1, 1960."

The amendment was adopted.

Senator Putney offered the following amendment and moved its adoption:

Amend House File 65, section 1, by striking all of lines 5, 6, 7 and 8 and inserting in lieu thereof the following: "the following: 'sixty (60) cents for each meal in counties having a population of less than forty thousand'".

The amendment was adopted.

Senator Putney asked and received unanimous consent to withdraw the amendment filed by him and found on page 950 of the Senate Journal.

Senator Coleman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Evans	Hoschek	Price	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long		

Nays, none.

Absent or not voting, 4:

Eppers	Prentis	Vance	Wolf
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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 Coleman asked and received unanimous consent that Senate File 160 be withdrawn from further consideration of the Senate.

Senator Coleman asked and received unanimous consent that House File 65 be immediately messaged to the House, which request was complied with.

On motion of Senator Long, Senate File 3, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, creating presumptions arising out of con-

cealment of goods held for sale by merchants, and providing for the detention and searching of persons guilty of shoplifting, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff offered the following amendments and moved their adoption :

Amend Senate File 3 as follows:

1. By striking line 1 of section 2 and inserting in lieu thereof the following: "Sec. 2. The fact that any person has concealed unpurchased goods".
2. By striking line 4 of section 2 and inserting in lieu thereof the following: "shall be material evidence of concealment of such".
3. By striking the words "prima facie" from lines 9 and 10 of section 2 and inserting in lieu thereof the word "material".
4. By striking the words "prima facie" from line 13 of section 2 and inserting in lieu thereof the word "material".
5. By inserting a "period (.)" after the word "offense" in line 3 of the title and striking the balance of the title.

President McManus took the chair at 11:50 a.m.

The amendment was adopted.

Senator Nolan offered the following amendment :

Amend Senate File 3 by striking all of section 5.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lynes presiding.

The Senate resumed consideration of Senate File 3, and the amendment by Senator Nolan filed thereto.

Senator Nolan moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was :

Ayes, 14:

Coleman	Hill	Nolan	Shaff
Frommelt	Hoffman	Potter	Stuart
Gillespie	McCurdy	Putney	Wolf
Gilmour	Mincks		

Nays, 32:

Boothby	Evans	Long	Rigler
Buck	Fisher	Lynes	Ringgenberg
Butler	Getting	Miller	Schroeder
Byers	Grimstead	Moore	Scott
Dewel	Hansen	O'Connor	Shoeman
Edelen	Harbor	O'Malley	Turner
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber

Absent or not voting, 4:

Dykhouse	Henry	Prentis	Vance
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The amendment was lost.

President McManus took the chair at 1:45 p.m.

Senator Miller offered the following amendment, filed by Senators Miller and Long, and moved it adoption:

Amend Senate File 3, section 5, by striking from line 3 the words "constitute a complete defense" and inserting in lieu thereof the following: "not give rise".

The amendment was lost.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File File 3, section 5, by inserting after the word "committed" where it appears in lines 6 and 7 the words "by such person".

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, 37:

Boothby	Fisher	Long	Rigler
Buck	Getting	Lynes	Ringgenberg
Butler	Gillespie	McCurdy	Schroeder
Byers	Grimstead	Miller	Scott
Coleman	Hansen	Moore	Shoeman
Dewel	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Evans			

Nays, 10:

Frommelt	Hoffman	Potter	Shaff
Gilmour	Mincks	Putney	Wolf
Hill	Nolan		

Absent or not voting, 3:

Dykhouse	Prentis	Vance
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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.

On motion of Senator Hoffman, Senate File 378, a bill for an act relating to membership in the Iowa public employees' retirement system, was taken up and considered.

Senator Hoffman offered the following amendment:

Amend Senate File 378 by striking all after the enacting clause and by inserting in lieu thereof the following:

"Chapter ninety-seven B (97B), Code 1958, is hereby amended by adding thereto the following new sections:

Section 1. From and after the effective date of this Act, any person who is a member of the federal civil service retirement program shall not be eligible for membership in the Iowa public employees' retirement system, and the provisions of chapter ninety-seven B (97B) of the Code shall not apply to such employee. Any employee whose membership in the federal civil service retirement program is subsequently terminated shall immediately notify his employer and the Iowa employment security commission of such fact, and the employee shall become subject to the provisions of this chapter on the date the notification is received by the commission.

Any employee as defined in chapter ninety-seven B (97B) of the Code who is a member of the federal civil service retirement program on the effective date of this Act shall notify his employer and the Iowa employment security commission of such fact. The employee's membership in the Iowa public employees' retirement system shall automatically terminate on the effective date of this Act.

Sec. 2. Upon termination of membership in the Iowa public employees' retirement system under the provisions of this Act, the employee shall be paid from the Iowa public employees' retirement fund within six (6) months of the termination a lump sum cash amount equal to the sum of:

1. Such member's accumulated contributions as defined in subsection nine (9) of section ninety-seven B point forty-one (97B.41) of the Code, computed as of the effective date of the Act, plus

2. The total amount contributed to the Iowa old age and survivor's insurance fund prior to July 1, 1953 by such member which was transferred to the retirement fund as of July 1, 1953, and would have been refundable to him had he not elected to receive prior service credit in accordance with section ninety-seven B point forty-three (97B.43) of the Code, with interest on such amount at two (2) percent per annum compounded annually from July 1, 1953 to the effective date of the Act."

Senator Hoffman offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

1. By inserting the word and figure "Section 1." before the word "Chapter" in line 3.
2. Strike the word "Section" in line 5.
3. Strike the word "Sec." in line 23.
4. Strike the figure "1" in line 28 and insert in lieu thereof the letter "a".
5. Strike the figure "2" in line 32 and insert in lieu thereof the letter "b".

Senator Schroeder moved as a substitute motion that action on the bill be temporarily deferred and that the bill retain its place on the calendar, which motion was lost.

The amendment to the amendment was adopted.

Senator Coleman moved the previous question on the amendment as amended, which motion prevailed.

On motion of Senator Hoffman, the amendment as amended was adopted.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Butler	Grimstead	Miller	Schroeder
Byers	Hansen	Mincks	Scott
Coleman	Harbor	Nolan	Shoeman
Dewel	Hill	O'Connor	Stuart
Eppers	Hoffman	O'Malley	Turner
Evans	Hoschek	Potter	Weber
Fisher	Hoxie	Prince	Wolf
Getting	Long	Putney	

Nays, 7:

Edelen	Frommelt	Moore	Walker
Elijah	Henry	Shaff	

Absent or not voting, 4:

Dykhouse	Prentis	Price	Vance
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

NONCONTROVERSIAL CALENDAR

On motion of Senator Evans, House File 225, a bill for an act relating to the organization of the Iowa national guard and to amend chapter twenty-nine (29), Code 1958, relating thereto, was taken up and considered.

Senator Evans offered the following amendment and moved its adoption:

Amend House File 225, section 3, lines 6 and 7, by striking the words "Camp Dodge permanent improvement fund" and inserting in lieu thereof the words "general fund".

The amendment was adopted.

Senator Evans moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Eppers	Gilmour	Hoschek
Buck	Evans	Hansen	Hoxie
Butler	Fisher	Harbor	Long
Byers	Frommelt	Henry	Lynes
Dewel	Getting	Hill	McCurdy
Edelen	Gillespie	Hoffman	Miller

Mincks	Potter	Scott	Vance
Moore	Prince	Shaff	Walker
Nolan	Putney	Shoeman	Weber
O'Connor	Ringgenberg	Stuart	Wolf
O'Malley	Schroeder	Turner	

Nays, none.

Absent or not voting, 7:

Coleman	Elijah	Prentis	Rigler
Dykhouse	Grimstead	Price	

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 Senate is asked:

House Concurrent Resolution 12, requesting the Governor to return House File 260 for correction.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE CONCURRENT RESOLUTION 12

Whereas, an error has been discovered in House File 260, a bill for an act relating to coroners, which has passed both houses of the General Assembly and has been delivered to the Governor.

Now, Therefore, Be It Resolved by the House, the Senate Concurring: That the Governor be respectfully requested to return House File 260 for correction.

Senator Schroeder asked and received unanimous consent to take up for consideration House Concurrent Resolution 12 and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Schroeder asked and received unanimous consent that House Concurrent Resolution 12 be immediately messaged to the House, which request was complied with.

NONCONTROVERSIAL CALENDAR

Objection was raised by Senator Long and House File 663 was stricken from the noncontroversial calendar.

Objection was raised by Senator Scott and House File 437 was stricken from the noncontroversial calendar.

THIRD READING OF BILLS

On motion of Senator Evans, House File 308, a bill for an act relating to the organization of the Iowa national guard and to amend

chapter twenty-nine (29), Code 1958, relating thereto, was taken up and considered.

Senator Evans moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	O'Connor	Shaff
Edelen	Henry	Potter	Stuart
Eppers	Hoschek	Price	Turner
Evans	Hoxie	Prince	Walker
Fisher	Lynes	Putney	Weber
Getting	McCurdy	Rigler	

Nays, none.

Absent or not voting, 15:

Byers	Frommelt	Long	Shoeman
Dewel	Grimstead	Nolan	Vance
Dykhousé	Hill	O'Malley	Wolf
Elijah	Hoffman	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Harbor, House File 392, a bill for an act relating to the position of quartermaster and property officer in the national guard of the State of Iowa and to amend section twenty-nine point nineteen (29.19), Code 1958, relating thereto, was taken up and considered.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 28:

Boothby	Fisher	Hoschek	Rigler
Buck	Getting	Hoxie	Ringgenberg
Butler	Gillespie	Miller	Scott
Coleman	Gilmour	Mincks	Shaff
Edelen	Hansen	Moore	Turner
Eppers	Harbor	Potter	Walker
Evans	Henry	Putney	Weber

Nays, none.

Absent or not voting, 22:

Byers	Hill	O'Connor	Schroeder
Dewel	Hoffman	O'Malley	Shoeman
Dykhousé	Long	Prentis	Stuart
Elijah	Lynes	Price	Vance
Frommelt	McCurdy	Prince	Wolf
Grimstead	Nolan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shaff, House File 588, a bill for an act to authorize the sale and conveyance to Iowa-Illinois Gas and Electric Company of certain land in Scott County, Iowa, lying below the ordinary high-water mark of the Mississippi River, was taken up and considered.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Boothby	Fisher	Hoschek	Rigler
Buck	Getting	Hoxie	Ringgenberg
Butler	Gillespie	Miller	Scott
Byers	Gilmour	Mincks	Shaff
Coleman	Hansen	Moore	Turner
Edelen	Harbor	Potter	Walker
Eppers	Henry	Putney	Weber
Evans			

Nays, none.

Absent or not voting, 21:

Dewel	Hoffman	O'Connor	Schroeder
Dykhouse	Long	O'Malley	Shoeman
Elijah	Lynes	Prentis	Stuart
Frommelt	McCurdy	Price	Vance
Grimstead	Nolan	Prince	Wolf
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Rigler, House File 680, a bill for an act to legalize and validate the proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 680 as follows:

Amend House File 680 by striking section 3.

The amendment was adopted.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 28:

Buck	Fisher	Hoschek	Rigler
Butler	Getting	Hoxie	Ringgenberg
Byers	Gillespie	Miller	Scott
Coleman	Gilmour	Mincks	Shaff
Edelen	Hansen	Moore	Turner
Eppers	Harbor	Potter	Walker
Evans	Henry	Putney	Weber

Nays, none.

Absent or not voting, 22:

Boothby	Hill	O'Connor	Schroeder
Dewel	Hoffman	O'Malley	Shoeman
Dykhouse	Long	Prentis	Stuart
Elijah	Lynes	Price	Vance
Frommelt	McCurdy	Prince	Wolf
Grimstead	Nolan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Putney, House File 98, a bill for an act to amend chapter one hundred nine (109), Code 1958, relating to special and local fishing restrictions on certain artificial lakes, was taken up and considered.

Senator Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Buck	Getting	Hoschek	Rigler
Butler	Gillespie	Hoxie	Ringgenberg
Byers	Gilmour	Miller	Scott
Coleman	Grimstead	Mincks	Shaff
Edelen	Hansen	Moore	Turner
Eppers	Harbor	Nolan	Walker
Evans	Henry	Potter	Weber
Fisher	Hill	Putney	

Nays, none.

Absent or not voting, 19:

Boothby	Hoffman	O'Malley	Shoeman
Dewel	Long	Prentis	Stuart
Dykhouse	Lynes	Price	Vance
Elijah	McCurdy	Prince	Wolf
Frommelt	O'Connor	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Moore, House File 142, a bill for an act relating to food establishments, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Moore moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Potter took the chair at 3:00 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Getting	Hoschek	Rigler
Buck	Gillespie	Hoxie	Ringgenberg
Butler	Gilmour	McCurdy	Scott
Byers	Grimstead	Miller	Shaff
Coleman	Hansen	Mincks	Turner
Edelen	Harbor	Moore	Walker
Eppers	Henry	Nolan	Weber
Evans	Hill	Potter	Putney
Fisher			

Nays, none.

Absent or not voting, 17:

Dewel	Long	Prentis	Shoeman
Dykhouse	Lynes	Price	Stuart
Elijah	O'Connor	Prince	Vance
Frommelt	O'Malley	Schroeder	Wolf
Hoffman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Putney, House File 344, a bill for an act relating to hunting license for children under sixteen (16) years of age, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Mincks moved that the bill be read a third 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:

Buck	Gillespie	Hoxie	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Coleman	Grimstead	Miller	Scott
Edelen	Hansen	Mincks	Shaff
Eppers	Harbor	Moore	Turner
Evans	Henry	Nolan	Walker
Fisher	Hill	Potter	Weber
Getting	Hoschek	Putney	

Nays, 1:

Boothby

Absent or not voting, 18:

Byers	Hoffman	Prentis	Shoeman
Dewel	Long	Price	Stuart
Dykhouse	Lynes	Prince	Vance
Elijah	O'Connor	Schroeder	Wolf
Frommelt	O'Malley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Mincks asked and received unanimous consent that Senate File 288 be withdrawn from further consideration of the Senate.

On motion of Senator Harbor, House File 348, a bill for an act to amend the provisions of the soil conservation districts law relating to the discontinuance of districts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass" the vote was:

Ayes, 33:

Boothby	Getting	Hoschek	Putney
Buck	Gillespie	Hoxie	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Byers	Grimstead	Miller	Scott
Coleman	Hansen	Mincks	Shaff
Edelen	Harbor	Moore	Turner
Eppers	Henry	Nolan	Walker
Evans	Hill	Potter	Weber
Fisher			

Nays, none.

Absent or not voting, 17:

Dewel	Long	Prentis	Shoeman
Dykhouse	Lynes	Price	Stuart
Elijah	O'Connor	Prince	Vance
Frommelt	O'Malley	Schroeder	Wolf
Hoffman			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House File 357, a bill for an act relating to the custody, pending appeal, of persons found by the commission of hospitalization to be mentally ill, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Coleman	Evans	Grimstead
Buck	Dewel	Frommelt	Hansen
Butler	Edelen	Getting	Harbor
Byers	Eppers	Gillespie	Henry

Hill	Miller	Price	Shoeman
Hoffman	Mincks	Putney	Stuart
Hoschek	Moore	Rigler	Turner
Hoxie	Nolan	Ringgenberg	Walker
Long	O'Connor	Schroeder	Weber
Lynes	O'Malley	Scott	Wolf
McCurdy	Potter	Shaff	

Nays, none.

Absent or not voting, 7:

Dykhouse	Fisher	Prentis	Vance
Elijah	Gilmour	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Gillespie, House File 473, a bill for an act relating to motor vehicle registration receipts, was taken up and considered.

Senator Gillespie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gillespie	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Butler	Hansen	Mincks	Schroeder
Byers	Harbor	Moore	Scott
Coleman	Henry	Nolan	Shaff
Dewel	Hill	O'Connor	Shoeman
Edelen	Hoffman	O'Malley	Turner
Eppers	Hoschek	Potter	Walker
Evans	Hoxie	Price	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 8:

Dykhouse	Fisher	Prentis	Stuart
Elijah	Gilmour	Prince	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoxie, Senate File 424, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts, was taken up and considered.

Senator Hoxie asked and received unanimous consent that House File 452 be substituted for Senate File 424.

On motion of Senator Hoxie, House File 452, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts, was taken up and considered.

Senator Walker offered the following amendment:

Amend House File 452 by adding a new section as follows:

"Sec. 2. Section four hundred sixty-seven A point seven (467A.7), Code 1958, is amended by adding a new subsection as follows:

"Wherever soil is taken by condemnation for highway improvement from adjoining privately owned farm land the top soil of such land shall first be removed and conserved and upon completion of the project shall be replaced so far as possible in as tillable condition on said farm land as before the taking. The commissioners of the soil conservation district in which such highway is located shall have the duty to enforce this provision."

Senator Schroeder asked and received unanimous consent that action on House File 452 be deferred and that the bill be placed on the noncontroversial calendar.

Senator Evans asked and received unanimous consent that all bills on the noncontroversial calendar just passed by the Senate be immediately messaged to the House, which request was complied with.

SECOND CONFERENCE COMMITTEE REPORT ON SENATE FILE 345

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the second conference committee appointed to consider the differences between the Senate and House on Senate File 345, beg leave to report and make the following recommendations:

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. The state department of agriculture shall collect a veterinary inspection fee agreed upon by the sale yard or barn or marketing agency operator and the approved veterinary inspector, plus cost of administration by the department of agriculture, on all animals passing through sale yards and barns or other marketing agencies having permits issued by the department. The department shall pay approved veterinarians for such inspectional services out of the fees so collected. Such fees when collected shall be placed by the secretary in an "inspection fee revolving fund" under his jurisdiction to pay the administration of this section. Such fees shall be adjusted from time to time so that the amount collected will not exceed the costs of said veterinary inspections and the administration thereof. This section shall not apply to registered purebred animals with health papers complying with the regulations of the State Department of Agriculture consigned to purebred sales.

LAWRENCE PUTNEY.

CARROLL PRICE.

JOHN A. WALKER.

ROBERT G. MOORE.

On the Part of the Senate.

CASEY LOSS.

MARVIN W. SMITH.

JOHN A. BAUMHOVER.

HENRY G. NELSON.

On the Part of the House.

SENATE CONCURRENT RESOLUTION 20

By Schroeder

Whereas, the National Association of Legislative Service Agencies which is a part of the Council of State Governments will convene in its annual sessions, both in 1959 and 1960, and

Whereas, Iowa has been represented by the Secretary of the Senate and the Chief Clerk of the House in the past, it would seem advisable that they should continue to do so;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Secretary of the Senate, or the Assistant Secretary if the Secretary cannot attend, and the Chief Clerk of the House are hereby authorized to attend the 1959 and 1960 sessions of the organization and that the actual expenses in so attending these sessions be paid as provided by paragraph 2, Section 2.20, Code 1958.

SENATE CONCURRENT RESOLUTION 21

By Miller

Whereas, Senate File 173, having passed the House and Senate and having been signed into law, provides for certain priorities for studies by the legislative research bureau; and

Whereas, no method of assigning priorities within each priority classification is specified by Senate File 173; and

Whereas, it is anticipated that the work load of the legislative research bureau will, from time to time, be such as to make it impracticable to undertake all studies requested within one or more priority classifications at the same time,

Now, Therefore, Be It Resolved by the Senate, the House Concurring: that the legislative research bureau be directed to undertake studies within each priority classification according to priorities assigned by the legislative research committee rather than on first-come-first-serve basis, whenever the work load of the bureau is such as to make it impracticable to undertake such studies simultaneously.

MESSAGES 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 19, relating to the investigation of the suitability of the YMCA Building for a rehabilitation and reorientation center for the blind.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 125, a bill for an act to define speed limits for all traffic on fully controlled access facilities.

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 pollution of public waters.

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 rejection of bids and private sales of public bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 487, a bill for an act relating to the limitation on amount to

be expended for passenger motor vehicles for the highway patrol, the narcotics division, and the bureau of criminal investigation.

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 relating to the licensing of private, fraternal, service, golf, and country clubs or associations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 597, a bill for an act prohibiting participation in Iowa elections by nonresidents of this state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 701, a bill for an act relating to mental health terminology in the Code.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 125

Amend Senate File 125 by adding thereto a new section as follows:

Sec. 2. It is further provided that a minimum speed of forty (40) miles per hour, road conditions permitting, shall be established on the highways referred to in section one (1) of this Act.

HOUSE MESSAGES CONSIDERED

House File 181, a bill for an act relating to pollution of public waters.

Read first and second times and referred to the sifting committee.

House File 374, a bill for an act to amend section seventy-five point four (75.4), Code 1958, relating to rejection of bids and private sales of public bonds.

Read first and second times and referred to the sifting committee.

House File 487, a bill for an act relating to the limitation on amount to be expended for passenger motor vehicles for the highway patrol, the narcotics division, and the bureau of criminal investigation.

Read first and second times and referred to the sifting committee.

House File 529, a bill for an act relating to the licensing of private, fraternal, service, golf and country clubs or associations which allow their members to consume alcoholic beverages in excess of four (4) percent alcohol by weight that such members or guests bring upon the premises of such club or association.

Read first and second times and referred to the sifting committee.

House File 597, a bill for an act prohibiting participation in Iowa elections by nonresidents of this state.

Read first and second times and referred to the sifting committee.

House File 701, a bill for an act relating to mental health terminology in the Code.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 362 and 430.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 362 and 430.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 362 and 430.

LEROY GETTING, *Chairman.*

Passed on file.

COMMUNICATION

The following communication was received by the Secretary:

Honorable Melvin D. Synhorst,
Secretary of State,
State of Iowa,
State Capitol,
Des Moines, Iowa.

Dear Sir:

Senate File 212, having been held in the Office of the Governor more than three (3) days, is transmitted herewith for your action in accordance with section three point five (3.5), Code of Iowa, 1958.

Very truly yours,
/s/ HERSCHEL C. LOVELESS,
Governor.

"This bill (Senate File 212), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 13th day of April, 1959."

/s/ MELVIN D. SYNHORST,
Secretary of State.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 225 passed the Senate.

FRANK HOXIE.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H.F. 408	S.F. 289	S.F. 529	S.F. 316
S.F. 511	H.F. 104	H.F. 702	S.F. 385
H.F. 330	H.F. 451	H.F. 318	S.F. 471

JACK SCHROEDER, *Chairman,*
Sifting Committee.

AMENDMENTS FILED

- 1 Amend Senate File 519 by adding the following new section:
- 2 "Sec. 3. For the purposes of this Act the terms
- 3 'tractor or truck-driver' shall mean every self-propelled
- 4 vehicle designed and used primarily for drawing other vehicles
- 5 and not so constructed as to carry a load other than a
- 6 part of the weight of the vehicle and load so drawn."

CARROLL PRICE.

- 1 Amend Senate File 532 as follows:
- 2 1. Section 34 is amended by adding thereto the following new
- 3 paragraph:
- 4 "Section six hundred eighty-four point seventeen (684.17),
- 5 Code 1958, is amended by striking from line three (3) the words
- 6 'twelve thousand dollars per year.' and substituting in lieu thereof
- 7 the words 'seventeen thousand dollars per year, provided that the
- 8 compensation of judges during the terms existing at the time of the
- 9 passage of this Act shall be at the rate of twelve thousand dollars
- 10 per year until the end of said existing terms.'"
- 11 2. Section 34 is further amended by striking from lines 3, 4, and 5
- 12 the words and figures "one hundred fifty-four thousand six hundred
- 13 fifty dollars (\$154,650.00)" and inserting in lieu thereof the words
- 14 and figures "one hundred sixty-two thousand one hundred fifty dollars
- 15 (\$162,150.00)".
- 16 3. Section 34 is further amended by striking from line 12 the figure
- 17 "\$154,400.00" and inserting in lieu thereof the figure "\$161,900.00".
- 18 4. Section 34 is further amended by striking from line 16 the figure
- 19 "\$154,650.00" and inserting in lieu thereof the figure "\$162,150.00".

D. C. NOLAN.
F. C. BYERS.
GEORGE O'MALLEY.
W. C. STUART.
M. H. WOLF.
I. D. LONG.
D. O. SHAFF.

- 1 Amend Senate File 532 as follows:
- 2 1. Section 44 by adding thereto the following new paragraph:
- 3 "Section six hundred five point one (605.1), Code 1958, is

4 amended by striking from lines two (2) and three (3) the words
 5 'ten thousand dollars per year' and substituting in lieu thereof
 6 the words 'fifteen thousand dollars per year, provided that the
 7 compensation of judges during the terms existing at the time of
 8 the passage of this Act shall be at the rate of ten thousand dollars
 9 per year until the end of said existing terms.'

10 2. Section 44 is further amended by striking from line 4 the words
 11 and figures "eight hundred thirty-six thousand dollars (\$836,000.00)"
 12 and inserting in lieu thereof the following: "eight hundred fifty-eight
 13 thousand five hundred dollars (\$858,500.00)".

14 3. Section 44 is further amended by striking from line 11 the figure
 15 "\$763,000.00" and inserting in lieu thereof the figure "\$785,500.00".

16 4. Section 44 is further amended by striking from line 16 the figure
 17 "\$836,000.00" and inserting in lieu thereof the figure "\$858,500.00".

D. C. NOLAN.
 FRANK C. BYERS.
 GEORGE E. O'MALLEY.
 W. C. STUART.
 M. H. WOLF.
 I. D. LONG.
 D. O. SHAFF.
 C. M. VANCE.

1 Amend Senate File 532 as follows:

2 By striking all of section 21 and inserting in lieu thereof
 3 the following:

4 "Sec. 21. For the department of mine inspectors there
 5 is hereby appropriated from the general fund of the state for
 6 each year of the biennium beginning July 1, 1959, and ending
 7 June 20, 1961, the sum of eleven thousand five hundred dollars
 8 (\$11,500.00) or so much thereof as may be necessary to be used
 9 in the following manner:

10 For the salary of one (1) mine inspector.....\$ 6,000.00

11 For salaries, support, maintenance and mis-
 12 cellaneous purposes 5,500.00

13 Grand total of all appropriations for all
 14 purposes for each year of the biennium for the
 15 department of mine inspectors.....\$11,500.00"

16 Further amend Senate File 532 by striking from lines 7 and
 17 8 of the title the words "and to the location of the office of
 18 the state mine inspectors,".

CARROLL PRICE.

1 1. Amend Senate File 532 by striking section 8 thereof
 2 and renumbering the remaining sections.

3 2. Further amend Senate File 532 by striking section 30
 4 thereof and renumbering the remaining sections.

W. C. STUART.

1 Amend the Miller amendment to Senate File 532 filed
 2 April 13, 1959 by inserting after the figures "532" in line
 3 1 the following: ", section 13,".

JACK MILLER.

1 Amend Senate File 532 as follows:
 2 Amend Senate File 532 by adding a new section following
 3 section 53 as follows:
 4 "Sec. 54. The salaries of the three (3) members of
 5 the board of social welfare shall be seven thousand dollars
 6 (\$7,000.00) for each member for each year of the biennium
 7 beginning July 1, 1959, and ending June 30, 1961, to be
 8 paid from the funds of the department of social welfare."
 9 Further amend Senate File 532 by renumbering the
 10 remaining sections.

JAKE B. MINCKS.
 FRANK HOXIE.

1 Amend Senate File 532 as follows:
 2 Amend section 29, line 7, by striking the figure
 3 "\$5,500.00" and inserting in lieu thereof the figure "\$6,000.00".
 JOHN A. WALKER.

1 Amend Senate File 532, section 2, line 28,
 2 by striking the figures "six hundred seventeen thousand six
 3 hundred (\$617,600.00)" and inserting in lieu thereof the figures
 4 "six hundred eighteen thousand six hundred (\$618,600.00)".
 JOHN D. SHOEMAN.
 ROBERT G. MOORE.

1 Amend Senate File 532, section 49 as follows:
 2 1. Strike lines 4 and 5, and insert in lieu
 3 thereof the following: "1961, the sum of four million
 4 seven hundred thirty thousand nine hundred (\$4,730,900.00)
 5 dollars or so much thereof as may be"
 6 2. Insert following line 53:
 7 "(9) DIVISION OF RESEARCH AND STATISTICS
 8 For salaries, support, maintenance and
 9 miscellaneous purposes\$123,500.00"
 10 3. In line 57 strike figures "4,607,400.00" and
 11 insert in lieu thereof "4,730,900.00".
 12 4. Line 58, delete figure "9" and insert in lieu
 13 thereof "10".

WILLIAM H. HARBOR.

1 Amend Senate File 532 as follows:
 2 Amend section 37, by inserting the following after
 3 line 11: "For microfilming income tax returns, or
 4 portions thereof, filed with the District Director of
 5 Internal Revenue for the State of Iowa for each year of
 6 the biennium \$24,300.00" and by striking the total shown
 7 in line 16 and inserting the following "\$1,371,300.00".

EUGENE M. HILL.
 JACK MILLER.

1 Amend Senate File 532 by striking from line 8 of section
 2 19 the figure "5,400" and inserting in lieu thereof the
 3 figure "6,000".
 4 Further amend said section by striking from line 13 the
 5 figure "5,400" and inserting in lieu thereof the figure "6,000".
 JACK MILLER.
 IRVING LONG.

1 Amend House File 117 as follows:

2 Amend the O'Malley amendment to House File 117,
3 filed April 2, 1959, by striking the words and figure
4 "six hundred (600)" in line 36 of section 1 and inserting
5 in lieu thereof the words and figure "seven hundred (700)".

GEORGE E. O'MALLEY.

1 Amend the appropriations committee amendment filed April 7, 1959
2 to House File 686 as follows:

3 1. By striking in lines 3 and 4 the words and figures "four hundred
4 sixty-five thousand dollars (\$465,000.00)" and inserting in lieu
5 thereof the following: "four hundred thirty-seven thousand five
6 hundred dollars (\$437,500.00)".

7 2. By striking all after the colon (:) in line 12 and inserting in lieu
8 thereof the following:

9 "Braces and footings for the floor joists.....\$2,500.00".

FRANK HOXIE.

1 1. Amend the Nolan-Prentis amendment to House File 713 filed
2 1959, by striking lines 19 and 20, and inserting in lieu thereof the
3 following: "words, 'districts so entitled', and inserting in lieu thereof
4 the following: 'county auditors of the counties where such districts
5 are located'."

6 2. Further amend the Nolan-Prentis amendment, line 39, by striking
7 "Sec 3" and inserting in lieu thereof "Sec 4".

D. C. NOLAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER.
DES MOINES, IOWA, APRIL 15, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Robert Butler, pastor of the First Methodist Church, Laurens, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Prentis for the duration of his illness on request of Senator Long.

PETITION

By Senator Miller, from forty-three teachers of Woodbury County favoring increased state aid to education and the \$75.00 monthly pension for retired teachers.

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate forty students from the Holy Trinity School, Des Moines, who were present in the balcony accompanied by their instructors, Sister Mary Helene, R.S.M., and Sister Mary Elise, R.S.M.

Senator Mincks asked and received unanimous consent to present to the Senate thirty-three students from the Irving Public School, Ottumwa, Iowa, who were present in the balcony accompanied by their principal, Mr. Richardson.

Senator Prince asked and received unanimous consent to present to the Senate ninety-eight students from the Perry High School who were present in the balcony accompanied by their instructor, Leo M. Pedersen.

Senator Buck asked and received unanimous consent to present to the Senate twenty-four students from the Rhodes High School who were present in the balcony accompanied by their instructors, Mr. Thomas and Mr. Bacon.

Senator Walker asked and received unanimous consent to present to the Senate forty-four eighth grade students from the Eldora Community Schools who were present in the balcony accompanied by their instructors, Florence Kinney and Margaret Oppen.

Senator Rigler asked and received unanimous consent to present to the Senate thirty-seven students from the New Hampton High School who were present in the balcony accompanied by nine of the mothers.

Senator Prince asked and received unanimous consent to present to the Senate forty-two students from the Bagley Independent School who were present in the balcony accompanied by their instructors, Richard Buck, Mrs. Henry Jongeward, and their superintendent, Glenn McCoy.

Senator Walker asked and received unanimous consent to present to the Senate twenty-eight senior students from the Dows High School who were present in the balcony accompanied by their principal, Max E. Sander.

Senator Schroeder asked and received unanimous consent to present to the Senate thirty-one students from the Bettendorf High School who were present in the balcony accompanied by their instructor, David Loroughon.

INTRODUCTION OF BILLS

Senate File 541, by committee on transportation, a bill for an act relating to the height of reflectors on vehicles.

Read first and second times and referred to the sifting committee.

Senate File 542, by committee on transportation, a bill for an act to amend sections three hundred twenty-one point thirty-four (321.34), three hundred twenty-one point thirty-five (321.35), three hundred twenty-one point thirty-seven (321.37), and three hundred twenty-one point fifty-three (321.53), Code 1958, relating to the display of evidence on trucks, truck tractors, trailers and semi-trailers registered in Iowa or other jurisdictions to designate the weights for which such vehicles are registered.

Read first and second times and referred to the sifting committee.

Senate File 543, by committee on appropriations, a bill for an act to provide funds for a survey of present and possible uses of electronic processing machines by the state government and to create a revolving fund to finance a center for electronic processing of records and data.

Read first and second times and placed on the calendar.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

HOUSE AMENDMENTS CONSIDERED

Senator Putney called up for consideration Senate File 234, a bill for an act to amend chapters one hundred nine (109) and one hundred ten (110), Code 1958, relating to regulations of commercial fishing to clarify the uses of certain types of commercial fishing gear and the licenses required, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 234 as follows:

By striking all of section 4 and substituting in lieu thereof the following: "Section one hundred nine point one hundred eight (109.108), Code 1958, is hereby amended by striking all of line two (2) after the word "use", all of lines three (3), four (4), five (5) and all of line six (6) preceding the word "any"; also by inserting after the word "measure" in line ten (10) the following: ", or to use in the Mississippi or Missouri Rivers, basket traps made of wood, with the end opposite the throat having a hole of less than one and one-half inches in diameter."

The Senate concurred in the House amendment.

Senator Putney moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Hansen	Mincks	Schroeder
Byers	Harbor	Moore	Scott
Coleman	Henry	Nolan	Shaff
Dykhouse	Hill	O'Connor	Shoeman
Edelen	Hoffman	O'Malley	Stuart
Elijah	Hoschek	Potter	Turner
Eppers	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 5:

Dewel	Grimstead	Prentis	Vance
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie called up for consideration Senate File 125, a bill for an act to define speed limits for all traffic on fully controlled access facilities, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 125 by adding thereto a new section as follows:

Sec. 2. It is further provided that a minimum speed of forty (40) miles

per hour, road conditions permitting, shall be established on the highways referred to in section one (1) of this Act.

The Senate concurred in the House amendment.

Senator Hoxie moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Gilmour	McCurdy	Schroeder
Butler	Grimstead	Mincks	Scott
Coleman	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Eppers	Hill	Price	Walker
Fisher	Hoffman	Prince	Weber
Frommelt	Hoschek	Putney	Wolf
Getting	Hoxie	Rigler	

Nays, 12:

Buck	Elijah	Long	Nolan
Byers	Evans	Lynes	Ringgenberg
Edelen	Gillespie	Moore	Shaff

Absent or not voting, 3:

Miller	Prentis	Vance
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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 Hoxie called up the following motion and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 225 passed the Senate.

The motion prevailed.

Senator Hoxie moved to reconsider the vote by which House File 225 went to its third reading, which motion prevailed.

Senator Hoxie offered the following amendment and moved its adoption:

Amend House File 225 by striking all of section 3.

The amendment was adopted.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Hill	O'Connor	Shoeman
Dykhouse	Hoffman	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Fisher	Lynes	Putney	Wolf
Getting	McCurdy	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Frommelt	Henry	Vance
Evans	Hansen	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent that House File 225 be immediately messaged to the House, which request was complied with.

Senator Putney called up the following report and moved its adoption:

SECOND CONFERENCE COMMITTEE REPORT ON SENATE FILE 345

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the second conference committee appointed to consider the differences between the Senate and House on Senate File 345, beg leave to report and make the following recommendations:

Strike all after the enacting clause and insert in lieu thereof the following:

Section 1. The state department of agriculture shall collect a veterinary inspection fee agreed upon by the sale yard or barn or marketing agency operator and the approved veterinary inspector, plus cost of administration by the department of agriculture, on all animals passing through sale yards and barns or other marketing agencies having permits issued by the department. The department shall pay approved veterinarians for such inspectional services out of the fees so collected. Such fees when collected shall be placed by the secretary in an "inspection fee revolving fund" under his jurisdiction to pay the administration of this section. Such fees shall be adjusted from time to time so that the amount collected will not exceed the costs of said veterinary inspections and the administration thereof. This section shall not apply to registered purebred animals with health papers complying with the regulations of the State Department of Agriculture consigned to purebred sales.

LAWRENCE PUTNEY.

CARROLL PRICE.

JOHN A. WALKER.

ROBERT G. MOORE.

On the Part of the Senate.

CASEY LOSS.

MARVIN W. SMITH.

JOHN A. BAUMHOVER.

HENRY G. NELSON.

On the Part of the House.

The motion prevailed and the report was adopted.

Senator Putney moved the adoption of the amendment contained therein.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

The amendment was adopted.

Senator Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Fisher	Miller	Rigler
Buck	Frommelt	Moore	Ringgenberg
Butler	Getting	Nolan	Schroeder
Byers	Gillespie	O'Connor	Scott
Coleman	Gilmour	O'Malley	Shaff
Dewel	Grimstead	Potter	Turner
Edelen	Hansen	Price	Walker
Elijah	Hill	Prince	Weber
Eppers	Lynes	Putney	Wolf
Evans			

Nays, 4:

Hoffman	Hoschek	McCurdy	Mincks
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Absent or not voting, 9:

Dykhouse	Hoxie	Prentis	Stuart
Harbor	Long	Shoeman	Vance
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

APPROPRIATIONS CALENDAR THIRD READING OF BILLS

On motion of Senator Lynes, Senate File 523, a bill for an act to make appropriations to members of the Iowa Legislative Research Committee, namely: W. C. Stuart, George O'Malley, X. T. Prentis, Robert W. Naden, Albert Lund and Bert K. Fairchild, 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, 40:

Boothby	Frommelt	Lynes	Ringgenberg
Butler	Getting	Miller	Schroeder
Coleman	Gillespie	Mincks	Scott
Dewel	Gilmour	Moore	Shaff
Dykhouse	Grimstead	Nolan	Shoeman
Edelen	Hansen	O'Connor	Turner
Elijah	Hill	Price	Vance
Eppers	Hoffman	Prince	Walker
Evans	Hoschek	Putney	Weber
Fisher	Long	Rigler	Wolf

Nays, none.

Absent or not voting, 10:

Buck	Henry	O'Malley	Prentis
Byers	Hoxie	(present)	Stuart
Harbor	McCurdy	Potter	(present)

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 686, a bill for an act to appropriate from the general fund of the State of Iowa, for capital improvements for buildings and grounds under the superintendent of public buildings and grounds, was taken up for further consideration.

Senator Stuart asked and received unanimous consent that the amendment to the committee amendment, filed by Senators Hoxie, Hoschek and Hoffman and found on page 931 of the Senate Journal, be withdrawn.

The following committee amendment was considered:

1. Amend House File 686 by striking lines 3 and 4 of section 1 and inserting in lieu thereof the following: "grounds the sum of four hundred sixty-five thousand dollars (\$465,000.00) to be used in the following manner:"

2. Further amend by striking line 5 of section 2 and inserting in lieu thereof the following: "Remodeling ladies restroom on second floor of state capitol building\$5,000.00".

3. Further amend by adding after the word "surface" in line 9 of section 2 the following: "but no portion shall be used for washing or cleaning the exterior of the building".

4. Further amend by striking line 22 of section 2 and inserting in lieu thereof the following: "Microfilming all records stored in archives building\$30,000.00".

Senator Stuart offered the following amendment to the committee amendment, filed by Senator Hoxie, and moved its adoption:

Amend the appropriations committee amendment filed April 7, 1959 to House File 686 as follows:

1. By striking in lines 3 and 4 the words and figures "four hundred sixty-five thousand dollars (\$465,000.00)" and inserting in lieu thereof the follow-

ing: "four hundred thirty-seven thousand five hundred dollars (\$437,500.00)".

2. By striking all after the colon (:) in line 12 and inserting in lieu thereof the following:

"Braces and footings for the floor joists\$2,500.00".

The amendment to the amendment was adopted.

On motion of Senator Stuart, the committee amendment as amended was adopted.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Frommelt	Lynes	Ringgenberg
Butler	Getting	Miller	Schroeder
Coleman	Gillespie	Mincks	Scott
Dewel	Gilmour	Moore	Shaff
Dykhouse	Grimstead	Nolan	Stuart
Edelen	Hansen	O'Malley	Turner
Elijah	Hill	Price	Vance
Eppers	Hoffman	Prince	Walker
Evans	Hoschek	Putney	Weber
Fisher	Long	Rigler	Wolf

Nays, none.

Absent or not voting, 10:

Buck	Henry	O'Connor	Prentis
Byers	Hoxie	Potter	Shoeman
Harbor	McCurdy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weber, House File 712, a bill for an act to appropriate thirty-one million dollars (\$31,000,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A), of the Code, with report of committee recommending amendment in accordance with the following amendment, filed by Senators Nolan and Prentis, and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan and Prentis:

Amend House File 712 by adding thereto the following:

Sec. 2. Section two hundred eighty-six A point one (286A.1), Code 1958, is amended by striking the word "The" from line one (1) of said section and by inserting in lieu thereof the following: "the taxpayers of the".

Said section is further amended by inserting after the first paragraph a new paragraph as follows:

"References in this chapter providing for reimbursement to school districts shall mean reimbursement to the taxpayers of such districts in the form of a credit by the county treasurer on their individual property taxes for school purposes."

Sec. 3. Section two hundred eighty-six A point five (286A.5), Code 1958, is amended by adding at the end thereof the following:

"The state comptroller shall draw his warrant, payable to the county treasurer, on the appropriation for general school aid in the total sum to be credited to the taxpayers of each school district entitled to state aid and shall designate on each such warrant the district where the credit shall be applied and forward it to the county auditor.

"In the event a school district is located in two or more counties, the payment to the district shall be apportioned to such counties in separate warrants, in the same ratio that the assessed valuation on property in the district located in each county bears to the total assessed valuation of the district. The department of public instruction shall obtain this data and make the apportionment.

"Upon receiving such warrant from the state comptroller, the county auditor shall determine the amount thereof to be credited to each taxpayer in the school district, and shall enter the same upon tax lists as a credit against the tax levied against each such taxpayer before delivering said tax lists to the county treasurer. Upon receipt of the comptroller's warrant by the county auditor, he shall deliver said warrant to the county treasurer for credit to the appropriate school district. The county treasurer shall show on each tax receipt the amount of tax credit to each taxpayer and such credit shall be labeled 'state aid for schools'. In case of change of ownership the credit shall follow the title."

Sec. 4. Section two hundred eighty-six A point seven (286A.7), Code 1958, is amended by striking all of lines seven (7) to eleven (11), inclusive, and inserting in lieu thereof the following:

"All general aid moneys credited to the taxpayers of a public school district shall be considered a part of the general fund of said district and shall be so considered in preparation of the budget under section two hundred ninety-eight point one (298.1), which fund shall be used only for the following purposes:"

Sec. 5. Section two hundred eighty-six A point seven (286A.7), Code 1958, is amended by striking all of the next to the last paragraph beginning with the words, "The board of directors" and ending with the words, "general fund purposes." and inserting in lieu thereof the following:

"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 the amount to be raised by taxation for general fund purposes shall be the sum so fixed. 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."

Sec. 6. Section two hundred eighty-six A point one (286A.1), Code 1958, is amended by striking the period (.)" in line ten (10) of said section and by inserting in lieu thereof the following: "in addition to any millage rate levied that may be paid by state aid in the form of a credit to the taxpayer."

Senator Nolan moved the adoption of the amendment and requested a roll call.

On the question 'Shall the amendment be adopted?' the vote was:

Ayes, 32:

Boothby	Elijah	Hoffman	Prince
Buck	Eppers	Hoschek	Ringgenberg
Butler	Evans	Long	Scott
Byers	Fisher	Mincks	Stuart
Coleman	Frommelt	Moore	Turner
Dewel	Getting	Nolan	Vance
Dykhouse	Gillespie	O'Connor	Walker
Edelen	Hansen	O'Malley	Weber

Nays, 11:

Gilmour	Lynes	Putney	Shaff
Grimstead	Miller	Rigler	Wolf
Hill	Price	Schroeder	

Absent or not voting, 7:

Harbor	Hoxie	Potter	Shoeman
Henry	McCurdy	Prentis	

The motion prevailed and the amendment was adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Fisher	Lynes	Ringgenberg
Buck	Frommelt	Miller	Schroeder
Butler	Getting	Mincks	Scott
Byers	Gillespie	Moore	Shaff
Coleman	Gilmour	Nolan	Stuart
Dewel	Grimstead	O'Connor	Turner
Dykhouse	Hansen	O'Malley	Vance
Edelen	Hill	Price	Walker
Elijah	Hoffman	Prince	Weber
Eppers	Hoschek	Putney	Wolf
Evans	Long	Rigler	

Nays, none.

Absent or not voting, 7:

Harbor	Hoxie	Potter	Shoeman
Henry	McCurdy	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Weber, House File 713, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code, with report of committee recommending amendment in accordance with the following amendment, filed by Senator Nolan and Prentis, and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment filed by Senators Nolan and Prentis:

Amend House File 713 by adding thereto the following:

Sec. 2. Section two hundred eighty-five point one (285.1), Code 1958, is amended by striking all of subsection fifteen (15) and inserting in lieu thereof the following:

15. The taxpayers of every school district, which is required by law to provide transportation, shall be reimbursed by the state for transportation costs incurred in the amount and manner as provided in this chapter. However, no state reimbursement shall be made to the taxpayers of school districts to cover costs incurred in transporting pupils from home to a bus route, or any others not entitled to free transportation, but who are transported at the expense of the home district or the parents.

"References in this chapter providing for reimbursement to school districts shall mean reimbursement to the taxpayers of such districts in the form of a credit by the county treasurer on their individual property taxes for school purposes."

Sec. 3. Section two hundred eighty-five point three (285.3), Code 1958, is amended by striking from the last line thereof the words, "county auditors of the counties where such districts are located."

"The state comptroller shall draw his warrant, payable to the county treasurer, on the appropriation for school aid for transportation in the total sum to be credited to the taxpayers of each school district entitled to state aid and shall designate on each such warrant the district where the credit shall be applied.

"In the event a school district is located in two or more counties, the payment to the district, shall be apportioned to such counties in separate warrants in the same ratio that the assessed property valuation of the school district in each county bears to the total assessed valuation of the district. The department of public instruction shall obtain this data and make the apportionment.

"All transportation aid moneys credited to the taxpayers of a public school district shall be considered a part of the general fund of said district and shall be so considered in preparation of the budget under section two hundred ninety-eight point one (298.1)."

Sec. 3. Section two hundred eighty-five point three (285.3), Code 1958, is amended by adding the following:

"Upon receiving such warrant from the state comptroller, the county auditor shall determine the amount thereof to be credited to each taxpayer in the school district, and shall enter the same upon tax lists as a credit against the tax levied against each such taxpayer before delivering said tax lists to the county treasurer. Upon receipt of the comptroller's warrant by the county auditor, he shall deliver said warrant to the county treasurer for credit to the appropriate school district. The county treasurer shall show on each tax receipt the amount of tax credit to each taxpayer and such credit shall be labeled 'state aid to schools'. In case of change of ownership the credit shall follow the title."

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking lines 19 and 20, and inserting in lieu thereof the following: "words, 'districts so entitled', and inserting in lieu thereof the following: 'county auditors of the counties where such districts are located'."

2. Further amend the Nolan-Prentis amendment, line 39, by striking "Sec. 3" and inserting in lieu thereof "Sec. 4".

The amendment to the amendment was adopted.

On motion of Senator Nolan, the amendment as amended was adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Evans	Hoschek	Ringgenberg
Buck	Fisher	Lynes	Schroeder
Butler	Frommelt	Miller	Shaff
Byers	Getting	Mincks	Stuart
Coleman	Gillespie	Nolan	Turner
Dewel	Gilmour	O'Connor	Vance
Dykhouse	Grimstead	O'Malley	Walker
Edelen	Hansen	Prince	Weber
Elijah	Hill	Putney	Wolf
Eppers	Hoffman		

Nays, 1:

Rigler

Absent or not voting, 11:

Harbor	Long	Potter	Scott
Henry	McCurdy	Prentis	Shoeman
Hoxie	Moore	Price	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 715, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code, with report of committee recommending amendment in accordance with the following amendment, filed by Senators Nolan and Prentis, and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolan offered the following amendment:

Amend House File 715 by adding thereto the following:

Sec. 2. Section two hundred eighty-six point one (286.1), Code 1958, is amended by inserting in line four (4) after the word, "state," the words, "the taxpayers of".

Also by adding at the end of said section the following:

"References in this chapter providing for reimbursement to school districts shall mean reimbursement to the taxpayers of such districts in the form of a credit by the county treasurer on their individual property taxes for school purposes."

Sec. 3. Chapter two hundred eighty-six (286), Code 1958, is amended by adding the following section:

"The state comptroller shall draw his warrant, payable to the county treasurer, on the appropriation for supplemental school aid in the total sum to be credited to the taxpayers of each school district entitled to state aid and shall designate on each such warrant the district where the credit shall be applied and forward it to the county auditor.

"In the event a school district is located in two or more counties, the payment to the district, shall be apportioned to such counties in separate warrants in the same ratio that the assessed property valuation of the school district in each county bears to the total assessed valuation of the district. The department of public instruction shall obtain this data and make the apportionment.

"All supplemental aid moneys credited to the taxpayers of a public school district shall be considered a part of the general fund of said district and shall be so considered in preparation of the budget under section two hundred ninety-eight point one (298.1)."

Sec. 4. Chapter two hundred eighty-six (286), Code 1958, is amended by adding the following section:

"Upon receiving such warrant from the state comptroller, the county auditor shall determine the amount thereof to be credited to each taxpayer in the school district, and shall enter the same upon tax lists as a credit against the tax levied against such taxpayer before delivering said tax lists to the county treasurer. Upon receipt of the comptroller's warrant by the county auditor, he shall deliver said warrant to the county treasurer for credit to the appropriate school district. The county treasurer shall show on each tax receipt the amount of tax credit to each taxpayer and such credit shall be labeled 'state aid for schools'. In case of change of ownership the credit shall follow the title."

Sec. 5. Section two hundred eighty-six point four (286.4), Code 1958, is amended by striking the "period (.)" in line five (5) of subsection three (3) and by inserting in lieu thereof the following: "in addition to any millage rate levied that may be paid by state aid in the form of a credit to the taxpayer."

On motion of Senator Nolan, the amendment was adopted.

Senator Gilmour offered the following amendment:

Amend House File 715 by striking the words and figures "eight million dollars (\$8,000,000.00)," in line two (2) of the title and inserting in lieu thereof the words and figures, "twelve million dollars (\$12,000,000.00)".

Further amend House File 715 by striking the words and figures "four million dollars (\$4,000,000.00)," from lines four (4) and five (5) of section one (1) and inserting in lieu thereof the words and figures, "six million dollars (\$6,000,000.00)".

Senator Dewel raised a point of order on the amendment for the reason that the same subject matter had been considered and rejected by the House.

The Chair ruled the point well taken and the amendment out of order.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Fisher	Lynes	Ringgenberg
Buck	Frommelt	Miller	Schroeder
Butler	Getting	Mincks	Scott
Byers	Gillespie	Nolan	Shaff
Coleman	Gilmour	O'Connor	Stuart
Dewel	Grimstead	O'Malley	Turner
Dykhouse	Hansen	Price	Vance
Edelen	Hill	Prince	Walker
Elijah	Hoffman	Putney	Weber
Eppers	Hoschek	Rigler	Wolf
Evans	Long		

Nays, none.

Absent or not voting, 8:

Harbor	Hoxie	Moore	Prentis
Henry	McCurdy	Potter	Shoeman

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 717, a bill for an act to accept the National Defense Education Act of 1958 and to make an appropriation from the general fund of the State of Iowa to the department of public instruction for participation in said act, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Frommelt	Lynes	Schroeder
Buck	Getting	Miller	Scott
Coleman	Gillespie	Mincks	Shaff
Dewel	Gilmour	O'Connor	Stuart
Dykhouse	Grimstead	O'Malley	Turner
Edelen	Hansen	Price	Vance
Elijah	Hill	Prince	Walker
Eppers	Hoffman	Rigler	Weber
Evans	Long	Ringgenberg	Wolf
Fisher			

Nays, none.

Absent or not voting, 13:

Butler	Hoschek	Moore	Prentis
Byers	Hoxie	Nolan	Putney
Harbor	McCurdy	Potter	Shoeman
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendments to and passed House File 53, a bill for an act relating to trucks pulling four wheel trailers.

Also: That the House concurs in section 2 and section 3 of Senate amendment to House File 65, refuses to concur in section 1 of the Senate amendment and passed House File 65, a bill for an act relating to the boarding of prisoners by sheriffs.

Also: That the House has concurred in Senate amendments to and passed House File 225, a bill for an act relating to the organization of the Iowa national guard.

Also: That the House has concurred in Senate amendments to and passed House File 511, a bill for an act relating to the salary of the clerk of the grand jury in counties having a population of over one hundred fifty thousand.

Also: That the House has adopted conference committee report on, and passed, Senate File 486, a bill for an act authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959 and ending June 30, 1961.

Also: That the House refuses to concur in Senate amendment to House File 183, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed, House File 136, a bill for an act relating to the salary of county attorneys in certain counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 396, a bill for an act relating to ascertainment of actual value of property subject to taxation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 719, a bill for an act to provide for a director of mental health and to specify his duties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 722, a bill for an act relating to old-age assistance.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 136

Amend the Senate amendment to House File 136 by striking division 2 and inserting in lieu thereof the following:

2. Amend section 2, line 5, by striking the words "eighty-five hundred" and inserting in lieu thereof the words "eight thousand".

HOUSE MESSAGES CONSIDERED

House File 396, a bill for an act to amend section four hundred forty-three point two (443.2), Code 1958, to require the aggregate actual value of taxable property within taxing districts to be entered on the tax list.

Read first and second times and referred to the sifting committee.

House File 719, a bill for an act to provide for a director of mental health and to specify his duties.

Read first and second times and referred to the sifting committee.

House File 722, a bill for an act relating to old-age assistance.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 321, 442, 444, 476, 477, 547, 609, 654 and 692.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 321, 442, 444, 476, 477, 547, 609, 654 and 692.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 14, 1959, the Governor had approved the following bills:

Senate File 22, relating to setting fire to public buildings.

Senate File 248, relating to the revolving funds of the state penitentiary and the state reformatory.

Senate File 331, relating to the Cardinal Community School District, in Wapello, Davis and Jefferson Counties.

Senate File 377, relating to a patent in Henry County, Iowa.

Senate File 397, relating to powers and duties of governing boards in drainage and levee districts.

Senate File 398, relating to penalties for violations for trustees in drainage and levee districts with pumping stations.

Senate File 400, relating to funding bonds of the city of Bettendorf, in Scott County, Iowa.

Senate File 484, relating to amber parking lamps.

Senate File 485, relating to license fee of motor vehicle dealers.

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 noncontroversial calendar:

S.F. 533	H.F. 345	H.F. 90	H.F. 503
S.F. 256	H.F. 410	H.F. 494	H.F. 660
S.F. 283	H.F. 720	H.F. 129	H.F. 329
S.F. 332	H.F. 146	H.F. 309	H.F. 393
S.F. 426	H.F. 38	H.F. 314	H.F. 480
S.F. 393	H.F. 443	H.F. 358	H.F. 653
H.F. 449	H.F. 726		

JACK SCHROEDER, *Chairman,*
Sifting Committee.

REPORTS OF COMMITTEE

Senator Stuart submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 17**, creating a special committee to establish, plan for, and conduct appropriate programs in connection with the approaching centennial of the many important events of the Civil War, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 489**, a bill for an act relating to planning assistance for cities and towns under twenty-five thousand (25,000) population and to provide an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 524**, a bill for an act to make appropriation for James C. Strohm in settlement of claim against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 531**, a bill for an act to make appropriations to certain named persons in settlement of claims against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

W. C. STUART, *Ranking Member.*

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 534**, a bill for an act to amend section three hundred twenty-one point four hundred eighty (321.480), Code 1958, relating to limitation on expense by the state highway commission for enforcement of laws on registration, size, weight and load of vehicles, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 537**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 538**, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 539**, a bill for an act to make appropriations to certain named persons in settlement of damage 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**.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 540**, a bill for an act to make appropriation to B. J. Kenning in settlement of claim against the State of Iowa, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

Also :

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 556**, a bill for an act relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian Reservation in such county and making an appropriation

therefor, begs leave to report it has had the same under consideration and recommends the same *de pass*.

W. C. STUART, *Ranking Member*.

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 451 by adding the following sections:
 2 "Sec. 2. Section four hundred twenty-two point
 3 thirty-three (422.33), Code 1958, is further amended by
 4 striking the period (.) in line forty (40) and inserting
 5 in lieu thereof the following: 'in the case of a corpora-
 6 tion, the term "gross sales made within the state" includes
 7 sales made through, from, or by offices, agencies, branches,
 8 stores, or personal solicitation of salesmen or representa-
 9 tives in Iowa, whether or not such salesmen or representa-
 10 tives are residents of Iowa, and whether or not such sales
 11 are consummated by delivery in interstate commerce.'
 12 Further amend said section by striking lines forty-one (41)
 13 through forty-five (45).
 14 "Sec. 3. Section four hundred twenty-two point forty
 15 (422.40), Code 1958, is hereby amended by striking from
 16 lines five (5) and six (6) of subsection one (1) the words
 17 'doing business in this state for profit' and by inserting
 18 in lieu thereof the words 'engaged in income producing
 19 activities in this state'."

EUGENE M. HILL.
 LYNN POTTER.
 JACK MILLER.
 FRANCIS A. TURNER.
 DUANE E. DEWEL.

1 Amend Senate File 529 by striking section 3 and
 2 inserting in lieu thereof the following:
 3 "Sec. 3. These amendments being deemed of an imme-
 4 diate importance shall be in full force and effect upon
 5 their passage and publication in the New Hampton Tribune,
 6 a newspaper published in New Hampton, Iowa, and in the
 7 Pleasantville News, a newspaper published in Pleasantville,
 8 Iowa."

ROBERT R. RIGLER.

1 Amend Senate File 532 as follows:
 2 1. By striking the figure "9,000.00" in line 27 of section
 3 one and by inserting in lieu thereof the figure "12,000.00".
 4 2. By striking the figure "118,150.00" in line 42 of
 5 section one and by inserting in lieu thereof the figure
 6 "121,150.00".
 7 3. By striking the words and figures "one hundred eighteen
 8 thousand one hundred fifty (118,150.00)" in line four and five
 9 of section one and inserting in lieu thereof the words and figures
 10 "one hundred twenty-one thousand one hundred fifty (121,150.00)".

NORVAL B. EVANS.

1 Amend Senate File 532 as follows:
 2 By striking section 56 and renumbering the following
 3 section.

JOE COLEMAN.

1 Amend Senate File 532, section 55, by striking the
 2 period (.) in line 5 and inserting in lieu thereof the
 3 following: "and except further that expense allowances
 4 shall be authorized, any ruling of the Federal Internal
 5 Revenue Service with respect to the tax status thereof
 6 notwithstanding."

JACK MILLER.
 JACK SCHROEDER.

1 Amend Senate File 532 by inserting after section
 2 forty-seven (47) a new section as follows:
 3 "IOWA RECIPROCITY BOARD
 4 Sec. 47a. For the reciprocity board there is
 5 hereby appropriated from moneys credited to the general
 6 fund of the state by section three hundred twenty-one
 7 point one hundred forty-five (321.145), of the Code, the
 8 sum of thirty thousand seven hundred fifty dollars
 9 (\$30,750.00) or so much thereof as may be necessary to
 10 be used in the following manner:
 11 For salary of executive secretary.....\$ 6,000.00
 12 For salaries, support, maintenance,
 13 pro-rate plates and stickers and
 14 miscellaneous purposes 24,750.00
 15 Salaries for employees of said board,
 16 other than the executive secretary, shall be
 17 based on a table of organization and salary
 18 schedule adopted by said board subject to the
 19 approval of the executive council.
 20 Grand total of all appropriations
 21 for all purposes for each year of the biennium
 22 for the reciprocity board..... \$ 30,750.00"
 23 Amend Senate File 532 by striking line 12 at the
 24 end of section forty-eight (48) and adding the following
 25 after said section forty-eight (48):
 26 "TOTAL MISCELLANEOUS SERVICES.....\$2,679,035.00"

L. M. BOOTHBY.

1 Amend the Shoeman-Moore amendment filed April 13, 1959, to
 2 Senate File 532 by adding the following divisions:
 3 "a. Further amend section 2, lines 4 and 5 by striking
 4 "six hundred seventeen thousand six hundred dollars (\$617,600.00)"
 5 and inserting in lieu thereof the following: 'six hundred eighteen
 6 thousand six hundred dollars (\$618,600.00)'.
 7 "b. Further amend section 2, line 22, by striking the
 8 figure '205,000.00' and inserting in lieu thereof '206,000.00'."

JOHN D. SHOEMAN.

1 Amend the Hill-Miller amendment filed April 14, 1959 to Senate
 2 File 532, by adding the following division:
 3 "Further amend section 37, by striking in lines 4 and 5 the words
 4 and figure 'one million three hundred forty-seven thousand dollars

5 (\$1,347,000.00)' and inserting in lieu thereof the following: 'one
6 million three hundred seventy-one thousand three hundred dollars
7 (\$1,371,300.00)'.".

EUGENE HILL.

1 Amend the Walker amendment filed April 14, 1959 to Senate

2 File 532 by adding the following divisions:

3 "a. Further amend section 29, lines 4 and 5, by striking the
4 words and figure 'twenty-four thousand seven hundred dollars
5 (\$24,700.00)' and inserting in lieu thereof the following: 'twenty-five
6 thousand two hundred dollars (\$25,200.00)'.

7 "b. Further amend section 29, line 12, by striking the figure
8 '24,700.00' and inserting in lieu thereof the figure '25,200.00'."

JOHN A. WALKER.

1 Amend the Getting amendment filed April 13, 1959, to Senate

2 File 532 by adding the following division:

3 "Further amend section 22, lines 4 and 5 by striking the words
4 and figure 'one hundred thirty-five thousand dollars (\$135,000.00)'
5 and inserting in lieu thereof the following: 'one hundred fifty thousand
6 dollars (\$150,000.00)'."

LEROY GETTING.

1 Amend the Miller-Long amendment filed April 14, 1959 to

2 Senate File 532 by adding the following divisions:

3 "a. Further amend section 19, by striking in lines 4 and 5 the
4 words and figure 'one hundred forty-six thousand three hundred fifty
5 dollars (\$146,350.00)' and inserting in lieu thereof the following:
6 'one hundred forty-seven thousand five hundred fifty dollars
7 (\$147,550.00)'.

8 "b. Further amend section 19, line 11, by striking the figure
9 '43,500.00' and inserting in lieu thereof the figure '44,100.00'.

10 "c. Further amend section 19, line 16, by striking the figure
11 "33,750.00' and inserting in lieu thereof the figure '34,350.00'.

12 "d. Further amend section 19, line 24, by striking the figure
13 '146,350.00' and inserting in lieu thereof the figure '147,550.00'."

JACK MILLER.

IRVING D. LONG.

1 Amend the Schroeder amendment filed April 13, 1959 to Senate

2 File 532 by adding the following division:

3 "Further amend section 31, lines 4 and 5 by striking the
4 words and figure 'fifty-six thousand five hundred dollars (\$56,500.00)'
5 and inserting in lieu thereof the following: 'sixty-eight thousand
6 dollars (\$68,000.00)'."

JACK SCHROEDER.

1 Amend House File 356 as follows:

2 By striking lines 3, 4, 5,
3 6 and 7 and substituting in lieu thereof the
4 following:

5 "When in the interest of the state, the board of control
6 may allow not to exceed forty-five (45) days subsistence expense
7 for continuous stay in one (1) location while on duty away
8 from established headquarters and/or place of domicile;
9 allow seven (7) cents a mile for moving an employee and his

10 family from place of present domicile to new domicile, and actual
11 transportation expense for moving not to exceed seven thousand
12 (7000) pounds of household goods. Such household goods shall
13 not include pets or animals."

GENE L. HOFFMAN.

On motion of Senator Schroeder, the Senate adjourned until 9:15
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 16, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Richard Heiss, pastor of the Center Chapel Methodist Church, Indianola, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gilmour for the morning on request of Senator Dewel; Senator Butler for the morning on request of Senator Dewel.

PETITIONS

By Senator Edelen, from seventy-eight residents of Cerro Gordo County favoring school legislation.

By Senator Elijah, from twenty residents of Story County favoring proposed legislation regulating key clubs.

By Senator Hoschek, from fourteen residents of Des Moines County, members of the Degree of Honor Protective Association, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Shoeman rose on a point of personal privilege and presented to the Senate the Honorable G. T. Kuester of Griswold, Cass County, a former Speaker of the House of Representatives, who was present in the Senate chamber.

Senator O'Malley asked and received unanimous consent to present to the Senate fifty students from St. John's School of Des Moines who were present in the balcony accompanied by their instructor, Sister Mary Erna, B.V.M.

Senator McCurdy asked and received unanimous consent to present to the Senate forty-two students from the North Mahaska Community School who were present in the balcony accompanied by their instructor, Charles M. Shurts.

Senator Shaff asked and received unanimous consent to present to the Senate fifty-two students from the DeWitt High School who were present in the balcony accompanied by their instructor, Mary Massey.

Senator Potter asked and received unanimous consent to present to the Senate twenty-eight students from the Lime Springs High School who were present in the balcony accompanied by their instructor, Mrs. Lloyd Peter.

Senator Harbor, on behalf of Senator Prentis, asked and received unanimous consent to present to the Senate forty-five students from the Lamoni High School who were present in the balcony accompanied by their instructors, Mrs. Wright and Miss Cheville.

Senator Hansen asked and received unanimous consent to present to the Senate fifty-one students from the Coon Rapids High School who were present in the balcony accompanied by their instructors, Julie Hintz and Anita Jane Watkins.

Senator Shaff rose on a point of personal and special privilege and presented to the Senate his father, the Honorable J. O. Shaff of Clinton County, a former member of the Senate who was present in the Senate chamber.

Senator Lynes rose on a point of personal privilege and presented to the Senate the Honorable Tunis H. Klein of Marion County, a former member of the Senate who was present in the Senate chamber.

Senator Hoschek asked and received unanimous consent to present to the Senate forty students from St. Patrick's School of Burlington, Des Moines County, who were present in the balcony accompanied by their instructors, Sister Mary Senan, Sister Mary Henri, Sister Mary Concetta, Sister Mary Mel and Geraldine Reynolds.

HOUSE AMENDMENTS CONSIDERED

Senator O'Malley called up for consideration House File 136, a bill for an act relating to the salary of county attorneys in certain counties, amended by the Senate and further amended by the House, and moved that the Senate concur in the following:

Amend the Senate amendment to House File 136 by striking division 2 and inserting in lieu thereof the following:

2. Amend section 2, line 5, by striking the words "eighty-five hundred" and inserting in lieu thereof the words "eight thousand".

The Senate concurred in the House amendment.

Senator O'Malley moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Byers	Gillespie	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Stuart
Dykhouse	Hill	O'Connor	Turner
Edelen	Hoffman	O'Malley	Vance
Elijah	Hoschek	Potter	Walker
Eppers	Hoxie	Prince	Weber
Evans	Long	Putney	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 8:

Butler	Grimstead	Prentis	Shaff
Gilmour	Henry	Price	Shoeman

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Putney called up for consideration House File 65, a bill for an act relating to the boarding of prisoners by sheriffs, amended by the Senate, and moved that the Senate recede from section 1 of its amendment to House File 65.

On the question "Shall the Senate recede?" the vote was:

Ayes, 26:

Buck	Hansen	O'Connor	Schroeder
Coleman	Hoffman	O'Malley	Shoeman
Dykhouse	Long	Potter	Stuart
Elijah	Lynes	Price	Turner
Eppers	McCurdy	Rigler	Walker
Fisher	Mincks	Ringgenberg	Weber
Grimstead	Nolan		

Nays, 16:

Boothby	Getting	Hoschek	Scott
Dewel	Gillespie	Hoxie	Shaff
Edelen	Harbor	Moore	Vance
Frommelt	Hill	Putney	Wolf

Absent or not voting, 8:

Butler	Evans	Henry	Prentis
Byers	Gilmour	Miller	Prince

The Senate receded from section 1 of the amendment.

Senator Putney moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Coleman	Edelen	Evans
Buck	Dewel	Elijah	Fisher
Byers	Dykhouse	Eppers	Frommelt

Getting	Hoxie	O'Connor	Schroeder
Gillespie	Long	O'Malley	Shoeman
Grimstead	Lynes	Potter	Stuart
Hansen	McCurdy	Price	Turner
Harbor	Miller	Prince	Vance
Hill	Mincks	Putney	Walker
Hoffman	Moore	Rigler	Weber
Hoschek	Nolan	Ringgenberg	

Nays, 2:

Shaff Wolf

Absent or not voting, 5:

Butler Henry Prentis Scott
Gilmour

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Putney asked and received unanimous consent that House File 65 be immediately messaged to the House, which request was complied with.

Senator Byers called up for consideration House File 183, a bill for an act to permit blind persons using a dog guide to take said dog guide into public buildings, public conveyances, and for other purposes, and moved that the Senate recede from its amendment to House File 183.

On the question "Shall the Senate recede?" the vote was:

Ayes, 42:

Boothby	Getting	McCurdy	Ringgenberg
Byers	Gillespie	Miller	Scott
Coleman	Grimstead	Mincks	Shaff
Dewel	Hansen	Moore	Shoeman
Dykhous	Harbor	O'Connor	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Price	Vance
Eppers	Hoschek	Prince	Walker
Evans	Hoxie	Putney	Weber
Fisher	Long	Rigler	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 8:

Buck Gilmour Nolan Prentis
Butler Henry O'Malley Schroeder

The Senate receded from its amendment.

Senator Byers moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass" the vote was:

Ayes, 45:

Boothby	Getting	Miller	McCurdy
Buck	Gillespie	Mincks	Ringgenberg
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Evans	Long	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Butler	Henry	Prentis	Schroeder
Gilmour			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

APPROPRIATIONS CALENDAR
THIRD READING OF BILLS

On motion of Senator Stuart, Senate File 532, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions, and to the location of the office of the state mine inspectors, and to the transfer of the Gardner log cabin and previously appropriated funds to the state historical society, and to the striking of a portion of section three hundred twenty-one point one hundred sixty-three (321.163), Code 1958, was taken up and considered.

Senator Evans offered the following amendment and moved its adoption:

Amend Senate File 532 as follows:

1. By striking the figure "9,000.00" in line 27 of section one and by inserting in lieu thereof the figure "12,000.00".
2. By striking the figure "118,150.00" in line 42 of section one and by inserting in lieu thereof the figure "121,150.00".
3. By striking the words and figures "one hundred eighteen thousand one hundred fifty (118,150.00)" in lines four and five of section one and inserting in lieu thereof the words and figures "one hundred twenty-one thousand one hundred fifty (121,150.00)".

The amendment was lost.

Senator Shoeman offered the following amendment filed by Senator Shoeman and Moore:

1. Amend Senate File 532, section 2, line 16, by striking the figures "seven thousand (\$7,000.00)" and inserting in lieu thereof the figures "eight thousand (\$8,000.00)".

Senator Shoeman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following divisions:

"a. Further amend section 2, lines 4 and 5, by striking 'six hundred seventeen thousand six hundred dollars (\$617,600.00)' and inserting in lieu thereof the following: 'six hundred eighteen thousand six hundred dollars (\$618,600.00)'.

"b. Further amend section 2, line 22, by striking the figure '205,000.00' and inserting in lieu thereof '206,000.00'."

The amendment to the amendment was adopted.

On motion of Senator Miller, the amendment as amended was adopted.

Senator Shoeman offered the following amendment, by Senators Shoeman and Moore, and moved its adoption:

Amend Senate File 532, section 2, line 28, by striking the figures "six hundred seventeen thousand six hundred (\$617,600.00)" and inserting in lieu thereof the figures "six hundred eighteen thousand six hundred (\$618,600.00)".

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

1. Amend Senate File 532 by striking section 8 thereof and renumbering the remaining sections.

2. Further amend Senate File 532 by striking section 30 thereof and renumbering the remaining sections.

The amendment was adopted.

Senator Miller offered the following amendment:

Amend Senate File 532 by striking lines 7, 8, and all of line 9 preceding the dollar (\$) sign, and inserting in lieu thereof the following:

"For salary of the governor the sum of twenty thousand dollars (\$20,000), provided that not in excess of four thousand dollars (\$4,000) shall be used as reimbursement for expenses incurred by him in connection with the duties of governor; and for all other salaries, support, maintenance and miscellaneous purposes the sum of forty-seven thousand five hundred dollars (\$47,500)".

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment by inserting after the figures "532" in line 1 the following: ", section 13,".

The amendment to the amendment was adopted.

On motion of Senator Miller, the amendment as amended was adopted.

Senator Miller offered the following amendment filed by Senators Miller and Long :

Amend Senate File 532 by striking from line 8 of section 19 the figure "5,400" and inserting in lieu thereof the figure "6,000".

Further amend said section by striking from line 13 the figure "5,400" and inserting in lieu thereof the figure "6,000".

Senator Miller offered the following amendment to the amendment, filed by Senators Miller and Long, and moved its adoption :

Amend the amendment by adding the following divisions:

"a. Further amend section 19, by striking in lines 4 and 5 the words and figure 'one hundred forty-six thousand three hundred fifty dollars (\$146,350.00)' and inserting in lieu thereof the following: 'one hundred forty-seven thousand five hundred fifty dollars (\$147,550.00)'.

"b. Further amend section 19, line 11, by striking the figure '43,500.00' and inserting in lieu thereof the figure '44,100.00'.

"c. Further amend section 19, line 16, by striking the figure '33,750.00' and inserting in lieu thereof the figure '34,350.00'.

"d. Further amend section 19, line 24, by striking the figure '146,350.00' and inserting in lieu thereof the figure '147,550.00'."

The amendment to the amendment was adopted.

Senator Miller moved the adoption of the amendment as amended, which motion was lost.

Senator Price offered the following amendment and moved its adoption:

Amend Senate File 532 as follows:

By striking all of section 21 and inserting in lieu thereof the following:

"Sec. 21. 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, 1959, and ending June 20, 1961, the sum of eleven thousand five hundred dollars (\$11,500.00) or so much thereof as may be necessary to be used in the following manner:

For the salary of one (1) mine inspector.....	\$ 6,000.00
For salaries, support, maintenance and miscellaneous purposes	5,500.00

Grand total of all appropriations for all purposes for each year of the biennium for the department of mine inspectors.....\$11,500.00"

Further amend Senate File 532 by striking from lines 7 and 8 of the title the words "and to the location of the office of the state mine inspectors,".

The motion prevailed and the amendment was adopted.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

The Senate resumed consideration of Senate File 532.

Senator Rigler offered the following amendment filed by Senators Rigler and Hoxie:

Amend Senate File 532, section 28, as follows:

1. By striking in lines 4 and 5 the words and figure "five hundred forty-eight thousand one hundred fifty dollars (\$548,150.00)" and inserting in lieu thereof the following: "five hundred fifty-nine thousand six hundred fifty dollars (\$559,650.00)".

2. By striking in line 11 the figure "311,800.00" and inserting in lieu thereof the figure "323,300.00".

3. By striking in line 12 the figure "323,800.00" and inserting in lieu thereof the figure "335,300.00".

4. By striking in line 17 the figure "365,300.00" and inserting in lieu thereof the figure "376,800.00".

5. By striking in line 34 the figure "483,150.00" and inserting in lieu thereof the figure "494,650.00".

6. By striking in line 41 the figure "548,150.00" and inserting in lieu thereof the figure "559,650.00".

Division was called for.

The amendment was lost.

Senator Getting offered the following amendment:

Amend Senate File 532, section 22, line 8, by striking the figure "135,000.00" and inserting in lieu thereof the figure "150,000.00".

Also, amend line 11 by striking the figure "135,000.00" and inserting in lieu thereof the figure "150,000.00".

Senator Getting offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following division:

"Further amend section 22, lines 4 and 5 by striking the words and figure 'one hundred thirty-five thousand dollars (\$135,000.00)' and inserting in lieu thereof the following: 'one hundred fifty thousand dollars (\$150,000.00)'."

The amendment to the amendment was adopted.

On motion of Senator Getting, the amendment as amended was adopted.

Senator Walker offered the following amendment:

Amend Senate File 532 as follows:

Amend section 29, line 7, by striking the figure "\$5,500.00" and inserting in lieu thereof the figure "\$6,000.00".

Senator Walker offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following divisions:

"a. Further amend section 29, lines 4 and 5, by striking the words and figure 'twenty-four thousand seven hundred dollars (\$24,700.00)' and inserting in lieu thereof the following: 'twenty-five thousand two hundred dollars (\$25,200.00)'."

"b. Further amend section 29, line 12, by striking the figure '24,700.00' and inserting in lieu thereof the figure '25,200.00'."

The amendment to the amendment was adopted.

On motion of Senator Henry, the amendment as amended was adopted.

Senator Schroeder offered the following amendment:

Amend Senate File 532 by striking from line 9 of section 31 the figures "46,500.00" and inserting in lieu thereof the figures "58,000.00" and by striking from line 12 of section 31 the figures "56,500.00" and inserting in lieu thereof the figures "68,000.00".

Senator Schroeder offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding the following division:

"Further amend section 31, lines 4 and 5 by striking the words and figure 'fifty-six thousand five hundred dollars (\$56,500.00)' and inserting in lieu thereof the following: 'sixty-eight thousand dollars (\$68,000.00)'."

The amendment to the amendment was adopted.

Senator Schroeder moved the adoption of the amendment as amended, which motion prevailed, and the amendment as amended was adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan, Byers, O'Malley, Stuart, Wolf, Long and Shaff:

Amend Senate File 532 as follows:

1. Section 34 is amended by adding thereto the following new paragraph: "Section six hundred eighty-four point seventeen (684.17), Code 1958, is amended by striking from line three (3) the words 'twelve thousand dollars per year.' and substituting in lieu thereof the words 'seventeen thousand dollars per year, provided that the compensation of judges during the terms existing at the time of the passage of this Act shall be at the rate of twelve thousand dollars per year until the end of said existing terms.'"

2. Section 34 is further amended by striking from lines 3, 4, and 5 the words and figures "one hundred fifty-four thousand six hundred fifty dollars (\$154,650.00)" and inserting in lieu thereof the words and figures "one hundred sixty-two thousand one hundred fifty dollars (\$162,150.00)".

3. Section 34 is further amended by striking from line 12 the figure "\$154,400.00" and inserting in lieu thereof the figure "\$161,900.00".

4. Section 34 is further amended by striking from line 16 the figure "\$154,650.00" and inserting in lieu thereof the figure "\$162,150.00".

Senator Boothby offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking from line 7 the words "seventeen thousand" and inserting in lieu thereof the words "fourteen thousand five hundred".

2. Further amend said amendment by striking from lines 14 and 15 the words and figures "one hundred sixty-two thousand one hundred fifty dollars (\$162,150.00)" and inserting in lieu thereof the words and figures "one hundred fifty-eight thousand four hundred dollars (\$158,400.00)".

3. Further amend said amendment by striking from line 17 the figure "\$161,900.00" and inserting in lieu thereof the figure "\$158,150.00".

4. Further amend said amendment by striking from line 19 the figure "\$162,150.00" and inserting in lieu thereof "\$158,400.00".

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 39:

Boothby	Frommelt	Hoxie	Rigler
Butler	Getting	Long	Schroeder
Byers	Gillespie	Miller	Scott
Coleman	Gilmour	Mincks	Shaff
Dewel	Grimstead	Nolan	Stuart
Dykhouse	Hansen	O'Malley	Turner
Elijah	Harbor	Potter	Vance
Eppers	Henry	Price	Weber
Evans	Hill	Prince	Wolf
Fisher	Hoschek	Putney	

Nays, 9:

Buck	Lynes	Moore	Ringgenberg
Edelen	McCurdy	O'Connor	Shoeman
Hoffman			

Absent or not voting, 2:

Prentis	Walker
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The motion prevailed and the amendment as amended was adopted.

Senator Nolan offered the following amendment, filed by Senators Nolan, Byers, O'Malley, Stuart, Wolf, Long, Shaff and Vance:

Amend Senate File 532 as follows:

1. Section 44 by adding thereto the following new paragraph:

"Section six hundred five point one (605.1), Code 1958, is amended by striking from lines two (2) and three (3) the words 'ten thousand dollars per year' and substituting in lieu thereof the words 'fifteen thousand dollars per year, provided that the compensation of judges during the terms existing at the time of the passage of this Act shall be at the rate of ten thousand dollars per year until the end of said existing terms.'"

2. Section 44 is further amended by striking from line 4 the words and figures "eight hundred thirty-six thousand dollars (\$836,000.00)" and inserting in lieu thereof the following: "eight hundred fifty-eight thousand five hundred dollars (\$858,500.00)".

3. Section 44 is further amended by striking from line 11 the figure "\$763,000.00" and inserting in lieu thereof the figure "\$785,500.00".

4. Section 44 is further amended by striking from line 16 the figure "\$336,000.00" and inserting in lieu thereof the figure "\$358,500.00".

Senator Boothby offered the following amendment to the amendment and moved its adoption:

1. Amend the amendment by striking from line 6 the words "fifteen thousand" and inserting in lieu thereof the words "twelve thousand five hundred".

2. Further amend said amendment by striking from lines 12 and 13 the words and figures "eight hundred fifty-eight thousand five hundred dollars (\$858,500.00)" and inserting in lieu thereof the words and figures "eight hundred forty-seven thousand two hundred fifty dollars (\$847,250)".

3. Further amend said amendment by striking from line 15 the figure "\$785,500.00" and inserting in lieu thereof the figure "\$774,250.00".

4. Further amend said amendment by striking from line 17 the figure "\$858,500.00" and inserting in lieu thereof the figure "\$847,250.00".

The amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 40:

Boothby	Frommelt	Hoxie	Rigler
Buck	Getting	Long	Schroeder
Butler	Gillespie	Miller	Scott
Byers	Gilmour	Mincks	Shaff
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Malley	Stuart
Dykhouse	Harbor	Potter	Vance
Edelen	Henry	Price	Walker
Elijah	Hill	Prince	Weber
Eppers	Hoschek	Putney	Wolf

Nays, 6:

Hoffman	McCurdy	O'Connor	Ringgenberg
Lynes	Moore		

Absent or not voting, 4:

Evans	Fisher	Prentis	Turner
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The amendment as amended was adopted.

Senator Hill offered the following amendment, filed by Senators Hill, Miller, Long, Lynes and Potter, and moved its adoption:

Amend Senate File 532 by inserting after the word "purposes" in line 13 of section 37, the following: "including the sum of twenty-four thousand three hundred dollars (\$24,300.00) for microfilming income tax returns, or portions thereof, filed with the District Director of Internal Revenue for the State of Iowa".

President pro tempore Lynes took the chair at 3:00 p.m.

Senator Wolf moved the previous question on the amendment, which motion prevailed.

The amendment was adopted.

Senator Hill asked and received unanimous consent to withdraw the amendment filed by Senators Hill and Miller to Senate File 532 and found on page 1009 of the Senate Journal; also, the amendment

filed by him to the amendment, found on pages 1030 and 1031 of the Senate Journal.

President McManus took the chair at 3:10 p.m.

Senator Getting offered the following amendment:

Amend Senate File 532 as follows:

1. Strike from section 41, line 4, the words "five hundred eighty-three" and insert in lieu thereof the words, "eight hundred thirty-three" and strike from line 5 the figures "\$583,500.00" and insert in lieu thereof "\$833,500.00."

2. Insert in section 41 after line 14 the following:

"As a contingent appropriation the sum of two hundred fifty thousand (250,000) dollars for assistance by the state in paying a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant in the Iowa Great Lakes Sanitary District. This appropriation shall be contingent upon and be supplemented by an additional one hundred thousand (100,000) dollars for the biennium to be raised by contributions from other than state funds, by the community adjacent to the said sanitary district. All of the amount hereby appropriated, as well as the supplemental funds raised by community subscriptions, shall be used in payment for the actual construction of such sanitary sewer facilities within such districts. No portion of the appropriation from the state general fund shall be made available to such sanitary district except upon authorization of the director and the budget and financial control committee. This appropriation shall be in lieu of any special assessment against any state-owned property included within such sanitary district\$250,000.00".

3. Strike from section 41, line 17, the figures "\$583,500.00" and insert in lieu thereof the figures "\$833,500.00".

4. Amend the title by inserting in line five (5) thereof after the word "law," the words, "including a contingent appropriation for assistance to the Iowa Great Lakes Sanitary District,".

Senator Getting asked and received unanimous consent to withdraw the amendment.

Senator Boothby offered the following amendment:

Amend Senate File 532 by inserting after section forty-seven (47) a new section as follows:

"IOWA RECIPROCITY BOARD

Sec. 47a. For the reciprocity board there is hereby appropriated from moneys credited to the general fund of the state by section three hundred twenty-one point one hundred forty-five (321.145), of the Code, the sum of thirty thousand seven hundred fifty dollars (\$30,750.00) or so much thereof as may be necessary to be used in the following manner:

For salary of executive secretary.....	\$ 6,000.00
For salaries, support, maintenance, pro-rate plates and miscellaneous purposes	24,750.00

Salaries for employees of said board, other than the executive secretary, shall be based on a table of organization and salary schedule adopted by said board subject to the approval of the executive council.

Grand total of all appropriations for all purposes for each year of the biennium for the reciprocity board.....\$ 30,750.00"

Amend Senate File 532 by striking line 12 at the end of section forty-eight (48) and adding the following after said section forty-eight (48):

"TOTAL MISCELLANEOUS SERVICES.....\$2,679,035.00"

Senator Boothby offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the figure "2,679,035.00" and inserting in lieu thereof the figure "2,690,285.00".

The amendment to the amendment was adopted.

On motion of Senator Boothby, the amendment as amended was adopted.

Senator Harbor offered the following amendment:

Amend Senate File 532, section 49, as follows:

1. Strike lines 4 and 5, and insert in lieu thereof the following: "1961, the sum of four million seven hundred thirty thousand nine hundred (\$4,730,900.00) dollars or so much thereof as may be".

2. Insert following line 53:

"(9) DIVISION OF RESEARCH AND STATISTICS

For salaries, support, maintenance and miscellaneous purposes\$123,500.00"

3. In line 57 strike figures "4,607,400.00" and insert in lieu thereof "4,730,900.00".

4. Line 58, delete figure "9" and insert in lieu thereof "10".

Senator Dewel moved the previous question on divisions 2 and 4 of the amendment, which motion prevailed.

Senator Harbor moved the adoption of divisions 2 and 4 of the amendment, which motion was lost.

Senator Harbor asked and received unanimous consent to withdraw the balance of the amendment.

Senator Hoxie offered the following amendment:

Amend Senate File 532, section 49, as follows:

1. By striking in lines 4 and 5 the words and figure "four million six hundred seven thousand four hundred dollars (\$4,607,400.00)" and inserting in lieu thereof the following: "four million six hundred eight thousand four hundred dollars (\$4,608,400.00)".

2. By striking in line 8 the figure "9,500.00" and inserting in lieu thereof the figure "10,500.00".

3. By striking in line 11 the figure "52,000.00" and inserting in lieu thereof the figure "53,000.00".

4. By striking in line 58 the figure "4,607,400.00" and inserting in lieu thereof the figure "4,608,400.00".

Senator Schroeder offered the following amendment to the amendment, filed by Senators Schroeder and Lynes, and moved its adoption:

Amend the amendment, line 7, by striking the figure "10,500.00" and inserting in lieu thereof the figure "10,000.00".

Further amend the amendment, line 9, by striking the figure "53,000.00" and inserting in lieu thereof the figure "52,500.00".

The amendment to the amendment was adopted.

Senators Schroeder and Lynes offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking in line 5 "eight thousand four hundred dollars (\$4,608,400.00)" and inserting in lieu thereof the following: "seven thousand nine hundred dollars (\$4,607,900.00)".

Further amend the amendment, line 11, by striking the figure "4,608,400.00" and inserting in lieu thereof the figure "4,607,900.00".

The amendment to the amendment was adopted.

Senator Hoxie 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, 34:

Boothby	Evans	Hoxie	Prince
Buck	Fisher	Long	Putney
Butler	Getting	Lynes	Schroeder
Byers	Gillespie	Miller	Stuart
Coleman	Gilmour	Moore	Turner
Dewel	Grimstead	Nolan	Vance
Dykhouse	Harbor	O'Malley	Weber
Edelen	Henry	Price	Wolf
Elijah	Hill		

Nays, 14:

Eppers	Hoschek	Potter	Scott
Frommelt	McCurdy	Rigler	Shoeman
Hansen	Mincks	Ringgenberg	Walker
Hoffman	O'Connor		

Absent or not voting, 2:

Prentis	Shaff
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The motion prevailed and the amendment as amended was adopted.

Senator Mincks offered the following amendment, filed by Senators Mincks and Hoxie, and moved its adoption:

Amend Senate File 532 as follows:

Amend Senate File 532 by adding a new section following section 53 as follows:

"Sec. 54. The salaries of the three (3) members of the board of social welfare shall be seven thousand dollars (\$7,000.00) for each member for each year of the biennium beginning July 1, 1959, and ending June 30, 1961, to be paid from the funds of the department of social welfare."

Further amend Senate File 532 by renumbering the remaining sections.

The motion prevailed and the amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller and Schroeder, and moved its adoption:

Amend Senate File 532, section 55, by striking the period (.) in line 5 and inserting in lieu thereof the following: "and except further that expense allowances shall be authorized, any ruling of the Federal Internal Revenue Service with respect to the tax status thereof notwithstanding."

The motion prevailed and the amendment was adopted.

Senator Coleman offered the following amendment and moved its adoption:

Amend Senate File 532 as follows:

By striking section 56 and renumbering the following section.

Senator Wolf raised a point of order on section 56 of the bill for the reason it was not germane to the title of the bill.

The Chair ruled the point not well taken.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 20:

Boothby	Frommelt	Hoffman	O'Connor
Buck	Gillespie	Hoschek	O'Malley
Coleman	Gilmour	McCurdy	Potter
Edelen	Hansen	Mincks	Price
Eppers	Hill	Moore	Wolf

Nays, 27:

Butler	Harbor	Prince	Shoeman
Dewel	Henry	Putney	Stuart
Dykhouse	Hoxie	Rigler	Turner
Elijah	Long	Ringgenberg	Vance
Fisher	Lynes	Schroeder	Walker
Getting	Miller	Scott	Weber
Grimstead	Nolan	Shaff	

Absent or not voting, 3:

Byers	Evans	Prentis
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The amendment was lost.

Senator Nolan moved that the Senate reconsider the vote by which the amendment filed by Senators Rigler and Hoxie failed to pass the Senate.

Senator Frommelt raised a point of order on the motion by Senator Nolan for the reason that Senator Nolan was out of order.

The Chair ruled the point well taken.

Senator Dewel moved that the Senate reconsider the vote by which the amendment filed by Senators Rigler and Hoxie failed to pass the Senate.

Roll call was demanded.

On the question "Shall the Senate reconsider the vote by which the amendment failed to pass the Senate?" the vote was:

Ayes, 26:

Buck	Grimstead	Nolan	Ringgenberg
Butler	Hill	O'Malley	Shaff
Dewel	Hoffman	Potter	Stuart
Elijah	Hoschek	Price	Turner
Fisher	Hoxie	Putney	Vance
Getting	Lynes	Rigler	Weber
Gilmour	Miller		

Nays, 20:

Boothby	Eppers	Long	Schroeder
Byers	Frommelt	Mincks	Scott
Coleman	Gillespie	Moore	Shoeman
Dykhouse	Hansen	O'Connor	Walker
Edelen	Harbor	Prince	Wolf

Absent or not voting, 4:

Evans	Henry	McCurdy	Prentis
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The motion prevailed.

Senator Rigler moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 26:

Buck	Grimstead	Nolan	Ringgenberg
Butler	Hill	O'Malley	Shaff
Elijah	Hoffman	Potter	Stuart
Fisher	Hoschek	Price	Turner
Getting	Hoxie	Putney	Vance
Gillespie	McCurdy	Rigler	Weber
Gilmour	Miller		

Nays, 18:

Boothby	Frommelt	Moore	Scott
Coleman	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	Prince	Walker
Edelen	Long	Schroeder	Wolf
Eppers	Mincks		

Absent or not voting, 6:

Byers	Evans	Lynes	Prentis
Dewel	Henry		

The motion prevailed and the amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 532, section 39, line 13, by striking the figure "7,593-360.00" and inserting in lieu thereof the figure "7,101,110.00".

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend Senate File 532, section 12, by inserting after line 10 the following:

"Grand total of all appropriations for all purposes for each year of the biennium for the office of lieutenant governor.....\$1,500.00"

The amendment was adopted.

Senator Stuart offered the following amendment and moved its adoption:

Amend the title to Senate File 532, by striking the period (.) in line 12 and inserting in lieu thereof the following: "and exempting employees whose salaries are provided for by this Act from the provisions of section eight point five (8.5), Code 1958."

The amendment was adopted.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Frommelt	Lynes	Ringgenberg
Buck	Getting	McCurdy	Schroeder
Butler	Gillespie	Miller	Scott
Byers	Gilmour	Mincks	Shaff
Coleman	Grimstead	Moore	Shoeman
Dewel	Hansen	Nolan	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Hill	Price	Vance
Elijah	Hoffman	Putney	Weber
Eppers	Hoschek	Rigler	Wolf
Fisher	Hoxie		

Nays, 2:

Long Prince

Absent or not voting, 26:

Evans	O'Connor	Prentis	Walker
Henry	Potter		

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Schroeder moved that the vote by which the bill passed the Senate be reconsidered and that the motion to reconsider be laid on the table, which motion prevailed.

Senator Schroeder asked and received unanimous consent that Senate File 532 be immediately messaged to the House, which request was complied with.

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 245

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on House File 245, an act to establish daytime and nighttime speed limits on secondary roads, beg leave to report and make the following recommendation:

Amend the Senate amendment by inserting in line five (5) of section one (1) after the word "time" the following: "between sunrise and sunset, and not greater than fifty (50) miles per hour at any time between sunset and sunrise".

IRVING D. LONG.

J. KENDALL LYNES.

WALTER E. EDELEN.

CARROLL F. MCCURDY.

On the Part of the Senate.

JOHN A. BAUMHOVER.

LEROY CHALUPA.

RAY C. CUNNINGHAM

GAIL A. RUSK.

On the Part of the House.

SENATE CONCURRENT RESOLUTION 22

By Schroeder and O'Malley

Whereas, Senator J. Kendall Lynes of Bremer County and Senator X. T. Prentis of Ringgold County will have completed twenty years of distinguished service in the Iowa legislature at the termination of their present terms, and for this long period of years have contributed valuable services to the State of Iowa;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Senator Lynes and Senator Prentis be presented with the chairs which they occupied during the Fifty-eighth General Assembly, and that the custodian of the state house be instructed to crate the chairs for shipment to the home residences of the Senators.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chairs were presented by the Fifty-eighth General Assembly be properly attached to said chairs.

MESSAGES 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 397, a bill for an act relating to taxation, to provide for the prosecution of tax-law violators, to provide for the filing of an income tax return based on gross income, and to amend certain sections of the Code relating thereto.

That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 709, a bill for an act relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals.

Also: That the House has concurred in Senate amendments to and passed House File 680, a bill for an act to legalize and validate proceedings providing for the organization, reorganization, enlargement or change in the boundaries of school corporations.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 397, a bill for an act relating to taxation, to provide for the prosecution of tax-law violators, to provide for the filing of an income tax return based on gross income, and to amend certain sections of the Code relating thereto.

Read first and second times and referred to the sifting committee.

House File 709, a bill for an act relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals.

Read first and second times and referred to the sifting committee.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 15, 1959, the Governor had approved the following bills:

Senate File 362, relating to the establishment of a commission on interstate cooperation.

Senate File 401, relating to the town of Le Claire and lands therein.

Senate File 430, relating to the acquiring and sale of real estate by the Board of Control.

AMENDMENTS FILED

1 Amend Senate File 528 by striking all after the enacting
2 clause and inserting in lieu thereof the following:
3 Section 1. Section three hundred twenty-one point two
4 hundred eighty-seven (321.287), Code 1958, is repealed and
5 the following enacted in lieu thereof:
6 "No passenger-carrying motor vehicle used as a common
7 carrier, except school busses, shall be driven upon the highways
8 at a greater rate of speed than sixty (60) miles per hour at
9 any time. No school bus shall be operated in violation of
10 section three hundred twenty-one point three hundred seventy-
11 seven (321.377)."

FRANK HOXIE.

1 Amend Senate File 538 as follows:
2 1. Amend section 1, line 5 by inserting after the word
3 "Comptroller" the following: "in full settlement of Claim No.
4 H-56-58 as filed by them against the state of Iowa."

CLIFFORD M. VANCE.

1 Amend House File 104 as follows:
2 1. Amend House File 104 by striking all after the
3 enacting clause and substituting in lieu thereof the
4 following:
5 "Section 1. Section two hundred seventy-five
6 point one (275.1), Code 1958, is hereby amended by adding
7 thereto the following: "Provided however, that areas of
8 less than four (4) government sections may be annexed to a
9 twelve (12) grade district by the board of education of the

10 county in which located without the approval of the
11 electors.'

12 "Sec. 2. Section two hundred seventy-five point
13 twenty-four (275.24), Code 1958, is hereby amended by
14 striking the period (.) at the end of the section and
15 adding the following:

16 'or, if no new board is elected, then on July 1
17 following the enlargement, reorganization or boundary
18 change.'

19 "Sec. 3. Section two hundred seventy-five point
20 fourteen (275.14), Code 1958, is hereby amended by adding
21 the following paragraph:

22 'No petition under the provision of Section two
23 hundred seventy-five point twelve (275.12), Code 1958, shall
24 be held defective on any jurisdictional grounds growing out
25 of the fact that a prior petition may be on file at the time
26 such petition is filed, and the county board or joint boards
27 as provided in this chapter shall make final determination of
28 the territory to be included in the proposal to be sub-
29 mitted to the electors.'

30 "Sec. 4. Section two hundred seventy-five point
31 twenty-seven (275.27), Code of 1958, is hereby amended by
32 inserting the following words after the word 'system' in
33 line four (4); 'of the county in which the greatest
34 number of electors of said district reside at the time
35 of the special election called for in section two hundred
36 seventy-five point eighteen (275.18), and this provision
37 pertaining to greatest number of electors shall be in
38 full force and effect any statute to the contrary
39 notwithstanding.'

40 "Sec. 5. Section two hundred seventy-five point
41 fourteen (275.14), Code of 1958, is hereby amended by
42 adding the following paragraph:

43 Territory described in the petition of a proposed
44 reorganization which has been set out of the proposed
45 reorganization by the county board or the joint boards, as
46 the case may be, and in the event of an appeal, after
47 the decision of the state department of public instruction,
48 may be included in any new petition for reorganization.

49 "Sec. 6. This Act being deemed of immediate
50 importance shall be in full force and effect after its
51 passage and publication in The Gowrie News, a newspaper
52 published at Gowrie, Iowa and in The Sac City Sun, a
53 newspaper published in Sac City, Iowa.

DAVID O. SHAFF.
ROBERT RIGLER.

1 Amend House File 106 as follows:

- 2 1. Amend section 3 by striking everything after the
- 3 period in line 5.
- 4 2. Amend title by striking everything after the word
- 5 "collected" in line 3.

EARL ELIJAH.

1 Amend House File 403 by adding the following after the word
2 "system" in line 11 of section 1:

3 "Movement of such vehicles shall be permitted only on a
4 truck-tractor semitrailer combination over specified routes,
5 at speeds not to exceed thirty-five (35) miles per hour or the
6 established speed limit, whichever is lower, only during daylight
7 hours, and only by properly registered vehicles and licensed
8 drivers."

JOHN D. SHOEMAN.
FRANK HOXIE.
WILLIAM H. HARBOR.

1 Amend House File 714 by striking from Section 1,
2 lines 4 and 5, the words "one million three hundred twenty-
3 one thousand five hundred dollars (\$1,321,500.00), and
4 inserting in lieu thereof the following: "one million two
5 hundred ninety-four thousand five hundred dollars
6 (\$1,294,500)".

7 Amend section 1 by striking all of line 11.
8 Amend section 1, line 26 by striking the figures
9 "\$1,321,500.00" and inserting in lieu thereof "\$1,294,500".

GEORGE W. WEBER.

1 Amend Senate File 180 as follows:

2 1. Amend the title by striking in lines 6,
3 7 and 8 of the title the words, "and to
4 make an appropriation for expenses of said Mississippi river
5 parkway planning commission."

6 2. Amend section 1 by striking in line 9
7 the words "Iowa state historical society" and inserting in
8 lieu thereof the words "State historical society of Iowa".

9 3. Amend section 1 by striking in lines
10 12, 13 and 14 the words "These
11 ex-officio members shall serve without pay but will be allowed
12 necessary expenses, certified by the chairman." and inserting
13 in lieu thereof the following: "Members and ex-officio members
14 shall serve without pay, but the actual and necessary expenses
15 of members and ex-officio members may be paid if the commission
16 so orders and if the commission has funds available for such
17 purpose."

GEORGE W. WEBER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 17, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Wallace Kinzler, pastor of the Methodist Church, Murray, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Fisher for the day on request of Senator Ringgenberg; Senator Evans for the day on request of Senator Harbor.

COMMUNICATIONS

The following communications were received by the President of the Senate, the Honorable Edward J. McManus:

TO THE PRESIDENT OF THE SENATE, AND
TO THE MEMBERS OF THE SENATE:

For the beautiful flowers and the wonderful message they carry, I truly thank you.

Sincerely yours,
SENATOR X. T. PRENTIS.

Honorable Edward J. McManus,
Lieutenant Governor,
Des Moines, Iowa.

Dear Governor:

Many thanks to you and the members of the Senate for the beautiful plant which you sent to me during my recent illness. As a former member of that august body, I was deeply grateful for your thoughtful remembrance of me.

Sincerely yours,
ARCH W. MCFARLANE.

PRESENTATION OF VISITORS

Senator Lynes rose on a point of personal privilege and presented to the Senate his brother, the Honorable William S. Lynes, a former Speaker of the House of Representatives from Bremer County who was present in the Senate chamber.

Senator Lynes also asked and received unanimous consent to present to the Senate fifteen students from the Waverly Elementary School, members of Girl Scout Troop No. 8 who were present in the Senate chamber accompanied by Mesdames Opal Lampe, Del Shepard and Kate Jahnuke.

Senator Ringgenberg on behalf of Senator Fisher asked and received unanimous consent to present to the Senate thirty-five students from Simpson College who were present in the balcony accompanied by their instructor, Clayton Lane.

Senator Buck asked and received unanimous consent to present to the Senate twenty-two students from the St. John's Lutheran School of State Center who were present in the balcony accompanied by their instructor, Jerome Carlson.

INTRODUCTION OF BILL

Senate File 544, by committee on judiciary 1, a bill for an act to define a public warehouse engaged in the business of storing goods for profit, as provided by section five hundred forty-two point fifty-eight (542.58), Code 1958.

Read first and second times and referred to the sifting committee.

PROOFS OF PUBLICATION

Published copy of House File 449 and verified proof of publication of said bill in the Emmetsburg Reporter, on February 10, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 494 and verified proof of publication of said bill in The Ossian Bee, on February 26, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

SENATE FILE 532 REPRINTED

Senator Stuart asked and received unanimous consent to have 500 copies of Senate File 532 as passed by the Senate printed.

On motion of Senator Schroeder, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate arose from executive session and resumed regular session.

Senator Hoschek called up the following resolution :

SENATE CONCURRENT RESOLUTION 15

By Gilmour

A concurrent resolution to petition the President and Congress of the United States of America to grant pensions to veterans of World War I.

Whereas, the veterans of World War I are now at an average of sixty-five and two-tenths (65.2) years of age, and

Whereas, it is almost impossible for men of this age group to secure gainful employment, and

Whereas, it is now necessary to prove disability to qualify for a pension, and many veterans are forced to seek aid and to subsist on an income that is not sufficient to maintain a reasonable, decent, healthful and humane standard of living; now therefore,

Be It Resolved by the Senate, the House Concurring, That this General Assembly respectfully petition the President and the Congress of the United States to grant a pension of one hundred (100) dollars per month to the veterans of World War I, at the age of sixty (60) years. A pension shall not be paid to a veteran who has a yearly income in excess of twenty-four hundred (2,400) dollars and is without dependents, or who has a yearly income in excess of thirty-eight hundred (3,800) dollars and is married or has children dependent upon him for their support.

Senator Schroeder moved that Senate Concurrent Resolution 15 be laid on the table.

Roll call was demanded.

On the question "Shall the resolution be laid on the table?" the vote was:

Ayes, 28:

Boothby	Harbor	Price	Shoeman
Buck	Henry	Putney	Stuart
Butler	Hoxie	Rigler	Turner
Byers	Long	Ringgenberg	Vance
Dykhouse	Lynes	Schroeder	Walker
Elijah	Miller	Scott	Weber
Getting	Nolan	Shaff	Wolf

Nays, 14:

Coleman	Gillespie	Hoschek	Moore
Edelen	Gilmour	McCurdy	O'Malley
Eppers	Hansen	Mincks	Potter
Frommelt	Hill		

Absent or not voting, 8:

Dewel	Fisher	Hoffman	Prentis
Evans	Grimstead	O'Connor	Prince

The motion prevailed and the resolution was laid on the table.

THIRD READING OF BILLS

On motion of Senator Stuart, House File 556, a bill for an act relating to assistance by the state to the County of Tama in providing a law-enforcement officer for the Sac and Fox Indian Reservation in such county and making an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Frommelt	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf

Nays, none.

Absent or not voting, 6:

Dewel	Fisher	O'Connor	Prentis
Evans	Hoffman		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 524, a bill for an act to make appropriations for James C. Strohman in settlement of claim against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Byers	Harbor	Nolan	Shaff
Coleman	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Price	Vance
Eppers	Long	Prince	Walker
Frommelt	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 5:

Dewel	Fisher	Hoffman	Prentis
Evans			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 531, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Getting	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf.
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans	Fisher	Hoffman	Prentis
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The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 537, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans Fisher Hoffman Prentis

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 538, a bill for an act to make appropriations to certain named persons in settlement of claims made against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance offered the following amendment and moved its adoption:

Amend Senate File 538 as follows:

1. Amend section 1, line 5 by inserting after the word "Comptroller" the following: "in full settlement of Claim No. H-56-58 as filed by them against the State of Iowa."

The amendment was adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Price	Vance
Eppers	Long	Prince	Weber
Frommelt	Lynes	Putney	Wolf
Getting			

Nays: none.

Absent or not voting, 5:

Evans Hoffman Prentis Walker
Fisher

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 539, 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 collision 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 Vance moved that the bill be read a third 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:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Byers	Harbor	Nolan	Shaff
Coleman	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Price	Vance
Eppers	Long	Prince	Walker
Frommelt	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 5:

Dewel	Fisher	Hoffman	Prentis
Evans			

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Vance, Senate File 540, a bill for an act to make appropriation to B. J. Kenning in settlement of claim against the State of Iowa, with report of committee without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Vance moved that the bill be read a third 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:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans	Fisher	Hoffman	Prentis
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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 Vance asked and received unanimous consent that the bills just passed by the Senate be immediately messaged to the House, which request was complied with.

Senator Stuart asked and received unanimous consent to take up Senate Files 489 and 543.

On motion of Senator Stuart, Senate File 489, a bill for an act relating to planning assistance for cities and towns under twenty-five thousand (25,000) population and to provide an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was :

Ayes, 40 :

Buck	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Edelen	Hoffman	Price	Turner
Elijah	Hoxie	Prince	Vance
Frommelt	Long	Putney	Walker
Gillespie	Lynes	Rigler	Weber
Gilmour	Miller	Ringgenberg	Wolf

Nays, 5 :

Boothby	Getting	Hoschek	Nolan
Butler			

Absent or not voting, 5 :

Eppers	Fisher	McCurdy	Prentis
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, Senate File 543, a bill for an act to provide funds for a survey of present and possible uses of electronic processing machines by the state government and to create a revolving fund to finance a center for electronic processing of records and data, was taken up and considered.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was :

Ayes, 46:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Evans	Fisher	Prentis	Walker
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that the appropriation bills just passed be immediately messaged to the House, which request was complied with.

Senator Shaff asked unanimous consent that action on Senate Joint Resolution 16 be deferred and that the resolution retain its place on the calendar.

Objection was raised.

Senator Shaff moved that action on Senate Joint Resolution 16 be deferred and that the resolution retain its place on the calendar.

Senator Byers moved the previous question on the motion, which motion prevailed.

Roll call was demanded.

On the question "Shall action on Senate Joint Resolution 16 be deferred?" the vote was:

Ayes, 32:

Boothby	Gillespie	Lynes	Scott
Buck	Grimstead	Miller	Shaff
Byers	Hansen	Nolan	Shoeman
Dewel	Harbor	Price	Stuart
Dykhouse	Henry	Prince	Turner
Edelen	Hill	Rigler	Vance
Elijah	Hoxie	Ringgenberg	Walker
Getting	Long	Schroeder	Weber

Nays, 13:

Coleman	Hoffman	Mincks	O'Malley
Eppers	Hoschek	Moore	Potter
Frommelt	McCurdy	O'Connor	Wolf
Gilmour			

Absent or not voting, 5:

Butler	Fisher	Prentis	Putney
Evans			

The motion prevailed and action on Senate Joint Resolution 16 was deferred.

SIFTING COMMITTEE CALENDAR
THIRD READING OF BILLS

On motion of Senator Scott, House File 359, a bill for an act to exempt employees of the board of control or in institutions under the board of control from the jurisdiction of the division of personnel, was taken up and considered.

Senator Scott moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Schroeder
Buck	Grimstead	Moore	Scott
Butler	Hansen	Nolan	Shaff
Byers	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Price	Vance
Elijah	Hoxie	Prince	Walker
Eppers	Long	Rigler	Weber
Getting	Lynes	Ringgenberg	Wolf
Gillespie	McCurdy		

Nays, 1:

Mincks

Absent or not voting, 7:

Coleman	Fisher	Hoffman	Putney
Evans	Frommelt	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, House File 658, a bill for an act to amend chapter four hundred fifty-three (453), Code 1958, relating to the investment of municipal funds, was taken up and considered.

Senator Miller offered the following amendment:

Amend House File 658 by striking the period (.) in line 7 and inserting in lieu thereof the following: "; provided that investment shall not be to such an extent as to result in the imposition of service charges on the bank accounts of the city or town."

President pro tempore Lynes took the chair at 11:40 a.m.

Senator Schroeder moved that House File 658 be laid on the table, which motion prevailed, and House File 658 was laid on the table.

On motion of Senator Price, Senate File 519, a bill for an act relating to annual regulatory fees on motor vehicles used for the public transportation of freight, was taken up and considered.

Senator Price offered the following amendment and moved its adoption:

Amend Senate File 519 by adding the following new section:

"Sec. 3. For the purposes of this act the terms 'tractor or truck-driver' shall mean every self-propelled vehicle designed and used primarily for drawing other vehicles and not so construed as to carry a load other than a part of the weight of the vehicle and load so drawn."

The amendment was adopted.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Turner
Edelen	Hoschek	Potter	Vance
Elijah	Hoxie	Price	Walker
Eppers	Long	Prince	Weber
Getting	Lynes		

Nays, none.

Absent or not voting, 8:

Evans	Hoffman	Putney	Wolf
Fisher	Prentis	Shaff	
Frommelt			
(present)			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Prince asked and received unanimous consent that Senate File 519 be immediately messaged to the House, which request was complied with.

CONFERENCE COMMITTEE REPORT ADOPTED

Senator Long called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE 245

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on House File

245, an act to establish daytime and nighttime speed limits on secondary roads, begs leave to report and make the following recommendation:

Amend the Senate amendment by inserting in line five (5) of section one (1) after the word "time" the following: "between sunrise and sunset, and not greater than fifty (50) miles per hour at any time between sunset and sunrise".

IRVING D. LONG.

J. KENDALL LYNES.

WALTER E. EDELEN.

CARROLL F. McCURDY.

On the Part of the Senate.

JOHN A. BAUMHOVER.

LEROY CHALUPA.

RAY C. CUNNINGHAM.

GAIL A. RUSK.

On the Part of the House.

The motion prevailed and the report was adopted.

On motion of Senator Long, the amendment contained therein 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, 37:

Buck	Hansen	Nolan	Moore
Butler	Harbor	O'Connor	Shaff
Byers	Henry	O'Malley	Shoeman
Dykhouse	Hill	Price	Stuart
Edelen	Hoxie	Prince	Turner
Elijah	Long	Rigler	Vance
Eppers	Lynes	Ringgenberg	Walker
Getting	McCurdy	Schroeder	Weber
Gillespie	Miller	Scott	Wolf
Gilmour			

Nays, 8:

Boothby	Dewel	Hoffman	Mincks
Coleman	Frommelt	Hoschek	Potter

Absent or not voting, 5:

Evans	Grimstead	Prentis	Putney
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Nolan, Senate File 97, a bill for an act to amend section one hundred ninety-one point two (191.2), subsection three (3), Code 1958, relating to the dimensions of a one pound package of oleo, oleomargarine or margarine, was taken up and considered.

Senator Lynes moved that Senate File 97 be laid on the table, which motion prevailed and Senate File 97 was laid on the table.

On motion of Senator O'Malley, House File 117, a bill for an act to amend section three hundred sixty-three point thirty-nine (363.39), Code 1958, relating to the compensation of councilmen, was taken up and considered.

Senator O'Malley offered the following amendment:

Amend House File 117 by striking all after the enacting clause and by inserting in lieu thereof the following:

Section 1. Section three hundred sixty-three point thirty-nine (363.39), Code 1958, is hereby repealed and the following enacted in lieu thereof:

"The following subsections fix the limits for the compensation of councilmen in cities and towns which are not under the commission form of municipal government or the council-manager form of municipal government by election, except as provided in section two (2) of this Act. The compensation shall be fixed by ordinance and shall be paid in full compensation for all services of such councilmen of every character connected with their official duties.

"1. In towns having by the last preceding federal census a population of nine hundred ninety-nine (999) or less, not to exceed three (3) dollars per regular or special meeting, and not to exceed one hundred twenty-five (125) dollars per annum;

"2. In towns having by such census a population of one thousand (1,000) or more, not to exceed four (4) dollars per such meeting, and not to exceed one hundred fifty (150) dollars per annum;

"3. In cities having by such census a population of less than five thousand (5,000), not to exceed five (5) dollars per such meeting, and not to exceed two hundred fifty (250) dollars per annum;

"4. In cities having by such census a population of five thousand (5,000) or more and less than ten thousand (10,000), not to exceed six (6) dollars per such meeting, and not to exceed three hundred (300) dollars per annum;

"5. In cities having by such census a population of ten thousand (10,000) or more and less than fifteen thousand (15,000), not to exceed seven (7) dollars per such meeting, and not to exceed three hundred fifty (350) dollars per annum;

6. In cities having by such census a population of fifteen thousand (15,000) or more and less than twenty-five thousand (25,000), not to exceed six hundred (600) dollars per annum;

"7. In cities having by such census a population of twenty-five thousand (25,000) or more and less than fifty thousand (50,000), not to exceed nine hundred (900) dollars per annum;

"8. In cities having by such census a population of fifty thousand (50,000) or more, not to exceed one thousand two hundred (1,200) dollars per annum."

Sec. 2. Section three hundred sixty-three A point four (363A.4), Code 1958, is hereby amended by adding the following at the end thereof:

"If the mayor pro tempore in any city or town performs the duties of the mayor for a continuous period of fifteen (15) days or more, he shall be paid for such period an adequate compensation as determined by the council based on his performance of the duties and on the mayor's salary."

Sec. 3. Section three hundred sixty-three C point two (363C.2), Code 1958, is hereby amended as follows:

1. By striking from line six (6) the words, "one hundred" and inserting in lieu thereof the words, "two hundred fifty (250)".

2. By striking from line ten (10) the words, "two hundred fifty" and inserting in lieu thereof the words, "three hundred fifty (350)".

3. By striking from line fourteen (14) the words, "two hundred fifty" and inserting in lieu thereof the words, "five hundred (500)".

4. By striking all after the word, "more" in line sixteen (16) and by inserting in lieu thereof the following:

"but less than one hundred thousand (100,000), the annual compensation of each member of the council shall not exceed twelve hundred (1,200) dollars. In cities having a population of one hundred thousand (100,000) or more, the annual compensation of each member of the council shall not exceed twenty-four hundred (2,400) dollars."

Sec. 4. The salaries of the councilmen and mayor pro tempore may be increased in accordance with this Act immediately upon the effective date hereof, anything in section three hundred sixty-eight A point twenty-one (368A.21) of the Code or any other statute to the contrary notwithstanding.

Amend the title by striking all after the word, "Act" and by inserting in lieu thereof the following:

"relating to compensation of councilmen and for the mayor pro tempore."

Senator O'Malley offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the words and figure "six hundred (600)" in line 36 of section 1 and inserting in lieu thereof the words and figure "seven hundred (700)".

The amendment to the amendment was adopted.

On motion of Senator O'Malley, the amendment as amended was adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 31:

Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Coleman	Hansen	Mincks	Shoeman
Dykhouse	Harbor	Moore	Turner
Edelen	Henry	Nolan	Walker
Elijah	Hoxie	O'Malley	Weber
Eppers	Long	Price	Wolf
Getting	Lynes	Rigler	

Nays, 2:

Boothby Prince

Absent or not voting, 17:

Byers	Grimstead	O'Connor	Scott
Dewel	Hill	Potter	Shaff
Evans	Hoffman	Prentis	Stuart
Fisher	Hoschek	Putney	Vance
Frommelt			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator O'Malley asked and received unanimous consent that House File 117 be immediately messaged to the House, which request was complied with.

On motion of Senator Long, Senate File 396, a bill for an act to amend, revise, and codify chapters four hundred five (405), four hundred five A (405A), four hundred forty-one (441) and four hundred forty-two (442), Code 1958, relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals; to repeal certain sections of the Code, 1958, relating thereto, and to amend certain sections of the Code, 1958, relating thereto, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Long asked and received unanimous consent that House File 709 be substituted for Senate File 396.

On motion of Senator Long, House File 709, a bill for an act relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals, was taken up and considered.

Senator Long asked and received unanimous consent that action on House File 709 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Hoxie, Senate File 287, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1958, relating to salaries of conservation officers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hoxie asked and received unanimous consent that action on Senate File 287 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Hoxie, Senate File 227, a bill for an act to amend section five hundred nine point one (509.1), Code 1958, relating to insurance for automobile club members, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Price moved that Senate File 227 be laid on the table, which motion prevailed.

**NONCONTROVERSIAL CALENDAR
THIRD READING OF BILLS**

On motion of Senator Hoxie, House File 452, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts, was taken up for further consideration.

Senator Walker offered the following amendment:

Amend House File 452 by adding a new section as follows:

"Sec. 2. Section four hundred sixty-seven A point seven (467A.7), Code 1958, is amended by adding a new subsection as follows:

"Wherever soil is taken by condemnation for highway improvement from adjoining privately owned farm land the top soil of such land shall first be removed and conserved and upon completion of the project shall be replaced so far as possible in as tillable condition on said farm land as before the taking. The commissioners of the soil conservation district in which such highway is located shall have the duty to enforce this provision."

Senator Putney took the chair at 1:45 p.m.

Senator Harbor asked and received unanimous consent that action on House File 452 be deferred and that the bill retain its place on the calendar.

On motion of Senator O'Malley, House File 698, a bill for an act to authorize municipal courts to issue writs of habeas corpus, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Buck	Grimstead	Moore	Schroeder
Butler	Hansen	Nolan	Scott
Coleman	Harbor	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Edelen	Hoxie	Price	Turner
Elijah	Lynes	Prince	Vance
Eppers	McCurdy	Putney	Walker
Getting	Miller	Rigler	Weber
Gillespie	Mincks	Ringgenberg	Wolf

Nays, none.

Absent or not voting, 14:

Boothby	Fisher	Hoffman	O'Connor
Byers	Frommelt	Hoschek	Prentiss
Dewel	Gilmour	Long	Shaff
Evans	Henry		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent to take up for consideration out of order House File 494, a bill for an act to

legalize and validate the proceedings for the organization and establishment of the boundaries of the South Winneshiek Community School District, in the County of Winneshiek, State of Iowa, and declaring said district a duly and legally organized incorporated body as provided by law.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Gilmour	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Butler	Hansen	Mincks	Scott
Coleman	Harbor	Nolan	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoxie	Price	Walker
Eppers	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 13:

Byers	Frommelt	Moore	Prince
Dewel	Hoffman	O'Connor	Shaff
Evans	Hoschek	Prentis	Vance
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 699, a bill for an act to amend section four hundred twenty-five point eleven (425.11), Code 1958, relating to homestead tax credits, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Gilmour	Miller	Schroeder
Buck	Grimstead	Mincks	Scott
Butler	Hansen	Nolan	Shoeman
Coleman	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hill	Price	Vance
Elijah	Hoxie	Putney	Walker
Eppers	Long	Rigler	Weber
Getting	Lynes	Ringgenberg	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 12:

Byers	Fisher	Hoschek	Prentis
Dewel	Frommelt	Moore	Prince
Evans	Hoffman	O'Connor	Shaff

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, Senate File 533, a bill for an act to amend section three hundred seventy point thirteen (370.13), Code 1958, relating to the leasing of property by park boards of cities and towns, was taken up and considered.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Grimstead	Miller	Ringgenberg
Buck	Hansen	Mincks	Schroeder
Butler	Harbor	Moore	Scott
Coleman	Henry	Nolan	Shoeman
Dewel	Hill	O'Malley	Stuart
Dykhouse	Hoffman	Potter	Turner
Edelen	Hoxie	Price	Walker
Elijah	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 13:

Byers	Frommelt	McCurdy	Prince
Eppers	Gilmour	O'Connor	Shaff
Evans	Hoschek	Prentis	Vance
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate File 533 be immediately messaged to the House, which request was complied with.

On motion of Senator Dykhouse, Senate File 256, a bill for an act relating to the form of standard policy insuring against the peril of fire, was taken up and considered.

Senator Nolan offered the following amendment and moved its adoption:

Amend Senate File 256 as follows:

Amend Senate File 256 by inserting after the word, "terms" in line 10 the words, "of coverage".

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, 39:

Boothby	Gilmour	McCurdy	Schroeder
Buck	Grimstead	Miller	Scott
Butler	Hansen	Mincks	Shoeman
Coleman	Harbor	Nolan	Stuart
Dewel	Henry	O'Malley	Turner
Dykhouse	Hill	Potter	Vance
Edelen	Hoffman	Price	Walker
Elijah	Hoxie	Putney	Weber
Getting	Long	Rigler	Wolf
Gillespie	Lynes	Ringgenberg	

Nays, none.

Absent or not voting, 11:

Byers	Fisher	Moore	Prince
Eppers	Frommelt	O'Connor	Shaff
Evans	Hoschek	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Potter, Senate File 283, a bill for an act to amend section fifteen point five (15.5), Code 1958, to adjust the pay of appointive members of the state printing board, was taken up and considered.

Senator Potter moved that the bill be read a third 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:

Boothby	Grimstead	McCurdy	Ringgenberg
Buck	Hansen	Miller	Schroeder
Butler	Harbor	Mincks	Scott
Coleman	Henry	Nolan	Shoeman
Dewel	Hill	O'Malley	Stuart
Dykhouse	Hoffman	Potter	Turner
Edelen	Hoxie	Price	Walker
Elijah	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie			

Nays, none.

Absent or not voting, 13:

Byers	Frommelt	Moore	Prince
Eppers	Gilmour	O'Connor	Shaff
Evans	Hoschek	Prentis	Vance
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, Senate File 426, a bill for an act to amend chapter eighty-four (84), Code 1958, relating to oil and gas wells, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend Senate File 426 by striking the word "purchaser" in line 26 and inserting in lieu thereof the word "purchase".

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Gillespie	Mincks	Scott
Buck	Gilmour	Nolan	Shoeman
Butler	Hanson	O'Malley	Stuart
Coleman	Harbor	Potter	Turner
Dewel	Henry	Putney	Vance
Dykhouse	Lynes	Rigler	Walker
Edelen	McCurdy	Ringgenberg	Weber
Elijah	Miller	Schroeder	Wolf

Nays, 3:

Getting	Hoffman	Hoxie
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Absent or not voting, 15:

Byers	Frommelt	Long	Price
Eppers	Grimstead	Moore	Prince
Evans	Hill	O'Connor	Shaff
Fisher	Hoschek	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dewel, House File 449, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Emmetsburg Community School District in the County of Palo Alto, State of Iowa, 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, 35:

Boothby	Gillespie	Miller	Schroeder
Buck	Gilmour	Mincks	Shoeman
Butler	Hansen	Nolan	Stuart
Coleman	Harbor	O'Malley	Turner
Dewel	Henry	Potter	Vance
Dykhouse	Hoffman	Price	Walker
Edelen	Hoxie	Putney	Weber
Elijah	Lynes	Rigler	Wolf
Getting	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 15:

Byers	Frommelt	Long	Prince
Eppers	Grimstead	Moore	Scott
Evans	Hill	O'Connor	Shaff
Fisher	Hoschek	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Ringgenberg, House File 345, a bill for an act relating to the power of the state board of regents to purchase liability insurance in certain cases, was taken up and considered.

Senator Ringgenberg asked and received unanimous consent that action on House File 345 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Nolan, House File 410, a bill for an act to amend section three hundred ninety point one (390.1), Code 1958, relating to off-street parking areas, was taken up and considered.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Nolan	Shoeman
Coleman	Harbor	O'Malley	Stuart
Dewel	Henry	Potter	Turner
Dykhouse	Hoffman	Price	Vance
Edelen	Hoxie	Putney	Weber
Elijah	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 16:

Byers	Frommelt	Long	Prince
Eppers	Grimstead	Moore	Scott
Evans	Hill	O'Connor	Shaff
Fisher	Hoschek	Prentis	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 720, a bill for an act to legalize certain corporations, was taken up and considered.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Nolan	Shoeman
Coleman	Harbor	O'Malley	Stuart
Dewel	Henry	Potter	Turner
Dykhouse	Hoffman	Price	Vance
Edelen	Hoxie	Putney	Weber
Elijah	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 16:

Byers	Frommelt	Long	Prince
Eppers	Grimstead	Moore	Scott
Evans	Hill	O'Connor	Shaff
Fisher	Hoschek	Prentis	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 146, a bill for an act relating to publication and proof of publication of proceedings in causes of action in municipal court and payment therefor, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Hansen	Mincks	Schroeder
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hoffman	Potter	Turner
Edelen	Hoxie	Price	Vance
Elijah	Lynes	Putney	Weber
Getting			

Nays, none.

Absent or not voting, 17:

Byers	Grimstead	Moore	Scott
Eppers	Hill	O'Connor	Shaff
Evans	Hoschek	Prentis	Walker
Fisher	Long	Prince	Wolf
Frommelt			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 38, a bill for an act relating to destruction of certain files and papers, and providing for the disposition of unclaimed fees, costs, and funds by the clerk of municipal court, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hoffman	Price	Vance
Elijah	Hoxie	Putney	Weber

Nays, none.

Absent or not voting, 18:

Byers	Grimstead	Moore	Scott
Eppers	Hill	O'Connor	Shaff
Evans	Hoschek	Prentis	Walker
Fisher	Long	Prince	Wolf
Frommelt	McCurdy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 443, a bill for an act relating to foreign acknowledgments, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Hansen	Nolan	Shoeman
Coleman	Harbor	O'Malley	Stuart
Dewel	Henry	Potter	Turner
Dykhouse	Hoffman	Putney	Vance
Elijah	Hoxie	Rigler	Weber
Getting	Lynes		

Nays, none.

Absent or not voting, 20:

Byers	Frommelt	McCurdy	Prince
Edelen	Grimstead	Moore	Scott
Eppers	Hill	O'Connor	Shaff
Evans	Hoschek	Prentis	Walker
Fisher	Long	Price	Wolf

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that all bills just passed 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 reconsidered and passed the following bill in which the concurrence of the Senate is asked:

House File 260, a bill for an act relating to coroners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 453, a bill for an act authorizing the Governor to prepare plans for the reorganization of the executive branch of the government of the state which shall become law unless disapproved by either house of the General Assembly within sixty days of being submitted thereto by the Governor, and to make an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 690, 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 Senate is asked:

House File 736, a bill for an act relating to limitation on expense by the state highway commission for enforcement of laws on registration, size, weight and load of vehicles.

Also: That the House has adopted conference committee report on and passed House File 245, a bill for an act to establish daytime and nighttime speed limits on secondary roads.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 453, a bill for an act authorizing the Governor to prepare plans for the reorganization of the executive branch of the government of the State of Iowa which shall become law unless disapproved by either house of the General Assembly within sixty (60) days of being submitted thereto by the Governor, and to make an appropriation therefor.

Read first and second times and referred to the committee on appropriations.

House File 690, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's compensation, so as to increase the maximum weekly compensation for death, for permanent total disabilities and permanent partial disabilities, to increase the compensation for temporary disability and during the healing period, and to provide for children's dependency benefits, to provide for payment of wages for time lost by employees for physical examinations and transportation therefor, to provide for optional coverage to employers engaged in agriculture, to provide subrogation rights to the State of Iowa, to liberalize payment for prosthetic devices, and to redefine certain terms.

Read first and second times and referred to the sifting committee.

House File 736, a bill for an act to amend section three hundred twenty-one point four hundred eighty (321.480), Code 1958, relating to limitation on expense by the state highway commission for enforcement of laws on registration, size, weight and load of vehicles.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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, 172, 234 and 486; also, House File 588.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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, 172, 234 and 486; also, House File 588.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 125, 172, 234 and 486.

LEROY GETTING, *Chairman.*

Passed on file.

AMENDMENTS FILED

- 1 1. Amend Senate File 289 by striking all after the enacting
- 2 clause and inserting in lieu thereof the following sections:
- 3 "Section 1. The governor is hereby authorized to submit an
- 4 application in behalf of the state for federal funds made
- 5 available under the authority of Public Law 85-908, 85th
- 6 Congress, known as the White House Conference on Aging Act. The
- 7 governor is further authorized to designate an officer who shall
- 8 receive such payment and who shall assume the responsibility for
- 9 organizing and conducting the state conference on aging as
- 10 hereinafter provided.
- 11 "Sec. 2. There is hereby created a temporary committee to be
- 12 known as the Iowa committee on Care of the Aging which is charged
- 13 with the responsibility of developing facts concerning the
- 14 utilization of skills, experience and energies and the
- 15 improvement of the conditions of the older people of the state.

16 The committee shall consist of the commissioner of public
17 health; a representative of the state board of control; a
18 specialist in geriatrics from the faculty of the University of
19 Iowa; two (2) representatives of the social welfare department;
20 a representative from the county officers association; two (2)
21 members of the Iowa senate, one (1) from each political party,
22 to be named by the president of the senate; two (2) members of
23 the Iowa house of representatives, one (1) from each political
24 party, to be named by the speaker of the house; and seven (7)
25 representative citizens of the State of Iowa, at least two (2)
26 of whom shall be over sixty-five (65) years of age, to be named
27 by the governor.

28 "Sec. 3. The chairman of the committee shall organize and
29 conduct a conference of the committee on care of the aging
30 during the year 1960 for the purposes set forth in section two
31 (2) of this Act and to prepare a report and make recommendations
32 to be presented to the White House Conference on Aging in
33 January, 1961. The federal funds received under authority
34 hereof and the provisions of the public law cited in section
35 one (1) of this Act shall be used exclusively for planning and
36 conducting the conference, for developing facts and
37 recommendations to be presented to the White House Conference
38 on Aging and for paying the cost of Iowa delegates to the White
39 House Conference. Federal funds when received shall be deposited
40 with the treasurer of state.

41 "Sec. 4. The State of Iowa shall be represented at the
42 White House Conference on Aging in 1961 by not less than seven
43 (7) members, at least four (4) of whom shall be members of the
44 Iowa general assembly, three (3) representatives from the
45 committee to be named by the governor.

46 Iowa shall be represented by any additional persons
47 representing departments of state government as in the judgment
48 of the governor should attend such conference.

49 "Sec. 5. The committee shall have power to subpoena
50 witnesses, and the chairman and vice chairman of the committee
51 shall have power to administer oaths. The committee shall keep
52 a written record of its proceedings. All hearings shall be
53 public. The committee shall present a report of findings and
54 recommendations to the next general assembly.

55 "Sec. 6. There is hereby appropriated from the general fund
56 of the state the sum of fifteen thousand (15,000) dollars or so
57 much thereof as may be necessary to carry out the purposes of
58 this Act."

59 2. Amend the title to Senate File 289 by striking the
60 period (.) at the end of line 4 and by adding the
61 following: "; to authorize the governor to apply for such
62 federal funds; to designate an officer to receive such funds;
63 to organize the state conference and to make an appropriation
64 therefor."

COMMITTEE ON SOCIAL SECURITY,
HOWARD C. BUCK, *Chairman.*

1 Amend the Shoeman, Hoxie and Harbor amendment to House
2 File 403, filed on April 16, 1959, by adding at the end thereof
3 after the word, "drivers" the following:
4 " , provided there shall be no movement of such vehicles on

- 5 Saturdays, Sundays or holidays enumerated in section five
6 hundred forty-one point eighty-five (541.85) of the Code".

FRANK HOXIE.
JOHN D. SHOEMAN.
WILLIAM H. HARBOR.

- 1 Amend the Shoeman, et al., amendment to House File 403 by adding
2 the following after the word "combination" in line four (4) :
3 " , or by a one (1) ton or larger truck or tractor
4 having dual wheels,"

GEORGE E. O'MALLEY.

- 1 Amend House File 403 by adding a new section, with appropriate
2 number, as follows:

- 3 "Sec. 2. This act being deemed of immediate importance
4 shall take effect and be in full force from and after its
5 passage and publication in the West Des Moines Express,
6 a newspaper published in West Des Moines, Iowa, and in the
7 Kossuth County Advance, a newspaper pub-
8 lished in Algona, Iowa, all without expense
9 to the state.

GEORGE E. O'MALLEY.

- 1 Amend House File 529 by adding to subsection 5 of section
2 4 the following:

- 3 "No billiard, pool or gaming tables shall be allowed in a
4 room where alcoholic beverages are dispensed or consumed. It
5 shall be unlawful to allow, at any time, any person under the
6 age of twenty-one (21) years to enter or be in any room or
7 enclosure where alcoholic beverages are stored, dispensed or
8 consumed. Any minor who knowingly enters any room or enclosure
9 where intoxicating beverages are stored, dispensed or consumed
10 on any premises under the control of an organization licensed
11 under this Act shall be guilty of a misdemeanor."

JACOB GRIMSTEAD.

- 1 Amend House File 260, section 1, line 2, by inserting after
2 the word "repealed" the following: " , effective January 1, 1961,".

W. C. STUART.

- 1 Amend House File 260 as follows:

- 2 1. By striking the first 2 lines of section 1
3 and inserting in lieu thereof the following:
4 "Chapter three hundred thirty-nine (339), Code 1958,
5 is hereby repealed effective January 1, 1961, and the
6 following enacted in lieu thereof:".
7 2. By inserting at the beginning of line 3 the
8 following: "Section 1."

W. C. STUART.

On motion of Senator Schroeder, the Senate adjourned until 10:30
a.m., Monday, April 20, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 20, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend D. Barry Lash, pastor of the United Presbyterian Church, Garner, Iowa.

PETITION

By Senator Butler, from twenty-two residents of Buena Vista County favoring an increase in the appropriation for aid to the blind.

PRESENTATION OF VISITORS

Senator Hoschek rose on a point of personal privilege and presented to the Senate the Honorable Fred Cromwell, a former member of the Senate from Des Moines County, who was in the Senate chamber.

Senator Prince asked and received unanimous consent to present to the Senate twenty-four students from the DeSoto High School who were present in the balcony accompanied by their instructor, Bob Donnelly.

COMMUNICATIONS

The following communications were read:

THE TERRITORY OF HAWAII
Executive Chambers
Iolani Palace
Honolulu

April 2, 1959.

Mr. Richard W. Berglund,
Secretary of the Senate,
State of Iowa,
Des Moines, Iowa.

Dear Mr. Berglund:

On behalf of the people of Hawaii, I send our warmest thanks for Senate Concurrent Resolution 13 extending congratulations on the occasion of our obtaining statehood. We are proud to be the fiftieth state.

Sincerely,
/s/ WILLIAM F. QUINN,
Governor of Hawaii.

Also :

STATE OF ALASKA
Office of the Governor
Juneau

April 2, 1959.

Richard W. Berglund, Secretary of the Senate,
State of Iowa,
Des Moines, Iowa.

Dear Mr. Berglund:

This will acknowledge receipt of a copy of Senate Concurrent Resolution 13 of the Fifty-eighth General Assembly of the State of Iowa.

For the people of Alaska I thank you for your kind expression of welcome to Alaska as we take our place in the Sisterhood of States.

Sincerely,
/s/ HUGH J. WADE,
Acting Governor.

SENATE JOINT RESOLUTION 16

Senator Shaff asked unanimous consent that action on Senate Joint Resolution 16 be temporarily deferred and that the resolution retain its place on the calendar under bill amended by the House.

Objection was raised.

Senator Shaff moved that action on Senate Joint Resolution 16 be deferred and that the resolution retain its place on the calendar under bills amended by the House.

Roll call was demanded.

Senator O'Malley moved as a substitute motion that action on Senate Joint Resolution 16 be deferred and that the resolution retain its place on the calendar under bills amended by the House, 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 103, a bill for an act to authorize a tax levy in cities and towns having a population between seventy-five thousand and one hundred twenty-five thousand for the purpose of providing a fund for cultural and scientific facilities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 201, a bill for an act relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 210, a bill for an act relating to the taking of a tax deed by the state board of social welfare.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 394, a bill for an act relating to the adoption of change in the form of municipal government.

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 permissive use of duplicators.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 412, a bill for an act to authorize public safety department, highway patrol division, to use money provided by chapter one, section forty-nine, Acts of the Fifty-seventh General Assembly.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 425, a bill for an act relating to voting machines.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 429, a bill for an act relating to the administration and financing of support for the poor for Indians, residing on a reservation 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 450, a bill for an act relating to public contracts and bonds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 498, a bill for an act authorizing acquisition and construction by cities and towns of improvements and betterments, to municipal auditoriums, including installation of air conditioning facilities, and issuance of bonds in connection therewith.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 520, a bill for an act concerning the movement of implements on highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 215, a bill for an act relating to mileage allowance to certain public officers and employees for use of automobiles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 238, a bill for an act relating to the disposition of weapons.

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 to authorize the establishment of a Mississippi River parkway planning commission.

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 construction work of the conservation 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 to amend the powers and duties of the commission for the blind.

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 relating to the admission of foreign corporations and fixing the fees therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 553, a bill for an act relating to escape of prisoners.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 591, a bill for an act relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 607, a bill for an act relating to delinquent registration fees on motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 622, a bill for an act relating to lewdness and indecent exposure.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 634, a bill for an act relating to signalling for turning of motor vehicles.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 695, a bill for an act relating to competitive bidding on supplies and equipment purchased by the executive council.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 704, a bill for an act relating to establishing grades and contents for lawn and seed mixtures.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 718, a bill for an act relating to charitable trusts and the supervision thereof by the attorney general.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 721, a bill for an act adding a new occupational disease of radiation injuries.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 728, a bill for an act relating to the sale of the Code of Iowa and certain other publications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 732, a bill for an act to allow deductions from payrolls of governmental employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 733, a bill for an act relating to merit or service badges or recognition devices for the Iowa national guard.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 734, a bill for an act to legalize the procedure relating to the action of the Cedar County board of supervisors in making payment of legal counsel fees incurred in a court action to determine validity of the election returns from Cass Township, Cedar County, pertaining to a special election held on June 2, 1958.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 215, a bill for an act relating to mileage allowance to certain public officers and employees for use of automobiles.

Read first and second times and referred to the sifting committee.

House File 238, a bill for an act relating to the disposition of weapons.

Read first and second times and referred to the sifting committee.

House File 299, a bill for an act to authorize the establishment of a Mississippi River parkway planning commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the location, planning and construction of the Mississippi River parkway and to authorize the appointment of a parkway planning commission.

Read first and second times and referred to the sifting committee.

House File 310, a bill for an act relating to construction work of the conservation commission.

Read first and second times and referred to the sifting committee.

House File 523, a bill for an act relating to powers and duties of the commission for the blind.

Read first and second times and referred to the sifting committee.

House File 525, a bill for an act to amend section four hundred ninety-nine point fifty-four (499.54), Code 1958, relating to the admission of foreign corporations and fixing the fees therefor.

Read first and second times and referred to the sifting committee.

House File 553, a bill for an act relating to escape of prisoners.

Read first and second times and referred to the sifting committee.

House File 591, a bill for an act to amend chapter four (4), Code 1958, relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.

Read first and second times and passed on file.

House File 607, a bill for an act relating to delinquent registration fees on motor vehicles.

Read first and second times and referred to the sifting committee.

House File 622, a bill for an act relating to lewdness and indecent exposure.

Read first and second times and referred to the sifting committee.

House File 634, a bill for an act relating to signalling for turning of motor vehicles.

Read first and second times and referred to the sifting committee.

House File 695, a bill for an act to amend chapter nineteen (19), Code 1958, relating to competitive bidding on supplies and equipment purchased by the executive council.

Read first and second times and referred to the sifting committee.

House File 704, a bill for an act relating to establishing grades and contents for lawn and seed mixtures.

Read first and second times and referred to the sifting committee.

House File 718, a bill for an act relating to charitable trusts and the supervision thereof by the attorney general.

Read first and second times and referred to the sifting committee.

House File 721, a bill for an act to amend chapter eighty-five A (85A), Code 1958, by adding a new occupational disease of radiation injuries.

Read first and second times and referred to the sifting committee.

House File 728, a bill for an act to amend section seventeen point twenty-two (17.22), Code 1958, relating to the sale of the Code of Iowa and certain other publications.

Read first and second times and referred to the sifting committee.

House File 732, a bill for an act to allow deductions from pay-rolls of governmental employees.

Read first and second times and referred to the sifting committee.

House File 733, a bill for an act relating to merit or service badges or recognition devices for the Iowa national guard.

Read first and second times and referred to the sifting committee.

House File 734, a bill for an act to legalize the procedure relating to the action of the Cedar County board of supervisors in making payment of legal counsel fees incurred in a court action to determine validity of the election returns from Cass Township, Cedar County, Iowa, pertaining to a special election held on June 2, 1958.

Read first and second times and referred to the sifting committee.

Senator Dykhouse called up House Concurrent Resolution 10 and moved its adoption:

HOUSE CONCURRENT RESOLUTION 10

By Roads and Highways Committee

Whereas, the Bureau of Public Roads of the United States Department of Commerce and the highway departments of the several states with the assistance of the American Association of State Highway Officials have the tremendous task of designing, constructing and marking forty-one thousand (41,000) miles of super highways and expressways to be used for defense purposes and to meet the needs of increasing traffic; and

Whereas, the Blue Star, having been recognized as a symbol of service since World War II, would be appropriate and a mark of distinction used as a symbol in marking the entire interstate system of defense highways; and

Whereas, the National Council of State Garden Clubs, incorporated representing four hundred thousand (400,000) members having created and maintained a Blue Star Memorial Highway Project since 1945 as a living memorial to all who have served or shall serve in the armed forces, is of the opinion that it would be fitting and proper for a grateful nation to designate the defense highways as a network of Blue Star Memorial Highways using the distinctive Blue Star marker which reads, "A tribute to the armed forces that have defended the United States of America"; now therefore,

Be It Resolved by the House, the Senate Concurring, That highway eighty (80) of the interstate system within the State of Iowa be memorialized as Blue Star Memorial Highway and that the Federated Garden Clubs of Iowa be permitted to place the Blue Star Memorial marker of the National Council of State Garden Clubs in roadside parks and other positions agreeable with and in cooperation with the Iowa State Highway Commission.

Be It Further Resolved, That a copy of this resolution be sent to the Iowa State Highway Commission.

The motion prevailed and the resolution was adopted.

President pro tempore Lynes took the chair at 11:45 a.m.

HOUSE FILE 260 RECONSIDERED

Senator Stuart called up House File 260, a bill for an act to repeal chapter three hundred thirty-nine (339), Code 1958, and to amend various other sections of the Code relating to coroners, and to enact in lieu thereof a substitute creating a board on post-mortem examinations and to prescribe the board's duties, powers and functions; to provide for the appointment of a chief medical examiner, his qualifications, powers, duties and functions and a central office and laboratory; to provide for the appointment of county medical examiners, their qualifications, powers, duties and functions, and moved that, in accordance with House Concurrent Resolution 12, the rules be suspended and that the Senate reconsider the vote by which House File 260 passed the Senate.

On the question "Shall the rules be suspended and the Senate reconsider the vote by which House File 260 passed the Senate?" the vote was:

Ayes, 48:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, 1:

Frommelt

Absent or not voting, 1:

Miller

The motion prevailed and the Senate reconsidered.

Senator Stuart moved that the Senate reconsider the vote by which House File 260 went to its third reading, which motion prevailed.

Senator Stuart offered the following amendment and moved its adoption:

Amend House File 260, section 1, line 2, by inserting after the word "repealed" the following: ", effective January 1, 1961,".

The amendment was adopted.

Senator Stuart asked and received unanimous consent to withdraw the other amendment filed by him to House File 260.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Moore	Schroeder
Byers	Hansen	Nolan	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Elijah	Hoffman	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Long	Prince	Walker
Fisher	Lynes	Putney	Weber
Getting			

Nays, 4:

Edelen	Frommelt	Hoxie	Mincks
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Absent or not voting, 1:

Wolf

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart asked and received unanimous consent that House File 260 be immediately messaged to the House, which request was complied with.

HOUSE FILE 591 SUBSTITUTED FOR SENATE FILE 332

Senator O'Malley asked and received unanimous consent that the action on Senate File 332 on Friday, April 17, 1959, be expunged from the record.

THIRD READING OF BILLS

Senator O'Malley asked and received unanimous consent that House File 591 be substituted for Senate File 332.

Senator O'Malley asked and received unanimous consent to take up for consideration House File 591, a bill for an act to amend chapter four (4), Code 1958, relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Boothby	Coleman	Elijah	Frommelt
Buck	Dewel	Eppers	Getting
Butler	Dykhouse	Evans	Gillespie
Byers	Edelen	Fisher	Gilmour

Grimstead	Lynes	Potter	Scott
Hansen	McCurdy	Prentis	Shaff
Harbor	Miller	Price	Shoeman
Henry	Mincks	Prince	Stuart
Hill	Moore	Putney	Turner
Hoffman	Nolan	Rigler	Vance
Hoschek	O'Connor	Ringgenberg	Walker
Hoxie	O'Malley	Schroeder	Weber
Long			

Nays, none.

Absent or not voting, 1:

Wolf

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that Senate File 332 be withdrawn from further consideration of the Senate.

President McManus took the chair at 12:05 p.m.

Senator Miller called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 21

By Miller

Whereas, Senate File 173, having passed the House and Senate and having been signed into law, provides for certain priorities for studies by the legislative research bureau; and

Whereas, no method of assigning priorities within each priority classification is specified by Senate File 173; and

Whereas, it is anticipated that the work load of the legislative research bureau will, from time to time, be such as to make it impracticable to undertake all studies requested within one or more priority classifications at the same time,

Now, Therefore, Be It Resolved by the Senate, the House Concurring: that the legislative research bureau be directed to undertake studies within each priority classification according to priorities assigned by the legislative research committee rather than on first-come-first-serve basis, whenever the work load of the bureau is such as to make it impracticable to undertake such studies simultaneously.

Division was called for.

The motion prevailed and the resolution was adopted.

SENATE FILE 93 WITHDRAWN

Senator Price asked and received unanimous consent that Senate File 93 be withdrawn from further consideration of the Senate.

On motion of Senator Long, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator O'Malley, House File 403, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state, was taken up and considered.

Senator Schroeder asked and received unanimous consent that action on House File 403 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Prentis, Senate File 534, a bill for an act to amend section three hundred twenty-one point four hundred eighty (321.480), Code 1958, relating to limitation on expense by the State Highway Commission for enforcement of laws on registration, size, weight and load of vehicles, was taken up and considered.

Senator Dykhouse asked and received unanimous consent that House File 736 be substituted for Senate File 534.

On motion of Senator Dykhouse, House File 736, a bill for an act to amend section three hundred twenty-one point four hundred eighty (321.480), Code 1958, relating to limitation on expense by the state highway commission for enforcement of laws on registration, size, weight and load of vehicles, 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, 40:

Boothby	Fisher	Hoffman	Prince
Buck	Frommelt	Hoschek	Putney
Butler	Getting	Hoxie	Rigler
Byers	Gillespie	Lynes	Scott
Dewel	Gilmour	Miller	Shaff
Dykhouse	Grimstead	Mincks	Shoeman
Edelen	Hansen	Moore	Stuart
Elijah	Harbor	Potter	Turner
Eppers	Henry	Prentis	Vance
Evans	Hill	Price	Wolf

Nays, none.

Absent or not voting, 10:

Coleman	Nolan	Ringgenberg	Walker
Long	O'Connor	Schroeder	Weber
McCurdy	O'Malley		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhouse asked and received unanimous consent that Senate File 534 be withdrawn from further consideration of the Senate.

On motion of Senator Prentis, House Joint Resolution 17, a joint resolution creating a special committee to establish, plan for, and conduct appropriate programs in connection with the approaching Centennial of the many important events of the Civil War, and to make an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Wolf moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 39:

Boothby	Fisher	Hoxie	Rigler
Buck	Getting	Lynes	Scott
Butler	Gillespie	Miller	Shaff
Byers	Gilmour	Mincks	Shoeman
Dewel	Grimstead	Moore	Stuart
Dykhouse	Hansen	Potter	Turner
Edelen	Harbor	Prentis	Vance
Elijah	Henry	Price	Walker
Eppers	Hill	Prince	Wolf
Evans	Hoschek	Putney	

Nays, 1:

Hoffman

Absent or not voting, 10:

Coleman	McCurdy	O'Malley	Schroeder
Frommelt	Nolan	Ringgenberg	Weber
Long	O'Connor		

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shoeman, Senate File 511, a bill for an act relating to brucellosis, was taken up and considered.

Senator Shoeman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Elijah	Grimstead	Lynes
Buck	Eppers	Hansen	Miller
Butler	Evans	Henry	Mincks
Byers	Fisher	Hill	Moore
Dewel	Getting	Hoffman	Potter
Dykhouse	Gillespie	Hoschek	Prentis
Edelen	Gilmour	Hoxie	Price

Prince	Shaff	Turner	Walker
Putney	Shoeman	Vance	Wolf
Rigler	Stuart		

Nays, none.

Absent or not voting, 12:

Coleman	Long	O'Connor	Schroeder
Frommelt	McCurdy	O'Malley	Scott
Harbor	Nolan	Ringgenberg	Weber

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wolf, House File 330, a bill for an act relating to auditorium trustees in certain cities, was taken up and considered.

Senator Wolf moved that the bill be read a third 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:

Boothby	Fisher	Hoxie	Rigler
Buck	Getting	Lynes	Scott
Butler	Gillespie	Miller	Shaff
Byers	Gilmour	Mincks	Shoeman
Dewel	Grimstead	Moore	Stuart
Dykhouse	Hansen	Potter	Turner
Edelen	Henry	Prentis	Walker
Elijah	Hill	Price	Weber
Eppers	Hoffman	Prince	Wolf
Evans	Hoschek	Putney	

Nays, none.

Absent or not voting, 11:

Coleman	Long	O'Connor	Vance
Frommelt	McCurdy	O'Malley	Schroeder
Harbor	Nolan	Ringgenberg	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Rigler, House File 104, a bill for an act relating to the reorganization of school districts, was taken up and considered.

Senator Rigler asked and received unanimous consent that action on House File 104 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Scott, House File 451, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts, was taken up and considered.

Senator Scott asked and received unanimous consent that action

on House File 451 be deferred and that the bill be placed on the calendar under unfinished business.

On motion of Senator Rigler, Senate File 529, a bill for an act to amend sections two hundred seventy-five point twenty-five (275.25) and two hundred seventy-five point twenty-nine (275.29), Code 1958, to provide for the organization and legal responsibility of a newly elected board of a community district within fifteen (15) days after election, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 529 by striking section 3 and inserting in lieu thereof the following:

"Sec. 3. These amendments being deemed of an immediate importance shall be in full force and effect upon their passage and publication in the New Hampton Tribune, a newspaper published in New Hampton, Iowa, and in the Pleasantville News, a newspaper published in Pleasantville, Iowa."

The amendment was adopted.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Frommelt	Hoxie	Rigler
Buck	Getting	Lynes	Scott
Butler	Gillespie	Miller	Shaff
Byers	Gilmour	Mincks	Shoeman
Dewel	Grimstead	Moore	Stuart
Dykhouse	Hansen	Potter	Turner
Edelen	Henry	Prentis	Vance
Elijah	Hill	Price	Walker
Eppers	Hoffman	Prince	Weber
Evans	Hoschek	Putney	Wolf
Fisher			

Nays, none.

Absent or not voting, 9:

Coleman	McCurdy	O'Connor	Ringgenberg
Harbor	Nolan	O'Malley	Schroeder
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

NONCONTROVERSIAL CALENDAR

On motion of Senator Shaff, House File 726, a bill for an act to legalize the transfer of all assets of the Oakview Cemetery Association to the Oakview Cemetery Association, of Welton, Clinton County, Iowa, and to legalize the incorporation of said cemetery association, of Welton, Clinton County, Iowa, was taken up and considered.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Frommelt	Hoxie	Rigler
Buck	Getting	Lynes	Scott
Butler	Gillespie	Miller	Shaff
Byers	Gilmour	Mincks	Shoeman
Dewel	Grimstead	Moore	Stuart
Dykhouse	Hansen	Potter	Turner
Edelen	Henry	Prentis	Vance
Elijah	Hill	Price	Walker
Eppers	Hoffman	Prince	Weber
Evans	Hoschek	Putney	Wolf
Fisher			

Nays, none.

Absent or not voting, 9:

Coleman	McCurdy	O'Connor	Ringgenberg
Harbor	Nolan	O'Malley	Schroeder
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Potter, House File 90, a bill for an act to legalize the procedure relating to the action of the Winneshiek County board of supervisors in making expenditures for repairs of the Winneshiek County courthouse roof in the County of Winneshiek, State of Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter moved that the bill be read a third 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:

Boothby	Frommelt	Hoxie	Scott
Buck	Getting	Lynes	Shaff
Butler	Gillespie	Miller	Shoeman
Byers	Gilmour	Mincks	Stuart
Dewel	Grimstead	Moore	Turner
Dykhouse	Hansen	Potter	Vance
Edelen	Henry	Prentis	Walker
Elijah	Hill	Price	Weber
Eppers	Hoffman	Putney	Wolf
Fisher	Hoschek	Rigler	

Nays, none.

Absent or not voting, 11:

Coleman	Long	O'Connor	Ringgenberg
Evans	McCurdy	O'Malley	Schroeder
Harbor	Nolan	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Shaff, House File 129, a bill for an act to allow county boards of supervisors to authorize the use of excess funds in the domestic animal fund by societies that care for animals or fowls, domestic or otherwise, was taken up and considered.

Senator Scott objected to further action on House File 129 and asked and received unanimous consent that the bill be stricken from the noncontroversial calendar.

On motion of Senator Gillespie, House File 309, a bill for an act relating to certificate of titles, liens, and registration fees on trailers and mobile homes, was taken up and considered.

Senator Stuart took the chair at 2:45 p.m.

Senator Gillespie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 27:

Buck	Getting	Lynes	Shaff
Butler	Gillespie	Miller	Stuart
Dykhouse	Gilmour	Moore	Turner
Elijah	Grimstead	Potter	Walker
Eppers	Harbor	Price	Weber
Evans	Hill	Putney	Wolf
Fisher	Hoschek	Rigler	

Nays, 5:

Boothby	Hoxie	Prince	Vance
Hansen			

Absent or not voting, 18:

Byers	Henry	Nolan	Ringgenberg
Coleman	Hoffman	O'Connor	Schroeder
Dewel	Long	O'Malley	Scott
Edelen	McCurdy	Prentis	Shoeman
Frommelt	Mincks		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Gillespie, House File 314, a bill for an act to define house trailers and mobile homes, was taken up and considered.

Senator Gillespie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Fisher	Hoxie	Scott
Butler	Getting	Lynes	Shaff
Byers	Gillespie	Miller	Shoeman
Dewel	Gilmour	Moore	Stuart
Dykhous	Grimstead	Potter	Turner
Edelen	Hansen	Price	Vance
Elijah	Harbor	Prince	Walker
Eppers	Hill	Putney	Weber
Evans	Hoschek	Rigler	Wolf

Nays, none.

Absent or not voting, 14:

Buck	Hoffman	Nolan	Prentis
Coleman	Long	O'Connor	Ringgenberg
Frommelt	McCurdy	O'Malley	Schroeder
Henry	Mincks		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Boothby, House File 358, a bill for an act relating to payment due the state from counties for mentally ill patients, was taken up and considered.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Fisher	Hoschek	Rigler
Buck	Getting	Hoxie	Scott
Butler	Gillespie	Lynes	Shaff
Byers	Gilmour	Miller	Stuart
Dewel	Grimstead	Mincks	Turner
Dykhous	Hansen	Moore	Vance
Edelen	Harbor	Potter	Walker
Elijah	Henry	Price	Weber
Eppers	Hill	Putney	Wolf
Evans			

Nays, none.

Absent or not voting, 13:

Coleman	McCurdy	O'Malley	Ringgenberg
Frommelt	Nolan	Prentis	Schroeder
Hoffman	O'Connor	Prince	Shoeman
Long			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Gillespie, House File 503, a bill for an act to authorize the board of control to secure and pay consultants, was taken up and considered.

Senator Gillespie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Getting	Hoxie	Rigler
Buck	Gillespie	Lynes	Scott
Butler	Gilmour	Miller	Shaff
Byers	Grimstead	Mincks	Shoeman
Dewel	Hansen	Moore	Stuart
Dykhouse	Harbor	Potter	Turner
Elijah	Henry	Price	Walker
Eppers	Hoffman	Prince	Weber
Fisher	Hoschek	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 13:

Coleman	Long	O'Connor	Ringgenberg
Edelen	McCurdy	O'Malley	Schroeder
Evans	Nolan	Prentis	Vance
Hill			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Scott, House File 660, a bill for an act to authorize the board of control to accept and use gifts, grants, devises or bequests of real or personal property, was taken up and considered.

Senator Scott moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Frommelt	Hoschek	Rigler
Buck	Getting	Hoxie	Scott
Butler	Gillespie	Lynes	Shaff
Byers	Gilmour	Miller	Shoeman
Dewel	Grimstead	Mincks	Stuart
Dykhouse	Hansen	Moore	Turner
Elijah	Harbor	Potter	Vance
Eppers	Henry	Price	Walker
Evans	Hill	Prince	Weber
Fisher	Hoffman	Putney	Wolf

Nays, none.

Absent or not voting, 10:

Coleman	McCurdy	O'Malley	Ringgenberg
Edelen	Nolan	Prentis	Schroeder
Long	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wolf, House File 329, a bill for an act relating to injuries to animals, was taken up and considered.

Senator Wolf moved that the bill be read a third 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:

Boothby	Frommelt	Hoxie	Scott
Buck	Gillespie	Lynes	Shaff
Butler	Gilmour	Miller	Shoeman
Byers	Grimstead	Mincks	Stuart
Dewel	Hansen	Moore	Turner
Dykhouse	Harbor	Potter	Vance
Elijah	Henry	Prince	Walker
Eppers	Hoffman	Putney	Weber
Fisher	Hoschek	Rigler	Wolf

Nays, 2:

Getting	Hill
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Absent or not voting, 12:

Coleman	Long	O'Connor	Price
Edelen	McCurdy	O'Malley	Ringgenberg
Evans	Nolan	Prentis	Schroeder

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President McManus took the chair at 3:25 p.m.

On motion of Senator Boothby, House File 653, a bill for an act to legalize and validate the proceedings of the board of directors of the Holstein Community School District, in the Counties of Ida and Cherokee, State of Iowa, authorizing and providing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, was taken up and considered.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Fisher	Hoffman	Rigler
Buck	Frommelt	Hoschek	Scott
Butler	Getting	Hoxie	Shaff
Byers	Gillespie	Lynes	Shoeman
Dewel	Gilmour	Miller	Stuart
Dykhouse	Grimstead	Mincks	Turner
Edelen	Hansen	Potter	Vance
Elijah	Harbor	Price	Walker
Eppers	Henry	Prince	Weber
Evans	Hill	Putney	Wolf

Nays, none.

Absent or not voting, 10:

Coleman	Moore	O'Malley	Ringgenberg
Long	Nolan	Prentiss	Schroeder
McCurdy	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Putney moved that the Secretary be instructed to send a message to the House requesting that the House either concur in or refuse to concur in the Senate amendment to House File 99 pursuant to the provisions of joint rule 1, of the joint rules of the Senate and House, which motion prevailed.

Senator Dewel asked and received unanimous consent that all bills just passed be immediately messaged to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 272, a bill for an act regarding the establishment of controlled-access facilities.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 281, a bill for an act requiring special entrances to public buildings of the state for handicapped persons.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 364, a bill for an act relating to school instruction of inmates of county detention homes in counties of more than 125,000 population.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 380, a bill for an act relating to river-front improvement commissions of cities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 731, a bill for an act to legalize and validate the proceedings for the organization and establishment of the New Market Community School District, in the Counties of Page and Taylor.

HOUSE AMENDMENT TO SENATE FILE 272

Amend section 1, line 8, by inserting after the word "closing," the following: "provided, however, that the highway authority desiring the closing of such road or street shall conduct the hearing and carry out the procedure therefor and pay any damages, including any allowed on appeal, as a consequence thereof, any law to the contrary notwithstanding."

HOUSE MESSAGES CONSIDERED

House File 731, a bill for an act to legalize and validate the proceedings for the organization and establishment of the New Market Community School District, in the Counties of Page and Taylor, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and referred to the sifting committee.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 1959, the Governor had approved the following bills:

Senate File 125, relating to speed limits on fully controlled access facilities.

Senate File 172, relating to gifts of securities and money to minors and to make uniform the law with reference thereto.

Senate File 234, relating to commercial fishing.

Senate File 486, relating to expenditures by the highway commission from the primary road fund.

PROOF OF PUBLICATION

Published copy of House File 734 and verified proof of publication of said bill in The Pioneer Press and Stanwood Herald and The Tipton Conservative on April 16, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

AMENDMENTS FILED

1 Amend Senate Joint Resolution 16, as amended by the House,
2 as follows:

3 1. By striking from line 9 the words, "seventy (70)" and
4 inserting in lieu thereof the words, "sixty (60)".

5 2. By striking from line 16 the words, "seventy (70)" and
6 inserting in lieu thereof the words, "sixty (60)".

7 3. By striking from line 20 the words, "seventy (70)" and
8 inserting in lieu thereof the words, "sixty (60)".

9 4. By striking lines 26, 27 and 28 and inserting in lieu
10 thereof the following:

11 "and contiguous territory; and shall, as far as practicable,
12 lie wholly within a single county and conform to the boundaries
13 of townships and voting precincts. Areas joined only at the
14 point of a corner thereof shall not be regarded as contiguous."

15 5. By striking from line 29 the words, "Section 25" and by
16 inserting in lieu thereof the words, "Section 35".

17 6. By inserting in line 52 after the word, "the" the words,
18 "new or changed".

19 7. By striking all of lines 67 through 144 and inserting in
20 lieu thereof the following:

21 "Section 36. In nineteen hundred sixty-three (1963) and every

22 tenth (10th) year thereafter, the state shall be redistricted
23 into senatorial districts as hereinafter provided. On or before
24 the fifteenth (15th) day of November of nineteen hundred
25 sixty-two (1962), and on or before the first (1st) day of July
26 of nineteen hundred seventy-two (1972) and every tenth (10th)
27 year thereafter, the state central committee of each of the
28 two (2) political parties casting the highest number of votes
29 for governor in the last preceding election shall appoint five
30 (5) qualified voters as members of a redistricting commission,
31 and shall file with the secretary of state the names of such
32 members. If either state central committee fails to file such
33 names within the time prescribed, the governor shall promptly
34 appoint five (5) members of his choice from among the qualified
35 voters of the political party of such committee. Each member of
36 the redistricting commission may receive such compensation as
37 may be established by law.

38 The redistricting commission shall redistrict the state into
39 senatorial districts and shall, on or before the first day of
40 February of the year in which such redistricting is to take place,
41 file with the secretary of state a full statement of the
42 redistricting action of the commission, including the boundaries
43 and classification of the senatorial districts. No redistricting
44 statement shall be valid unless it shall have been approved and
45 signed by at least seven (7) members of such commission.

46 The redistricting action of the redistricting commission
47 may be amended, or a substitute therefor enacted, by the general
48 assembly on or before the first (1st) day of April of such year.
49 If the redistricting commission does not file the required
50 statement by the first (1st) day of February of such year, the
51 general assembly shall redistrict the state into senatorial
52 districts in a single legislative enactment by the first (1st)
53 day of April of such year.

54 If neither the redistricting commission nor the general
55 assembly takes such redistricting action within the time
56 hereinabove prescribed, the supreme court of the state
57 shall accomplish such redistricting. In such event, an
58 appropriate order of the court setting forth its redistricting
59 action, including the boundaries and classification of the
60 senatorial districts, shall be entered and certified to the
61 secretary of state by the first (1st) day of October of such
62 year. Such order shall be final.

63 Upon the petition of any ten (10) members of the general
64 assembly, filed by the first (1st) day of May of such year, the
65 supreme court shall determine by the first (1st) day of August
66 of such year whether the redistricting action of the
67 redistricting commission or of the general assembly substantially
68 complies with the redistricting provisions of the constitution.
69 Such determination shall be final. If the court's determination
70 is that such redistricting action does not substantially comply,
71 an appropriate order of the court setting forth its redistricting
72 action, including the boundaries and classification of the
73 senatorial districts, shall be entered and certified to the
74 secretary of state by the first (1st) day of October of such
75 year. Such order shall be final.

76 Redistricting under the provisions of this section shall be

77 deemed to have taken place on the first (1st) day of May of such
 78 year, if redistricting action has been taken by the redistricting
 79 commission or the general assembly and if no such petition for
 80 judicial review shall have been filed by such date; or upon the
 81 certification to the secretary of state of the supreme court's
 82 redistricting order as hereinabove provided. However, such
 83 redistricting shall become effective on the first (1st) day of
 84 January following the first general election held after such
 85 redistricting is accomplished; but the senatorial districts
 86 established by such redistricting shall be the senatorial
 87 districts for the purpose of such election and any primary
 88 election at which candidates for senator at such general election
 89 shall be chosen.

90 Redistricting under the provisions of this section shall be
 91 final and binding upon all concerned until the next redistricting
 92 under the provisions of this section becomes effective,
 93 notwithstanding any other provisions of the constitution.

94 Wherever used in this section and in section thirty-five (35)
 95 of this article, the words, 'general election' shall mean a
 96 general election at which members of the general assembly are
 97 elected."

DAVID O. SHAFF.
 LEROY GETTING.
 L. M. BOOTHBY.
 JOHN D. SHOEMAN.
 R. R. GILLESPIE.
 GEO. L. SCOTT.
 C. H. RINGGENBERG.
 IRVING D. LONG.
 J. KENDALL LYNES.
 G. W. WEBER.
 GUY G. BUTLER.
 JOHN A. WALKER.
 G. W. PRINCE.
 EARL ELIJAH.
 JIM O. HENRY.
 FRANK M. HOXIE.
 WILLIAM H. HARBOR.
 JACK MILLER.
 FRANCIS A. TURNER.
 JACOB GRIMSTEAD.
 CARROLL PRICE.
 X. T. PRENTIS.

1 Amend Senate File 471 by adding the following at the
 2 end thereof:

3 "Sec. 3. There is hereby established under the bureau
 4 of labor a state board of power engineering examiners.

5 The duties of the board shall be to examine and license
 6 steam engineers, boiler firemen, to maintain a file of all
 7 persons so licensed, and to issue such rules and regulations
 8 as are required to carry out the purposes of this section.

9 The board shall consist of the chief boiler inspector
 10 for the State of Iowa, who shall also serve as its executive
 11 secretary, and four (4) members to be appointed by the
 12 commissioner of labor. Three (3) members shall be operating

13 engineers engaged in the operation of industrial plant or
 14 public building power equipment of the type referred to
 15 above. One (1) member shall be employed by an insurance
 16 company and be a member of the national board of boiler
 17 and pressure vessel inspectors. The terms of the four (4)
 18 appointive members shall be four (4) years, with two (2)
 19 of the original appointees having a term of two (2) years
 20 only. Appointive members shall be paid a per diem of
 21 twenty (20) dollars plus seven (7) cents per mile travel
 22 reimbursement, and may be removed by the commissioner of
 23 labor for cause.

24 The bureau of labor shall have authority to appoint
 25 such technical and office personnel and assistants as may
 26 be required to enable the board to carry out its duties.

27 Every operator or fireman of a boiler or hot-water
 28 heating system of over thirty (30) horsepower shall have
 29 a license issued by the board. Licenses shall be classified
 30 by type of plant and size of equipment operated. On or
 31 before the thirtieth (30th) day of May of each year the
 32 board shall submit to the commissioner of labor a written
 33 report of its transactions for the preceding year and shall
 34 file with the secretary of state a copy thereof, together
 35 with a complete statement of receipts and expenditures of
 36 the board, attested by the affidavit of the secretary, and
 37 a complete list of the persons currently licensed under this
 38 section with their address, license number and date of
 39 issuance. License fees, both original and renewal, shall not
 40 exceed five (5) dollars per annum. The secretary shall
 41 collect and account for all fees herein provided for and
 42 pay the same to the state treasurer, who shall place such
 43 moneys in the general fund and said moneys shall be made
 44 available for use by the bureau of labor for the costs of
 45 administering this section. No person shall be issued a
 46 license without passing an examination prescribed by the
 47 board and designed to test his competency as a steam
 48 engineer; except that no such examination shall be required
 49 in the case of an operator or fireman of a boiler or hot-
 50 water heating system of over thirty (30) horsepower who,
 51 within one year from the effective date of this Act,
 52 applies for a license and pays the prescribed license fee.

53 Any person who violates any of the provisions of this
 54 section shall be guilty of a misdemeanor and fined not to
 55 exceed one hundred (100) dollars.

56 This section shall not apply to any employee of the
 57 United States or to any person subject to the provisions
 58 of the Federal-Railway Labor Act, or to any employee of
 59 a municipal light and power plant."

JACK MILLER.
 JAKE B. MINCKS.

1 Amend House Joint Resolution 3 as follows:

2 1. By striking section 1 and inserting in lieu thereof
 3 the following:

4 "Section 1. A joint bipartisan committee of twelve (12)
 5 members of the house of representatives and the senate of the
 6 Fifty-eighth General Assembly is hereby created to be known as

7 the public assistance study committee. Said committee shall be
8 composed of six (6) members of the senate, three (3) from each
9 political party, and six (6) members of the house of
10 representatives, three (3) from each political party, to be
11 appointed by the respective party floor leaders of each house,
12 who shall serve until the next regular session of the general
13 assembly. Any vacancy in the membership of the committee shall
14 be filled by appointment from the representative body to which
15 such member of the committee belonged by the respective party
16 floor leader of the house, as the case may be."

17 2. By striking from section 2 in line 3 the word,
18 "investigate,".

19 3. By striking from section 3 in line 7 the words,
20 "and investigations".

21 4. By striking from section 3 in line 10 the word,
22 "investigations" and by inserting in lieu thereof the word,
23 "studies".

24 5. By striking from section 3 in lines 20 and 21
25 the words, "and conduct investigations".

JOHN D. SHOEMAN.

1 Amend House File 318 as follows:

2 1. Amend section 1 by inserting after the word, "statute,"
3 in line 12 thereof the following: "not less than ten (10)
4 days prior to the date of entry into Iowa,".

5 2. Further amend section 1 by inserting after the word,
6 "shipment." in line 15 thereof the words, "Provided, however,
7 that if the name of the importer is shown on the ear tag the number of
8 the ear tag need not be placed on the health certificate, if such
9 importer keeps available for inspection by the Secretary of Agriculture,
10 or his authorized agent, a record of the origin of all such animals
11 for a period of at least one (1) year after date of entry of the animals
12 into Iowa."

J. KENDALL LYNES.
JOHN D. SHOEMAN.

1 Amend House File 709 as follows:

2 1. In section 21, line 8, strike
3 the words "tax list" and insert in lieu thereof the words
4 "assessment rolls" and strike the word "shall" and insert in
5 lieu thereof the word "may".

6 2. In section 35, line 14, after
7 the word "the" insert the words "actual value and compute
8 the".

DAVID O. SHAFF.

1 Amend House File 709 by inserting the following new
2 section 66 and renumbering the remaining sections:

3 "Sec. 66. Section four hundred forty-one point thirteen
4 (441.13), Code 1958, is hereby amended by striking the period
5 (.) in line four (4) and inserting in lieu thereof the
6 following: "; except that in the case of merchandise
7 inventories of retailers, such assessed value shall be
8 further reduced, to reflect abnormal obsolescence, by one
9 percent (1%) for each number (or major fraction thereof) of
10 annual turnovers of merchandise less than twelve (12) as disclosed

11 by the books and records of the business concerned, or as
12 determined by the assessor in the absence of such books and
13 records.' "

JACK MILLER.
LYNN POTTER.
IRVING D. LONG.
CARROLL PRICE.
GENE HOFFMAN.
NORVAL EVANS.
WILLIAM H. HARBOR.

On motion of Senator Shaff, the Senate adjourned until 9:00 a.m.,
Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 21, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend H. G. Roschke, pastor of the Trinity Lutheran Church, Shenandoah, Iowa.

PETITION

By Senator Hoxie, from members of the Royal Neighbors of America, Page County, in opposition to a tax on fraternal societies.

PRESENTATION OF VISITORS

Senator Prince asked and received unanimous consent to present to the Senate seventeen students from the Waukee High School who were present in the balcony accompanied by their instructor, Vincent J. Meyer.

Senator Dykhouse asked and received unanimous consent to present to the Senate ten high school seniors, winners in a state-wide citizenship contest sponsored by the Iowa Federation of Women's Clubs, who were present in the Senate chamber accompanied by the chairman, Mrs. William Seedler, and the president, Mrs. Clark Mechem.

Senator Henry rose on a point of personal privilege and presented to the Senate the Honorable Howard Brookings, a former member of the House of Representatives from Pottawattamie County who was present in the Senate chamber.

Senator Harbor asked and received unanimous consent to present to the Senate thirty-four students from the Stanton High School who were present in the balcony accompanied by their instructors, Keith Tadlock and Mrs. L. G. Nimrod.

Senator Lynes asked and received unanimous consent to present to the Senate fifty students from the Dumont Community School who were present in the balcony accompanied by their superintendent, J. E. Lee, and their instructors, Randall Orends and C. W. Engelkes.

Senator Grimstead asked and received unanimous consent to present to the Senate nineteen students from the Joice High School who were present in the balcony accompanied by their instructor, Derryll Leonhart.

Senator Prince asked and received unanimous consent to present to the Senate seventy-five students from the Perry High School who were present in the balcony accompanied by their instructors, Robert Kaveney and Loran Coburn.

Senator Hoschek asked and received unanimous consent to present to the Senate twenty-three students from the Yarmouth High School who were present in the balcony accompanied by their instructor, Racheal Murphy.

INTRODUCTION OF BILLS

Senate File 545, by committee on appropriations, a bill for an act to make an appropriation to pay the witness fees and mileage of witnesses; to pay attorney fees for counsel for the parties and other expenses in the election contest of Blyth C. Conn vs. Carl Hoschek.

Read first and second times and placed on the calendar.

Senate File 546, by committee on appropriations, a bill for an act to appropriate from the general fund of the State of Iowa to the state soil conservation committee the sum of one million one hundred thousand dollars (\$1,100,000.00) to carry on soil conservation work in soil conservation districts.

Read first and second times and placed on the calendar.

Senator Shaff moved that Senate Joint Resolution 16 be temporarily deferred and that the resolution be made a special order of business for 9:00 a.m., Wednesday, April 22.

Objection was raised.

Senator Dewel moved as a substitute motion that action on Senate Joint Resolution 16 be deferred and that the resolution retain its place on the calendar, which motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Fisher called up for consideration Senate File 272, a bill for an act to amend section three hundred six A point six (306A.6), Code 1958, regarding the establishment of controlled-access facilities, amended by the House, and moved that the Senate concur in the following amendment:

Amend section 1, line 8, by inserting after the word "closing," the following: "provided, however, that the highway authority desiring the closing of such road or street shall conduct the hearing and carry out the procedure therefor and pay any damages, including any allowed on appeal, as a consequence thereof, any law to the contrary notwithstanding,".

The Senate concurred in the House amendment.

Senator Fisher moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Nolan	Shaff
Dewel	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Hoffman Moore

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

On motion of Senator O'Malley, House File 403, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state, was taken up for further consideration.

Senator Ringgenberg asked and received unanimous consent that action on House File 403 be temporarily deferred, and that the bill retain its place on the calendar.

On motion of Senator McCurdy, Senate File 289, a bill for an act to permit the expenditure of federal funds made available by Congress for a state conference on problems of the aging and for paying costs of Iowa delegates to the White House Conference on Aging, was taken up for further consideration.

The following amendment by the committee on social security was considered:

1. Amend Senate File 289 by striking all after the enacting clause and inserting in lieu thereof the following sections:

"Section 1. The governor is hereby authorized to submit an application in behalf of the state for federal funds made available under the authority of Public Law 85-908, 85th Congress, known as the White House Conference on Aging Act. The governor is further authorized to designate an officer who shall receive such payment and who shall assume the responsi-

bility for organizing and conducting the state conference on aging as hereinafter provided.

"Sec. 2. There is hereby created a temporary committee to be known as the Iowa Committee on Care of the Aging which is charged with the responsibility of developing facts concerning the utilization of skills, experience and energies and the improvement of the conditions of the older people of the state.

The committee shall consist of the commissioner of public health; a representative of the state board of control; a specialist in geriatrics from the faculty of the University of Iowa; two (2) representatives of the social welfare department; a representative from the county officers association; two (2) members of the Iowa senate, one (1) from each political party, to be named by the president of the senate; two (2) members of the Iowa house of representatives, one (1) from each political party, to be named by the speaker of the house; and seven (7) representative citizens of the State of Iowa, at least two (2) of whom shall be over sixty-five (65) years of age, to be named by the governor.

"Sec. 3. The chairman of the committee shall organize and conduct a conference of the committee on care of the aging during the year 1960 for the purposes set forth in section two (2) of this Act and to prepare a report and make recommendations to be presented to the White House Conference on Aging in January, 1961. The federal funds received under authority hereof and the provisions of the public law cited in section one (1) of this Act shall be used exclusively for planning and conducting the conference, for developing facts and recommendations to be presented to the White House Conference on Aging and for paying the cost of Iowa delegates to the White House Conference. Federal funds when received shall be deposited with the treasurer of state.

"Sec. 4. The State of Iowa shall be represented at the White House Conference on Aging in 1961 by not less than seven (7) members, at least four (4) of whom shall be members of the Iowa general assembly, three (3) representatives from the committee to be named by the governor.

Iowa shall be represented by any additional persons representing departments of state government as in the judgment of the governor should attend such conference.

"Sec. 5. The committee shall have power to subpoena witnesses, and the chairman and vice chairman of the committee shall have power to administer oaths. The committee shall keep a written record of its proceedings. All hearings shall be public. The committee shall present a report of findings and recommendations to the next general assembly.

"Sec. 6. There is hereby appropriated from the general fund of the state the sum of fifteen thousand (15,000) dollars or so much thereof as may be necessary to carry out the purposes of this Act."

2. Amend the title to Senate File 289 by striking the period (.) at the end of line 4 and by adding the following: "to authorize the governor to apply for such federal funds; to designate an officer to receive such funds; to organize the state conference and to make an appropriation therefor."

Senator Henry asked unanimous consent that action on Senate File 289 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Henry moved that action on Senate File 289 be deferred, which motion was lost.

Senator Hoffman moved the previous question on the committee amendment, which motion prevailed.

Senator Buck moved the adoption of the amendment.

Roll call was demanded.

On the question "Shall the committee amendment be adopted?" the vote was:

Ayes, 9:

Boothby	Elijah	Shaff	Turner
Buck	Getting	Stuart	Walker
Butler			

Nays, 35:

Coleman	Grimstead	McCurdy	Putney
Dykhouse	Hansen	Miller	Rigler
Edelen	Harbor	Mincks	Ringgenberg
Eppers	Hill	Moore	Scott
Evans	Hoffman	O'Connor	Shoeman
Fisher	Hoschek	O'Malley	Vance
Frommelt	Hoxie	Potter	Weber
Gillespie	Long	Prentis	Wolf
Gilmour	Lynes	Price	

Absent or not voting, 6:

Byers	Henry	Prince	Schroeder
Dewel	Nolan		

The amendment was lost.

Senator McCurdy moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

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 Frommelt moved, under the provisions of Senate Rule 38,

that House File 152 be withdrawn from the sifting committee for consideration by the Senate.

Senator Frommelt asked and received unanimous consent to defer his motion until after the next meeting of the sifting committee.

On motion of Senator Stuart, Senate File 287, a bill for an act to amend section one hundred seven point thirteen (107.13), Code 1958, relating to salaries of conservation officers, with report of committee recommending passage, was taken up for further consideration.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Frommelt	Miller	Putney
Butler	Getting	Mincks	Rigler
Byers	Gillespie	Moore	Scott
Coleman	Gilmour	Nolan	Shaff
Dewel	Hansen	O'Connor	Shoeman
Dykhouse	Harbor	O'Malley	Stuart
Edelen	Henry	Potter	Turner
Elijah	Hoffman	Prentis	Walker
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Prince	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 8:

Buck	Hill	McCurdy	Schroeder
Grimstead	Long	Ringgenberg	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the Senate take up out of order Senate File 316.

On motion of Senator Mincks, Senate File 316, a bill for an act to amend chapter eighty-nine (89), Code 1958, relating to boiler inspection, was taken up and considered.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 31:

Byers	Elijah	Gilmour	Hoffman
Coleman	Eppers	Hansen	Hoschek
Dewel	Frommelt	Henry	Long
Edelen	Gillespie	Hill	Lynes

McCurdy	Nolan	Ringgenberg	Walker
Miller	O'Connor	Schroeder	Weber
Mincks	O'Malley	Shaff	Wolf
Moore	Potter	Shoeman	

Nays, 18:

Boothby	Fisher	Prentis	Rigler
Buck	Getting	Price	Stuart
Butler	Grimstead	Prince	Turner
Dykhouse	Harbor	Putney	Vance
Evans	Hoxie		

Absent or not voting, 1:

Scott

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 451, a bill for an act relating to the salaries of judges, clerks and bailiffs of municipal courts, was taken up for further consideration.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Miller	Shaff
Byers	Grimstead	Nolan	Shoeman
Coleman	Hansen	O'Connor	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hill	Price	Walker
Eppers	Hoschek	Prince	Weber
Evans	Hoxie	Putney	Wolf
Fisher	Long	Rigler	

Nays, none.

Absent or not voting, 7:

Dewel	Hoffman	Moore	Scott
Frommelt	Mincks	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Lynes, House File 318, a bill for an act to regulate and control importation of swine into Iowa, was taken up and considered.

Senator Lynes offered the following amendment, filed by Senators Lynes and Shoeman:

Amend House File 318 as follows:

1. Amend section 1 by inserting after the word, "statute," in line 12 thereof the following: "not less than ten (10) days prior to the date of entry into Iowa,".

2. Further amend section 1 by inserting after the word, "shipment" in line 15 thereof the words, "Provided, however, that if the name of the importer is shown on the ear tag the number of the ear tag need not be placed on the health certificate, if such importer keeps available for inspection by the Secretary of Agriculture, or his authorized agent, a record of the origin of all such animals for a period of at least one (1) year after date of entry of the animals into Iowa."

Senator Putney offered the following amendment to the amendment and moved its adoption:

Amend the amendment as follows:

Strike all after the words "a record of" in line 10 and insert in lieu thereof the following: "the name and address of the producer of all such animals for a period of at least one year after the date of entry of the animals into Iowa."

The amendment to the amendment was adopted.

On motion of Senator Lynes, the amendment as amended was adopted.

Senator Putney offered the following amendment and moved its adoption:

Amend section 1, line 1, by adding after the word "swine" the words "other than purebred".

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, 47:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Mincks	Shaff
Coleman	Hansen	Moore	Shoeman
Dewel	Harbor	Nolan	Stuart
Edelen	Henry	O'Connor	Turner
Elijah	Hill	O'Malley	Vance
Eppers	Hoffman	Potter	Walker
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Long	Putney	

Nays, 1:

Price

Absent or not voting, 2:

Dykhouse Scott

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Frommelt, Senate File 385, a bill for an act to amend chapter eighty-eight (88), Code 1958, relating to health and safety appliances, was taken up and considered.

Senator Frommelt moved that the bill be read a third 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:

Buck	Gillespie	Lynes	O'Connor
Byers	Gilmour	McCurdy	O'Malley
Coleman	Hill	Miller	Potter
Edelen	Hoffman	Mincks	Schroeder
Eppers	Hoschek	Moore	Wolf
Frommelt			

Nays, 26:

Boothby	Hansen	Prince	Shoeman
Butler	Harbor	Putney	Stuart
Dykhouse	Henry	Rigler	Turner
Elijah	Hoxie	Ringgenberg	Vance
Evans	Nolan	Scott	Walker
Fisher	Prentis	Shaff	Weber
Getting	Price		

Absent or not voting, 3:

Dewel	Grimstead	Long
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The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

Senator Schroeder asked and received unanimous consent that all bills passed by the Senate this morning be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 336, a bill for an act relating to the reorganization of school districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 264, a bill for an act relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 716, a bill for an act relating to notices by corporations.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 836

Amend Senate File 336, section 1, as follows:

1. By striking from line 4 the words "is contiguous to" and inserting in lieu thereof the words "has a common boundary with".

2. Amend line 5 by inserting after the word "community" in each place where it appears in said line the following: ", independent, or consolidated".

3. Amend subsection 1, line 3, and line 5 by inserting after the word "community" in each line the following: ", independent, or consolidated".

4. By striking the period at the end of subsection 1 and inserting after the word "district" the following: "and a duplicate copy with the high school district."

5. Amend subsection 2, line 1, and line 5, by inserting after the word "community" in each line the following: ", independent, or consolidated".

6. By striking from lines 5 and 6 of subsection 2 the words "said county superintendent." and inserting in lieu thereof the following: "the county board of education which has jurisdiction over said community school district."

7. Amend subsection 3, line 1, by inserting after the word "community" in each line the following: ", independent, or consolidated".

8. By inserting in line 6 of subsection 3 after the word "instruction," the words and figures "within thirty (30) days after submission of said controversy to such state board,".

9. By striking from lines 6 and 7 of subsection 3 the words "no further action shall be taken until such approval is granted" and inserting in lieu thereof the words and figures "except that such a decision may be appealed within thirty (30) days to a court of record".

10. By striking from line 4 of subsection 4 the words "with said community district".

11. By adding an "s" to the word "district" in lines 2, 3 and 4 of subsection 4 in each place where said word appears.

12. By striking from lines 2 and 3 of subsection 4 the words "not operating a high school".

13. Amend subsection 4, line 4, by inserting after the word "community" in each line the following: ", independent, or consolidated".

HOUSE MESSAGES CONSIDERED

House File 264, a bill for an act relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.

Read first and second times and referred to the sifting committee.

House File 716, a bill for an act relating to notices by corporations.

Read first and second times and referred to the sifting committee.

THIRD READING OF BILLS

On motion of Senator Hoschek, Senate File 471, a bill for an act to amend chapter ninety-one (91), Code 1958, relating to the powers of the bureau of labor, was taken up and considered.

Senator Miller asked and received unanimous consent that action on Senate File 471 be deferred and that the bill retain its place on the calendar.

On motion of Senator Shaff, House File 104, a bill for an act relating to the reorganization of school districts, was take up for further consideration.

Senator Shaff asked and received unanimous consent to withdraw the amendment filed by him and found on page 797 of the Senate Journal.

The amendment to the amendment, filed by Senator Nolan and found on page 980 of the Senate Journal, was withdrawn.

Senator Shaff offered the following amendment, filed by Senators Shaff and Nolan:

Amend House File 104 as follows:

1. Amend House File 104 by striking all after the enacting clause and substituting in lieu thereof the following:

"Section 1. Section two hundred seventy-five point one (275.1), Code 1958, is hereby amended by adding thereto the following: 'Provided however, that areas of less than four (4) government sections may be annexed to a twelve (12) grade district by the board of education of the county in which located without the approval of the electors.'

"Sec. 2. Section two hundred seventy-five point twenty-four (275.24), Code 1958, is hereby amended by striking the period (.) at the end of the section and adding the following:

'or, if no new board is elected, then on July 1 following the enlargement, reorganization or boundary change.'

"Sec. 3. Section two hundred seventy-five point fourteen (275.14), Code 1958, is hereby amended by adding the following paragraph:

'No petition under the provision of section two hundred seventy-five point twelve (275.12), Code 1958, shall be held defective on any jurisdictional grounds growing out of the fact that a prior petition may be on file at the time such petition is filed, and the county board or joint boards as provided in this chapter shall make final determination of the territory to be included in the proposal to be submitted to the electors.'

"Sec. 4. Section two hundred seventy-five point twenty-seven (275.27), Code of 1958, is hereby amended by inserting the following words after the word 'system' in line four (4); 'of the county in which the greatest number of electors of said district reside at the time of the special election called for in section two hundred seventy-five point eighteen (275.18), and this provision pertaining to greatest number of electors shall be in full force and effect any statute to the contrary notwithstanding.'

"Sec. 5. Section two hundred seventy-five point fourteen (275.14), Code of 1958, is hereby amended by adding the following paragraph:

Territory described in the petition of a proposed reorganization which

has been set out of the proposed reorganization by the county board or the joint boards, as the case may be, and in the event of an appeal, after the decision of the state department of public instruction, may be included in any new petition for reorganization.

"Sec. 6. This Act being deemed of immediate importance shall be in full force and effect after its passage and publication in The Gowrie News, a newspaper published at Gowrie, Iowa, and in The Sac City Sun, a newspaper published in Sac City, Iowa.

Senator Nolan offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding after the word "electors" in line 11 thereof the following: "and areas in excess of four (4) sections where no persons reside thereon and the land is owned by persons residing within the district to which such land is to be attached may be so attached,".

The amendment to the amendment was adopted.

Senator Shaff offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking section 5 thereof and inserting in lieu thereof the following:

"Sec. 5. Chapter two hundred seventy-five (275), Code 1958, is hereby amended by adding the following new section: 'Territory described in the petition of a proposed reorganization which has been set out of the proposed reorganization by the county board or the joint boards, as the case may be, and in the event of an appeal, after the decision of the state department of public instruction or the courts as by law provided, may be included in any new petition for reorganization.' "

The amendment to the amendment was adopted.

Senator Coleman offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking section 3 and renumbering the remaining sections.

Division was called for.

The amendment was lost.

On motion of Senator Shaff, the amendment as amended was adopted.

Senator Shaff moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Dykhouse	Frommelt	Harbor
Buck	Edelen	Getting	Henry
Butler	Elijah	Gillespie	Hill
Byers	Eppers	Gilmour	Hoffman
Coleman	Evans	Grimstead	Hoschek
Dewel	Fisher	Hansen	Hoxie

Lynes	O'Connor	Scott	Turner
McCurdy	O'Malley	Shaff	Vance
Miller	Potter	Shoeman	Weber
Moore	Prince	Stuart	Wolf
Nolan	Rigler		

Nays, 1:

Price

Absent or not voting, 7:

Long	Prentis	Ringgenberg	Walker
Mincks	Putney	Schroeder	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff asked and received unanimous consent that House File 104 be immediately messaged to the House, which request was complied with.

On motion of Senator Lynes, House File 702, a bill for an act relating to the terms of county officers, was taken up and considered.

Senator Wolf offered the following amendment and moved its adoption:

Amend House File 702 by adding in line 9 after "treasurer," the word "and", and striking in lines 9 and 10 the words "and a coroner".

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, 41:

Boothby	Getting	Hoxie	Putney
Buck	Gillespie	Long	Rigler
Butler	Gilmour	Lynes	Scott
Byers	Grimstead	McCurdy	Shaff
Coleman	Hansen	Miller	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Elijah	Henry	O'Malley	Turner
Eppers	Hill	Potter	Walker
Evans	Hoffman	Price	Weber
Fisher	Hoschek	Prince	Wolf
Frommelt			

Nays, 1:

Edelen

Absent or not voting, 8:

Dewel	Moore	Prentis	Schroeder
Mincks	Nolan	Ringgenberg	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Long, House File 709, a bill for an act relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 709 as follows:

1. In section 21, line 8, strike the words "tax list" and insert in lieu thereof the words "assessment rolls" and strike the word "shall" and insert in lieu thereof the word "may".

2. In section 35, line 14, after the word "the" insert the words "actual value and compute the".

The amendment was adopted.

Senator Miller offered the following amendment, filed by Senators Miller, et al.:

Amend House File 709 by inserting the following new section 66 and renumbering the remaining sections:

"Sec. 66. Section four hundred forty-one point thirteen (441.13), Code 1958, is hereby amended by striking the period (.) in line four (4) and inserting in lieu thereof the following: '; except that in the case of merchandise inventories of retailers, such assessed value shall be further reduced, to reflect abnormal obsolescence, by one percent (1%) for each number (or major fraction thereof) of annual turnovers of merchandise less than twelve (12) as disclosed by the books and records of the business concerned, or as determined by the assessor in the absence of such books and records.'"

Senator Miller offered the following amendment to the amendment, filed by Senators Miller and Long, and moved its adoption:

Amend the amendment by striking the word "assessed" in line 7 and inserting in lieu thereof the word "actual"; also by striking the word "further" in line 8.

The amendment to the amendment was adopted.

Senator Wolf raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken.

Senator Miller moved the adoption of the amendment as amended and requested a roll call.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 26:

Butler	Frommelt	Hansen	Miller
Coleman	Getting	Harbor	Nolan
Elijah	Gilmour	Long	Potter
Eppers	Grimstead	Lynes	Prentiss

Prince	Shaff	Turner	Walker
Rigler	Shoeman	Vance	Weber
Schroeder	Stuart		

Nays, 18:

Byers	Gillespie	McCurdy	Putney
Dewel	Hill	Moore	Ringgenberg
Dykhouse	Hoffman	O'Connor	Scott
Edelen	Hoschek	O'Malley	Wolf
Fisher	Hoxie		

Absent or not voting, 6:

Boothby	Evans	Mincks	Price
Buck	Henry		

The motion prevailed and the amendment as amended was adopted.

Senator Shaff offered the following amendment and moved its adoption:

House File 709 is hereby amended by adding the following new section:

"Section four hundred forty-three point two (443.2), Code 1958, is hereby amended by adding thereto the following: 'In any case where in transcribing such assessments any county auditor has heretofore failed or hereafter fails to enter the actual value opposite each item of taxable property on the tax list, then the aggregate actual value, as well as the aggregate taxable value, of all such taxable property within such county and each political or municipal corporation therein shall be transcribed from such books and records of assessment onto such tax list in order that the actual value of the taxable property within each county or other political or municipal corporation therein may be ascertained and shown by the tax list for the purpose of computing the debt-incurring capacity of such county or other political or municipal corporation therein.'"

Division was called for.

The amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend House File 709 as follows:

1. By striking from section 2, line 14, the words, "mayor or mayors" and substituting in lieu thereof the following:

"the mayors of all incorporated cities and towns in the county whose property is assessed by the county assessor".

2. By inserting after the word "unit" in section 2, line 16, the following:

“, the members of the city council shall constitute one (1) voting unit”.

The amendment was adopted.

Senator Long offered the following amendment and moved its adoption:

Amend House File 709 as follows:

1. By adding as section 71 the following:

"If any provision of this act is declared unconstitutional or the applicability thereof is invalid, the constitutionality of the remainder of the act shall not be affected thereby."

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend section 39 of House File 709 by striking from line 4 thereof the following: “, and its” and inserting in lieu thereof the following: “. The court shall consider all of the evidence and there shall be no presumption as to the correctness of the valuation or assessment appealed from. Its”.

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:

Buck	Frommelt	Long	Rigler
Butler	Getting	McCurdy	Ringgenberg
Byers	Gillespie	Miller	Schroeder
Coleman	Gilmour	Moore	Scott
Dewel	Grimstead	Nolan	Shaff
Dykhouse	Hansen	O'Connor	Stuart
Edelen	Harbor	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoffman	Price	Walker
Evans	Hoschek	Prince	Weber
Fisher	Hoxie	Putney	Wolf

Nays, 1:

O'Malley

Absent or not voting, 5:

Boothby	Lynes	Mincks	Shoeman
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 494, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 503, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 504, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 507, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 509, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 524, a bill for an act to make appropriation for James C. Strohman in settlement of claim 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 531, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 537, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 538, a bill for an act to make appropriations to certain named persons in settlement of claims made 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 539, a bill for an act to make 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 Senate is asked:

House File 746, a bill for an act relating to the acquisition and sale of real estate by the board of control.

Also: That the House refuses to concur in Senate amendment to House File 99, a bill for an act to make it illegal for nonresidents to take turtles or crayfish in Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 540, a bill for an act to make appropriation to B. J. Kenning in settlement of claim against 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 508, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 508

Amend Senate File 508 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The state conservation commission is hereby directed to pay from the state fish and game protection fund to the following named counties the amount set opposite their respective names in full settlement

of all claims which they may have against the State of Iowa for drainage assessments on state-owned lands:

Claimant	Claim Number	Amount
Louisa County Treasurer Wapello, Iowa	80	\$2,143.89
Winnebago County Treasurer Forest City, Iowa	183	1,426.38

Sec. 2. The state conservation commission is hereby directed to pay from the annual appropriation state conservation fund to the following named county the amount set oposite its name in full settlement of all claims it may have against the State of Iowa for drainage assessments on state-owned lands:

Claimant	Claim Number	Amount
Pocahontas County Treasurer Pocahontas, Iowa	197	\$ 122.23

HOUSE MESSAGE CONSIDERED

House File 746, a bill for an act relating to the acquisition and sale of real estate by the board of control.

Read first and second times and placed on the calendar.

NONCONTROVERSIAL CALENDAR

THIRD READING OF BILLS

On motion of Senator Harbor, House File 452, a bill for an act to provide for the powers and duties of subdistricts of soil conservation districts, was taken up for further consideration.

Senator Walker offered the following amendment:

Amend House File 452 by adding a new section as follows:

"Sec. 2. Section four hundred sixty-seven A point seven (467A.7), Code 1958, is amended by adding a new subsection as follows:

"Wherever soil is taken by condemnation for highway improvement from adjoining privately owned farm land the top soil of such land shall first be removed and conserved and upon completion of the project shall be replaced so far as possible in as tillable condition on said farm land as before the taking. The commissioners of the soil conservation district in which such highway is located shall have the duty to enforce this provision."

Senator Walker moved the adoption of the amendment.

Senator Dykhouse raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken.

The amendment was lost.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Gillespie	Miller	Schroeder
Buck	Gilmour	Moore	Scott
Butler	Grimstead	Nolan	Shaff
Byers	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoxie	Price	Walker
Eppers	Lynes	Putney	Weber
Frommelt	McCurdy	Rigler	Wolf
Getting			

Nays, 2:

Coleman	Hoschek
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Absent or not voting, 7:

Evans	Henry	Mincks	Ringgenberg
Fisher	Long	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, House File 393, a bill for an act relating to state employees vacations, was taken up and considered.

Senator Dykhouse offered the following amendment and moved its adoption:

Amend House File 393 by inserting a period after the word "commission" in line 7 and striking the remainder of lines 7 and 8.

The amendment was adopted.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Miller	Schroeder
Byers	Gilmour	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf

Nays, none.

Absent or not voting, 2:

Grimstead	Mincks
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Nolan, House File 480, a bill for an act to amend chapter two hundred fifty-five (255), Code 1958, relating to treatment of inmates of the Iowa state penitentiary and the men's or women's reformatory, was taken up and considered.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Schroeder
Butler	Gilmour	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

Byers	Grimstead	Mincks
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senator Rigler called up for consideration Senate File 336, a bill for an act to amend chapter two hundred seventy-five (275), Code 1958, relating to the reorganization of school districts, amended by the House, and moved that the Senate concur in the House amendments:

The Senate refused to concur in the House amendments.

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

S.F. 526	H.F. 299	H.F. 719	H.F. 397
S.F. 528	H.F. 446	H.F. 264	H.F. 429
H.F. 690	H.F. 382	H.F. 271	H.F. 455
H.F. 721	H.F. 539	H.F. 440	H.F. 688
H.F. 594			

Your sifting committee further recommends that the following bill be referred to the appropriations committee:

H.J.R. 8

JACK SCHROEDER, *Chairman,*
Sifting Committee.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration Senate Files 526 and 528.

On motion of Senator Putney, Senate File 526, a bill for an act to amend section one hundred eleven A point six (111A.6), Code 1958, to authorize the issuance of bonds by any county having a population in excess of ninety thousand (90,000) for recreation and conservation purposes and legalizing and validating all proceedings heretofore taken in connection therewith, was taken up and considered.

Senator Putney moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Miller	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoffman	Price	Walker
Evans	Hoschek	Prince	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt	Long	Rigler	

Nays, 1:

Edelen

Absent or not voting, 2:

Mincks Moore

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Hoxie, Senate File 528, a bill for an act relating to the speed limit on passenger busses, was taken up and considered.

Senator Hoxie offered the following amendment and moved its adoption:

Amend Senate File 528 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. Section three hundred twenty-one point two hundred eighty-seven (321.287), Code 1958, is repealed and the following enacted in lieu thereof:

"No passenger-carrying motor vehicle used as a common carrier, except school busses, shall be driven upon the highway at a greater rate of speed than sixty (60) miles per hour at any time. No school bus shall be operated in violation of section three hundred twenty-one point three hundred seventy-seven (321.377)."

The amendment was adopted.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 49:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhousé	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 1:

Mincks

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Walker asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 746.

On motion of Senator Walker, House File 746, a bill for an act relating to the acquisition and sale of real estate by the board of control, was taken up and considered.

Senator Walker moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Eppers	Harbor	McCurdy
Buck	Evans	Henry	Miller
Butler	Fisher	Hill	Moore
Coleman	Getting	Hoffman	Nolan
Dewel	Gillespie	Hoschek	O'Connor
Dykhousé	Gilmour	Hoxie	O'Malley
Edelen	Grimstead	Long	Potter
Elijah	Hansen	Lynes	Prentis

Price	Schroeder	Shoeman	Walker
Putney	Scott	Stuart	Weber
Rigler	Shaff	Turner	Wolf
Ringgenberg			

Nays, none.

Absent or not voting, 5:

Byers	Mincks	Prince	Vance
Frommelt			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 594.

On motion of Senator Hoffman, House File 594, a bill for an act prohibiting litigation between governmental agencies, was taken up and considered.

Senator Hoffman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	Lynes	Rigler
Buck	Gillespie	McCurdy	Ringgenberg
Butler	Gilmour	Miller	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Potter	Turner
Eppers	Hoffman	Prentis	Vance
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Prince	Wolf
Frommelt	Long	Putney	

Nays, none.

Absent or not voting, 3:

Dewel	Mincks	Walker
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 299.

On motion of Senator Schroeder, House File 299, a bill for an act to authorize the establishment of a Mississippi River parkway planning commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the loca-

tion, planning and construction of the Mississippi River parkway and to authorize the appointment of a parkway planning commission, was taken up and considered.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Butler	Gilmour	Miller	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Connor	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhousé	Henry	Potter	Turner
Elijah	Hill	Prentis	Vance
Eppers	Hoffman	Price	Walker
Evans	Hoschek	Prince	Weber
Fisher	Hoxie	Rigler	Wolf
Frommelt	Long		

Nays, none.

Absent or not voting, 4:

Edelen	Mincks	Moore	Putney
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that Senate File 180 be withdrawn from further consideration of the Senate.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 382.

On motion of Senator Shoeman, House File 382, a bill for an act relating to the adulteration of milk and to the sale of dairy products, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shoeman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Edelen	Gillespie	Hoxie
Buck	Elijah	Gilmour	Long
Butler	Eppers	Grimstead	Lynes
Byers	Evans	Hansen	McCurdy
Coleman	Fisher	Harbor	Miller
Dewel	Frommelt	Henry	Moore
Dykhousé	Getting	Hill	Nolan

O'Connor	Prince	Scott	Vance
O'Malley	Putney	Shoeman	Walker
Potter	Rigler	Stuart	Weber
Prentis	Ringgenberg	Turner	Wolf
Price	Schroeder		

Nays, 2:

Hoffman	Hoschek
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Absent or not voting, 2:

Mincks	Shaff
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 539.

On motion of Senator Price, House File 539, a bill for an act to amend section four hundred twenty-two point twenty-four (422.24), Code 1958, relating to installment payments of income tax, was taken up and considered.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Moore	Schroeder
Butler	Hansen	Nolan	Scott
Byers	Harbor	O'Connor	Shaff
Coleman	Henry	O'Malley	Shoeman
Dewel	Hill	Potter	Stuart
Dykhouse	Hoffman	Prentis	Turner
Edelen	Hoxie	Price	Vance
Elijah	Long	Prince	Walker
Evans	Lynes	Putney	Weber
Fisher	McCurdy	Rigler	Wolf
Getting			

Nays, 3:

Eppers	Frommelt	Hoschek
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Absent or not voting, 2:

Gillespie	Mincks
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 719.

On motion of Senator Boothby, House File 719, a bill for an act

to provide for a director of mental health and to specify his duties, was taken up and considered.

Senator Boothby asked and received unanimous consent that action on House File 719 be deferred and that the bill retain its place on the sifting committee calendar.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration House File 271.

On motion of Senator O'Malley, House File 271, a bill for an act to amend section three hundred sixty-three B point nine (363B.9), Code 1958, relating to compensation of mayor and councilmen in certain cities with a population in excess of fifteen thousand (15,000), was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Buck	Gillespie	McCurdy	Rigler
Butler	Getting	Miller	Ringgenberg
Byers	Gilmour	Moore	Schroeder
Coleman	Hansen	Nolan	Scott
Dewel	Harbor	O'Connor	Shaff
Dykhouse	Henry	O'Malley	Shoeman
Edelen	Hoffman	Potter	Stuart
Elijah	Hoschek	Prentis	Turner
Eppers	Hoxie	Price	Vance
Evans	Long	Prince	Weber
Fisher	Lynae	Putney	Wolf
Frommelt			

Nays, 1:

Walker

Absent or not voting, 4:

Boothby	Grimstead	Hill	Mincks
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that all bills just passed by the Senate be immediately messaged to the House, which request was complied with.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully re-

ports that it has examined and finds correctly enrolled: Senate Files 103, 201, 210, 272, 281, 364, 380, 394, 411, 412, 425, 429, 450, 498 and 520; also, House Files 151, 340, 463, 478, 533 and 680.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 103, 201, 210, 272, 281, 364, 380, 394, 411, 412, 425, 429, 450, 498 and 520; also, House Files 151, 340, 463, 478, 533 and 680.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 103, 201, 210, 272, 281, 364, 380, 394, 411, 412, 425, 429, 450, 498 and 520.

LEROY GETTING, *Chairman.*

Passed on file.

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 5 of the Rules of the Senate of the Fifty-eighth General Assembly, we, the undersigned, do hereby request a call of the Senate on Senate Joint Resolution 16 and all amendments thereto and thereon.

W. C. STUART.
JOHN J. O'CONNOR.
LAWRENCE PUTNEY.
LYNN POTTER.
FRANK C. BYERS.
GEORGE E. O'MALLEY.
EUGENE M. HILL.

N. B. EVANS.
J. T. DYKHOUSE.
ROBERT R. RIGLER.
D. C. NOLAN.
ANDREW FROMMELT.
J. LOUIS FISHER.

REPORT OF COMMITTEE

Report of joint committee to the members of the Fifty-eighth General Assembly:

Your joint committee selected, pursuant to Senate Concurrent Resolution 19, to investigate the suitability of the Y.M.C.A. building located at Fourth and Keosauqua in Des Moines, Iowa, as a rehabilitation and reorientation center for the blind of the State of Iowa, reports as follows:

1. That your committee visited and inspected said building on the 15th day of April, this year, and found that said building is in a good state of repair, structurally sound and highly suitable for a rehabilitation and reorientation center for the blind of the State of Iowa.

2. That the Commission for the Blind in the State of Iowa has stated that said building is suitable and adequate for the aforesaid purposes.

3. That said building, the ground upon which it is located and the equipment therein, can be purchased for the sum of \$300,000.00 as evidenced by an offer received by your committee from the Board of Directors of the owner of said building.

4. Your committee believes that said building can be fully equipped and necessary alterations made therein for the purposes for which it would be used as a rehabilitation and reorientation center for the blind in the State of Iowa for a sum not in excess of \$200,000.00.

5. Your committee further finds that said building is presently insured for a sum in excess of \$900,000.00 and that the fair market value of said building should reasonably exceed the price fixed in the offer for sale to the State of Iowa.

6. That in the offer of sale that the Board of Directors of the owner of said premises has granted to the State of Iowa an option to purchase said building, the land on which it is located and contents and equipment for a period of thirty (30) days time.

Your committee respectfully submits in its opinion that the State of Iowa should purchase the aforesaid building and equipment for the purposes desired and that appropriations be made as follows:

(1) The sum of \$300,000.00 to purchase said building, land upon which it is located and equipment.

(2) The sum of \$200,000.00 to make alterations and equip said building as a rehabilitation and reorientation center for the blind in the State of Iowa and for such other purposes as may be made thereof.

Respectfully submitted,

D. C. NOLAN.
ROBERT R. RIGLER.
L. M. BOOTHBY.
EARL ELIJAH.
GEO. W. WEBER.
On the Part of the Senate.

RAY C. CUNNINGHAM.
ROBERT E. MAGGERT.
DONALD L. KIMBALL.
GEORGE L. PAUL.
SCOTT SWISHER.
On the Part of the House.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 299 passed the Senate.

ROBERT R. RIGLER.

REPORT OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 517**, a bill for an act to appropriate moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act, otherwise known as the Reed Bill, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Strike from lines 4, 5 and 6 of section 2 the words, "the purchase of real property and the purchase or the erection and equipment of a building or buildings thereon" and insert in lieu thereof the words, "the erection and equipment of a building on the grounds of the state capitol".

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend Senate File 282, section 1, line 25, by striking the period
2 after the word "vote" and adding the following: "provided that
3 such certification is directly connected with the professional
4 practice of the person making the certification."

LYNN POTTER.

1 Amend House File 129 by striking all after the enacting
2 clause and inserting in lieu thereof the following:
3 "Section 1. Amend section three hundred fifty-two point
4 six (352.6), Code 1958, by striking the period (.) in line
5 twelve (12) and inserting in lieu thereof the following:
6 ', however, in counties of over forty thousand (40,000) popula-
7 tion, said excess or any part thereof may also be used for the
8 purpose of providing humane treatment to include shelter, food,
9 care, and maintenance for lost, abandoned, or injured animals
10 or fowls, domestic or otherwise.'"

CHARLES F. EPPERS.
DAVID O. SHAFF.
MELVIN H. WOLF.

1 Amend the title to House File 129 by inserting after the
2 word "allow" in line 1 the word "certain."

CHARLES F. EPPERS.
DAVID O. SHAFF.
MELVIN H. WOLF.

1 Amend House File 152 by striking section 2 and inserting
2 in lieu thereof the following:
3 "Sec. 2. 1. Classified service; exceptions therefrom.
4 The classified service shall apply to all employees of the
5 state and to all positions in the state civil service now exist-
6 ing or hereafter established, except the following:
7 (a) The general assembly, employees of the general assembly
8 and other officers elected by popular vote and persons appointed
9 to fill vacancies in elective offices.
10 (b) All members of boards and commissions whose appointments
11 are otherwise provided for by statute.
12 (c) One (1) principal assistant or deputy and one (1)
13 stenographer or secretary or both for each elective official.
14 (d) Individuals employed directly in the governor's office.
15 (e) All presidents, deans, professors, instructors, research
16 assistants, and other teachers in any of the institutions under
17 the jurisdiction of the state board of regents, and student em-
18 ployees of such institution.
19 (f) Patients or inmates employed in state institutions.
20 (g) Persons employed in a professional or scientific
21 capacity to make or conduct a temporary and special inquiry,
22 investigation or examination on behalf of the general assembly
23 or a committee thereof, or by authority of the governor.
24 (h) Officers and enlisted men of the armed services under
25 state jurisdiction.
26 (i) All members of the medical profession employed in state
27 institutions.
28 (j) Part time professional employees paid on a per diem
29 or on a fee basis and not engaged in administrative duties and

30 whose condition of employment is approved by the commission.
 31 2. The joint merit system now effective in state agencies
 32 expending federal funds shall remain in full force and effect so
 33 far as it applies to such agencies, until such time as the plan
 34 and rules promulgated under the provisions of this Act are
 35 approved by the appropriate federal agencies. At that time
 36 these agencies shall become subject to all provisions of this
 37 Act. Any employee who has received appointment under the Iowa
 38 merit system shall retain his position, or a position of compar-
 39 able status and pay. At such time as the plan and rules are
 40 approved by the federal agency, the Iowa merit system council
 41 shall transfer all its records, property and other material to
 42 the Iowa civil service commission.

43 3. Nothing herein shall be construed as precluding the
 44 appointing authority from filling any position in the manner
 45 in which positions in the classified service are filled."

46 Further amend section 4 by striking in lines 1 and 2 the
 47 words "The civil service commission" and insert in lieu thereof
 48 the words "Upon recommendation of the civil service commission,
 49 the governor".

C. EDWIN GILMOUR.

1 Amend the Shoeman, O'Malley, et al., amendment to House File
 2 403 filed April 21, 1959, by adding in line 6 after the
 3 word, "routes" the words, "with paved surface at least twenty-
 4 four (24) feet in width".

CARL H. RINGGENBERG.

1 Amend House File 403 by adding the following after the word
 2 "system" in line 11 of section 1: "Movement
 3 of such vehicles shall be permitted only on a truck-tractor
 4 semi-trailer combination, or by a one and one-half (1 ½) ton
 5 or larger truck or tractor having dual wheels, over specified
 6 routes, at speeds not to exceed thirty-five (35) miles per
 7 hour or the established speed limit, whichever is lower, only
 8 during daylight hours, and only by properly registered vehicles
 9 and licensed drivers, provided there shall be no movement of
 10 such vehicles on Saturdays, Sundays or holidays enumerated in
 11 section five hundred forty-one point eighty-five (541.85) of
 12 the Code.

JOHN D. SHOEMAN.
 GEORGE E. O'MALLEY.
 FRANK HOXIE.
 WILLIAM H. HARBOR.

1 Amend House File 403 as follows:
 2 By striking the words "or owner desiring to change
 3 his place of residence" in lines 5 and 6
 4 thereof and substituting in lieu thereof the following:
 5 "or a carrier authorized by the Interstate Commerce
 6 Commission or the Iowa State Commerce Commission".

D. C. NOLAN.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 22, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Gerald W. Ukena, pastor of the Bethel Presbyterian Church, West Union, Iowa.

PRESENTATION OF VISITORS

Senator Long rose on a point of personal privilege and presented to the Senate the Honorable Don Risk, a former member of the Senate from Buchanan County who was present in the Senate chamber.

Senator Nolan rose on a point of personal privilege and presented to the Senate the Honorable Henry E. Heideman, a former member of the Senate from Calhoun County who was present in the Senate chamber.

Senator Mincks asked and received unanimous consent to present to the Senate thirty sixth grade students from the Stuart School of Ottumwa who were present in the balcony accompanied by their instructor, Ferne Forward.

Senator Gilmour asked and received unanimous consent to present to the Senate thirty-four students from the Keota school district who were present in the balcony accompanied by their instructors, Cecilia Elick and Larry Durby.

Senator Buck asked and received unanimous consent to present to the Senate forty-eight students from the Melbourne Consolidated School who were present in the balcony accompanied by their instructors, Mrs. Ana Andrews and Thomas B. Haines.

The following communications were received:

STATE OF IOWA
Secretary of State
Des Moines

April 21, 1959.

Honorable Edward J. McManus,
Lieutenant Governor,
Building.

Dear Mr. McManus:

I transmit herewith a copy of a Concurrent Resolution which I received from the Secretary of State of New Hampshire.

Very sincerely,
/s/ MELVIN D. SYNHORST,
Secretary of State.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord One Thousand Nine Hundred and Fifty-nine.

CONCURRENT RESOLUTION

Memorializing Congress to call a convention to propose a constitutional amendment to prohibit the states from levying taxes upon the incomes of nonresidents.

Whereas, several states levy an income tax at the source which is enforced against the incomes of nonresidents derived from employment in said states, and

Whereas, residents of other states are employed in states having such taxes and are being subjected to such tax, and

Whereas, it is highly unjust, inequitable and discriminatory that such nonresidents be compelled to contribute through said tax to the support of the government of states in which they have no voice, and from which they receive little benefit, the same being a clear case of taxation without representation and contrary to all the principles upon which the American system of government is founded, now therefore be it

Resolved by the Senate with the House of Representatives Concurring, That the General Court of The State of New Hampshire, being the Legislature of said State, hereby makes application that the Congress, acting in conformity with Article V of the Constitution of the United States, call a Convention for proposing amendments to said Constitution; and particularly for proposing an amendment in substantially the following form:

"No state shall make or enforce any law to lay or collect any tax on the income derived from wages, salaries, professional fees, and other amounts received as compensation for personal services actually rendered, of any natural person who is not a resident of that state," further

Resolved, That the Secretary of State transmit a copy of this Concurrent Resolution to the President of the Senate and to the Speaker of the House of Representatives of the Congress of the United States and two copies to the Secretary of State of each state of the Union with a request that he lay one of such copies before each branch of the legislature of his state, and that he further transmit copies hereof to the members of the New Hampshire delegation in Congress.

/s/ STEWART LAMPREY,
*Speaker of the House of
Representatives.*

(Seal)

/s/ NORMAN A. PACKARD,
President of the Senate.

/s/ WESLEY R. POWELL,
Governor.

April 8, 1959.

Attest: /s/ HARRY E. JACKSON,
Secretary of State.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 18, by committee on appropriations, a joint resolution providing for the exercise and acceptance by the State

of Iowa of an option to purchase certain real estate and the building and appurtenances thereon, and to provide an appropriation therefor.

Read first and second times and placed on the calendar.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 5 of the Rules of the Senate of the Fifty-eighth General Assembly, we, the undersigned, do hereby request a call of the Senate on Senate Joint Resolution 16 and all amendments thereto and thereon.

W. C. STUART.
JOHN J. O'CONNOR.
LAWRENCE PUTNEY.
LYNN POTTER.
FRANK C. BYERS.
GEORGE E. O'MALLEY.
EUGENE M. HILL.

N. B. EVANS.
J. T. DYKHOUSE.
ROBERT R. RIGLER.
D. C. NOLAN.
ANDREW FROMMELT.
J. LOUIS FISHER.

Roll call revealed all members present.

HOUSE AMENDMENTS CONSIDERED

Senator Shaff called up for consideration Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, amended by the House, as found on pages 943, 944 and 945 of the Senate Journal.

Senator Dewel offered the following amendment:

Amend the House amendment to Senate Joint Resolution 16 by striking section 37 in section 1, and inserting in lieu thereof the following:

"Section 37. The house of representatives shall consist of one representative from each county as a representative district excepting counties of more than 900 square miles in area which shall be entitled to two representatives and such counties of more than 900 square miles shall be divided by the first general assembly after adoption of this constitutional amendment into two representative districts of as near equal area as practicable. The representative districts shall be the same as and identical to the area encompassed by the county lines as said county lines exist on January 1, 1959, and the voters of each of the representative districts shall elect a representative from each of said representative districts."

Senator Dewel asked and received unanimous consent to withdraw the amendment.

Senator Shaff asked and received unanimous consent to substitute the following amendment to the House amendment to Senate Joint Resolution 16, filed by Senators Shaff, Getting, Boothby, Shoeman, Gillespie, Scott, Ringgenberg, Long, Lynes, Weber, Butler, Walker, Prince, Elijah, Henry, Hoxie, Harbor, Miller, Turner, Grimstead,

Price and Prentis, for the amendment filed by said Senators and found on pages 1101, 1102 and 1103 of the Senate Journal:

Amend the House amendment to Senate Joint Resolution 16, section 1, as follows:

1. By striking from line 9 the words "seventy (70)" and inserting in lieu thereof the words "sixty (60)".

2. By striking from line 16 the words "seventy (70)" and inserting in lieu thereof the words "sixty (60)".

3. By striking from line 20 the words "seventy (70)" and inserting in lieu thereof the words "sixty (60)".

4. By striking lines 26, 27 and 28 and inserting in lieu thereof the following:

"and contiguous territory; and shall, as far as practicable, lie wholly within a single county and conform to the boundaries of townships and voting precincts. Areas joined only at the point of a corner thereof shall not be regarded as contiguous."

5. By inserting in line 52 after the word "the" the words "new or changed".

6. By striking all of lines 67 through 144 and inserting in lieu thereof the following:

"Section 36. In nineteen hundred sixty-three (1963) and every tenth (10th) year thereafter, the state shall be redistricted into senatorial districts as hereinafter provided. On or before the fifteenth (15th) day of November of nineteen hundred sixty-two (1962), and on or before the first (1st) day of July of nineteen hundred seventy-two (1972) and every tenth (10th) year thereafter, the state central committee of each of the two (2) political parties casting the highest number of votes for Governor in the last preceding election shall appoint five (5) qualified voters as members of a redistricting commission, and shall file with the Secretary of State the names of such members. If either state central committee fails to file such names within the time prescribed, the Governor shall promptly appoint five (5) members of his choice from among the qualified voters of the political party of such committee. Each member of the redistricting commission may receive such compensation as may be established by law.

The redistricting commission shall redistrict the state into senatorial districts and shall, on or before the first day of February of the year in which such redistricting is to take place, file with the Secretary of State a full statement of the redistricting action of the commission, including the boundaries and classification of the senatorial districts. No redistricting statement shall be valid unless it shall have been approved and signed by at least seven (7) members of such commission.

The redistricting action of the redistricting commission may be amended, or a substitute therefor enacted, by the General Assembly on or before the first (1st) day of April of such year. If the redistricting commission does not file the required statement by the first (1st) day of February of such year, the General Assembly shall redistrict the state into senatorial districts in a single legislative enactment by the first (1st) day of April of such year.

If neither the redistricting commission nor the General Assembly takes such redistricting action within the time hereinabove prescribed, the Supreme Court of the state shall accomplish such redistricting. In such event, an appropriate order of the court setting forth its redistricting action, including the boundaries and classification of the senatorial districts, shall be entered and certified to the Secretary of State by the first (1st) day of October of such year. Such order shall be final.

Upon the petition of any ten (10) members of the General Assembly, filed by the first (1st) day of May of such year, the Supreme Court shall determine by the first (1st) day of August of such year whether the redistricting action of the redistricting commission or of the General Assembly substantially complies with the redistricting provisions of the constitution, and shall enter and certify to the Secretary of State its determination by the first day of August of such year. Such determination shall be final. If the court's determination is that such redistricting action does not substantially comply, an appropriate order of the court setting forth its redistricting action, including the boundaries and classification of the senatorial districts, shall be entered and certified to the Secretary of State by the first (1st) day of October of such year. Such order shall be final.

Redistricting under the provisions of this section shall be deemed to have taken place on the first (1st) day of May of such year, if redistricting action has been taken by the redistricting commission or the General Assembly and if no such petition for judicial review shall have been filed by such date; or upon the certification to the Secretary of State of the Supreme Court's determination of substantial compliance or redistricting order as hereinabove provided. However, such redistricting shall become effective on the first (1st) day of January following the first general election held after such redistricting is accomplished; but the senatorial districts established by such redistricting shall be the senatorial districts for the purpose of such election and any primary election at which candidates for senator at such general election shall be chosen.

Redistricting under the provisions of this section shall be final and binding upon all concerned until the next redistricting under the provisions of this section becomes effective, notwithstanding any other provisions of the constitution.

Wherever used in this section and in section thirty-five (35) of this article, the words, 'general election' shall mean a general election at which members of the General Assembly are elected."

MESSAGES 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 266, a bill for an act to provide cities and towns with the power to regulate, license, and examine electricians and electrical contractors.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 13, providing for payment of legislative expenses.

Also: That the House has concurred in Senate amendments to and passed House File 318, a bill for an act to regulate and control importation of swine into Iowa.

Also: That the House has concurred in Senate amendments to and passed House File 393, a bill for an act relating to state employees vacations.

Also: That the House has concurred in Senate amendments to and passed House File 686, a bill for an act to appropriate from the general

fund of the State of Iowa for capital improvements for buildings and grounds under the superintendent of public buildings and grounds.

Also: That the House has concurred in Senate amendments to and passed House File 702, a bill for an act relating to the terms of county officers and boards of supervisors.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 266

Amend Senate File 266 as follows:

1. By striking from line 7 of section 1 the word "may" and inserting in lieu thereof the word "shall".

2. By adding to section 1 the following new paragraph:

"The provisions of this section shall not apply to, nor be deemed to include, the electrical work of a telephone or telegraph company, nor the persons, firms or corporations performing electrical work for such a company, where such electrical work is an integral part of the plant used by such telephone or telegraph company in rendering its duly authorized service to the public."

3. By adding thereto the following new section:

"This Act shall not apply to a regular employee of any railroad who does electrical work only as a part of that employment."

HOUSE CONCURRENT RESOLUTION 13

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 1958:

W. R. Kendrick, miscellaneous office expense (House).....	\$ 12.24
Des Moines Rubber Stamp Co., stamps and name plate (House) ..	13.25
Storey Kenworthy Co., four chair mats (House)	37.40
Radio Trade Supply Co., voting machine parts (House)	30.44
Office Machine Supply Co., typewriter repairs and ribbons (House)	73.00
Northwestern Bell Telephone Co., telephone installation and service (House)	58.15
Remington Rand, typewriters, ribbons for enrolling room (House)	665.40
Koch Brothers, desk and pad for Speaker (House)	348.80
Executive Council, postage, supplies and telephone (House).....	2,872.58
Des Moines Rubber Stamp Co., 2 rubber stamps, 1 doorkeeper's badge (Senate)	5.65
Northwestern Bell Telephone Co., local service and toll charge, February-March (Senate)	33.55
Storey Kenworthy Co., lamps and tubes (Senate)	29.44
Office Machine Supply Co., repair typewriters (Senate)	33.00
Koch Brothers, Sheaffer desk set, Webster dictionary, walnut gavel, chair mat (Senate)	57.25
Executive Council, supplies (Senate)	1,945.87

Executive Council, installation and rental telephone January-February (Senate)	226.67
Executive Council, postage (Senate)	51.72
Northwestern Bell Telephone Co., local service (Senate)	2.50
R. A. Townsend, photographs for official register (Joint)	91.50
Remington Rand, supplies for code editor's office (Joint)	214.20
Total	\$6,802.61

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

CALL OF THE SENATE

The Senate resumed consideration of Senate Joint Resolution 16 under the Call of the Senate, with all members present.

Senator Shaff moved the adoption of the amendment to the House amendment and requested a roll call.

On the question "Shall the amendment to the House amendment be adopted?" the vote was:

Ayes, 23:

Boothby	Harbor	Prentis	Shoeman
Buck	Henry	Price	Turner
Elijah	Hoxie	Prince	Vance
Getting	Long	Ringgenberg	Walker
Gillespie	Lynes	Scott	Weber
Grimstead	Miller	Shaff	

Nays, 27:

Butler	Evans	Hoschek	Potter
Byers	Fisher	McCurdy	Putney
Coleman	Frommelt	Mincks	Rigler
Dewel	Gilmour	Moore	Schroeder
Dykhous	Hansen	Nolan	Stuart
Edelen	Hill	O'Connor	Wolf
Eppers	Hoffman	O'Malley	

Absent or not voting, none.

The amendment to the amendment was lost.

Senator Schroeder moved that Senate concur in the House amendment to Senate Joint Resolution 16.

On the question "Shall the Senate concur in the House amendment?" the vote was:

Ayes, 15:

Buck	Henry	Miller	Shaff
Elijah	Hoxie	Price	Shoeman
Getting	Long	Ringgenberg	Vance
Harbor	Lynes	Scott	

Nays, 35:

Boothby	Fisher	McCurdy	Putney
Butler	Frommelt	Mincks	Rigler
Byers	Gillespie	Moore	Schroeder
Coleman	Gilmour	Nolan	Stuart
Dewel	Grimstead	O'Connor	Turner
Dykhousé	Hansen	O'Malley	Walker
Edelen	Hill	Potter	Weber
Eppers	Hoffman	Prentis	Wolf
Evans	Hoschek	Prince	

Absent or not voting, none.

The motion was lost and the Senate refused to concur in the House amendment.

Senator Schroeder asked and received unanimous consent that Senate Joint Resolution 16 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Vance called up for consideration Senate File 508, a bill for an act to make appropriations to certain counties in settlement of drainage assessment claims against the State of Iowa, and to authorize and direct payment for same, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 508 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The state conservation commission is hereby directed to pay from the state fish and game protection fund to the following named counties the amount set opposite their respective names in full settlement of all claims which they may have against the State of Iowa for drainage assessments on state-owned lands:

Claimant	Claim Number	Amount
Louisa County Treasurer Wapello, Iowa	80	\$2,143.89
Winnebago County Treasurer Forest City, Iowa	183	1,426.38

Sec. 2. The state conservation commission is hereby directed to pay from the annual appropriation state conservation fund to the following named county the amount set opposite its name in full settlement of all claims it may have against the State of Iowa for drainage assessments on state-owned lands:

Claimant	Claim Number	Amount
Pocahontas County Treasurer Pocahontas, Iowa	197	\$ 122.23

The Senate concurred in the House amendment.

Senator Vance moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Buck	Frommelt	Lynes	Putney
Butler	Getting	McCurdy	Rigler
Byers	Gillespie	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Scott
Dewel	Hansen	Moore	Shoeman
Dykhouse	Henry	Nolan	Stuart
Edelen	Hill	O'Connor	Turner
Elijah	Hoffman	O'Malley	Vance
Eppers	Hoschek	Potter	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf

Nays, 1:

Harbor

Absent or not voting, 5:

Boothby	Prentis	Schroeder	Shaff
Gilmour			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

HOUSE AMENDMENTS CONSIDERED

Senator Putney called up for consideration House File 99, a bill for an act to amend chapter one hundred nine (109), Code 1958, to make it illegal for nonresidents to take turtles or crayfish in Iowa.

Senator Nolan moved that the Senate recede from its amendment to House File 99.

On the question "Shall the Senate recede from its amendment?" the vote was:

Ayes, 45:

Boothby	Evans	Harbor	McCurdy
Buck	Fisher	Henry	Miller
Butler	Frommelt	Hill	Mincks
Byers	Getting	Hoffman	Moore
Coleman	Gillespie	Hoschek	Nolan
Dewel	Gilmour	Hoxie	O'Malley
Dykhouse	Grimstead	Long	Potter
Edelen	Hansen	Lynes	Prentis

Price	Ringgenberg	Shoeman	Vance
Prince	Scott	Stuart	Walker
Putney	Shaff	Turner	Weber
Rigler			

Nays, 1:

Wolf

Absent or not voting, 4:

Elijah	Eppers	O'Connor	Schroeder
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The Senate receded from its amendment.

Senator Putney moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 50:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hill	Potter	Turner
Elijah	Hoffman	Prentis	Vance
Eppers	Hoschek	Price	Walker
Evans	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS

On motion of Senator O'Malley, House File 403, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state, was taken up for further consideration.

Senator Shoeman asked and received unanimous consent to withdraw the amendment filed by Senators Shoeman, Hoxie and Harbor and found on pages 1052 and 1053 of the Senate Journal.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by him to the Shoeman, et al., amendment.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by him and found on page 1080 of the Senate Journal.

Senator Ringgenberg asked and received unanimous consent to withdraw the amendment filed by him to the Shoeman, et al., amendment and found on page 1136 of the Senate Journal.

Senator Hoxie asked and received unanimous consent to withdraw the amendment filed by him to the Hoxie, et al., amendment found on page 1080 of the Senate Journal.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 403 as follows:

By striking the words "or owner desiring to change his place of residence" in lines 5 and 6 thereof and substituting in lieu thereof the following: "or a carrier authorized by the Interstate Commerce Commission or the Iowa State Commerce Commission".

The amendment was adopted.

Senator Shoeman offered the following amendment, filed by Senators Shoeman, O'Malley, Hoxie, and Harbor, and moved its adoption:

Amend House File 403 by adding the following after the word "system" in line 11 of section 1: "Movement of such vehicles shall be permitted only on a truck-tractor semi-trailer combination, or by a one and one-half (1½) ton or larger truck or tractor having dual wheels, over specified routes, at speeds not to exceed thirty-five (35) miles per hour or the established speed limit, whichever is lower, only during daylight hours, and only by properly registered vehicles and licensed drivers, provided there shall be no movement of such vehicles on Saturdays, Sundays or holidays enumerated in section five hundred forty-one point eighty-five (541.85) of the Code.

The amendment was adopted.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Getting	Miller	Prince
Butler	Gilmour	Mincks	Putney
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Edelen	Henry	O'Connor	Shaff
Elijah	Hoffman	O'Malley	Shoeman
Eppers	Hoschek	Potter	Stuart
Evans	Long	Prentis	Walker
Fisher	Lynes	Price	Wolf
Frommelt	McCurdy		

Nays, 11:

Buck	Gillespie	Hoxie	Turner
Byers	Grimstead	Rigler	Weber
Dykhouse	Hill	Ringgenberg	

Absent or not voting, 1:

Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator O'Malley asked and received unanimous consent that House File 403 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 167, a bill for an act relating to the benefits that may be provided by a fraternal beneficiary association; and defining the qualification for membership in a fraternal beneficiary association.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 403, a bill for an act to provide for the continuity of the state legislature in the event of an attack by an enemy of the United States.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 404, a bill for an act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state and the governments of the political subdivisions of the state by providing for additional officers, etc.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 405, a bill for an act to authorize subdivisions of this state to establish an emergency temporary location, or locations, for their seats of government and to exercise governmental powers and functions thereat.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 406, a bill for an act to authorize the establishment of an emergency temporary location, or locations, for the seat of government for the state and to authorize the exercise of governmental powers and functions thereat.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 428, a bill for an act relating to workman's compensation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 745, a bill for an act to appropriate to the board of control institutions and central office for salaries, support, etc., and for mobile housing units at certain state institutions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof.

Also: That the House has amended Senate amendment and concurred in said amendment as amended, and passed, House File 104, a bill for an act relating to the reorganization of school districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 346

Amend Senate File 346, section 1, line 8, by striking the words "County coroner" and inserting in lieu thereof the words "Medical examiner".

HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 104

Amend the Senate amendment to House File 104 as follows:

1. By striking from lines 3 and 4 of section 1 the words and figure "Provided, however, that areas of less than four (4) government sections" and inserting in lieu thereof the words and figure "Provided, however, that any school district which has been reduced to less than four (4) government sections as a result of reorganization".

2. By striking all of section 3.

HOUSE MESSAGES CONSIDERED

House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and for the support and maintenance of the central office under said board of regents.

Read first and second times and referred to the committee on appropriations.

House File 745, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions and for salaries, support, maintenance and miscellaneous purposes for the central office, and for mobile housing units for inmates of certain state institutions, all under the board of control, and to provide that chapter eight (8), except section eight point five (8.5), Code 1958, shall apply to this act.

Read first and second times and referred to the committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 4, 53, 65, 98, 136, 142, 154, 183, 196, 210, 217, 225, 232, 308, 344, 348, 357, 368, 377, 392, 473, 479, 511, 592, 672 and 746; also, House File 260, re-enrolled as amended.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 4, 53, 65, 98, 136, 142, 154, 183, 196, 210, 217, 225, 232, 308, 344, 348, 357, 368, 377, 392, 473, 479, 511, 592, 672 and 746; also, House File 260, re-enrolled as amended.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 385 failed to pass the Senate on April 21, 1959.

PETER F. HANSEN.

AMENDMENTS FILED

1 Amend House File 152 by striking section 11 and substi-
2 tuting in lieu thereof the following:
3 "Sec. 11. Employees holding positions in the classified
4 service herein for one (1) year or more immediately prior to
5 January 1, 1959, shall be retained in their positions upon the
6 attainment of a passing grade in an examination within two (2)
7 years after the effective date of this act. Those holding their
8 positions for less than one (1) year immediately prior to
9 January 1, 1959, shall also be continued in their respective
10 positions, provided within one (1) year after this act takes
11 effect they pass a qualifying test prescribed by the director.
12 Those who shall have failed to qualify as provided herein shall
13 be dismissed from their positions within thirty (30) days after
14 establishment of an eligibility list for their respective
15 positions. Nothing herein shall preclude the reclassification
16 or reallocation as provided by this act of any position held
17 by any such incumbent."

ANDREW G. FROMMELT.
C. EDWIN GILMOUR.

1 Amend House File 455 by striking the period (.) in line
2 4 and inserting in lieu thereof the following: " ;
3 further by striking the period (.) in line twelve (12) and

4 inserting in lieu thereof the following: ‘; except that
5 preference in promotions within a department shall be given
6 such men and women who were employed in such department at
7 the time of their entry into such military or naval service.’”

JACK MILLER.

1 Amend House File 529 as follows:

2 1. Amend section 3, line 1, by inserting after the
3 word “who” the word “knowingly”.

4 2. Amend section 4, subsection 6, lines 50 and 51,
5 by striking the words and figures “five thousand (5,000)”
6 and inserting in lieu thereof “five hundred (500)”.

EUGENE M. HILL.

1 Amend House File 264 by adding a new section as follows:

2 “Section three hundred fifty-eight A point one (358A.1),
3 Code 1958, is amended by adding after the word, “county” in
4 lines two (2) and three (3) the following:

5 ‘having a population of more than forty thousand (40,000).’”

JOHN A. WALKER.

1 Amend House File 299 by striking sections 6, 7 and

2 8.

ROBERT R. RIGLER.

1 Amend House File 745 by adding after section 7 a new
2 section as follows and renumbering the remaining sections:

3 “Sec. 8. Section two hundred thirty point fifteen (230.15),
4 Code 1958, is amended by adding at the end thereof a new
5 sentence as follows:

6 ‘No person sixty-five years of age or more shall be person-
7 ally liable for the support of any such insane or idiotic
8 person in any institution receiving appropriation from the
9 general fund of the state.’”

JOHN A. WALKER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 23, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Dr. Warner Muir, pastor of the University Christian Church, Des Moines, Iowa.

PRESENTATION OF VISITORS

Senator Weber rose on a point of personal privilege and presented to the Senate the Honorable William O. Weaver, a former member of the House of Representatives from Louisa County who was present in the Senate chamber.

Senator Hill rose on a point of personal privilege and presented to the Senate one of Iowa's most distinguished citizens, the Honorable Fred Maytag II, a former member of the Senate from Jasper County who was present in the Senate chamber.

Senator Fisher asked and received unanimous consent to present to the Senate sixteen members of the eighth grade class of the St. Mary's School who were present in the balcony accompanied by their instructor, Mrs. Olson.

Senator O'Malley asked and received unanimous consent to present to the Senate seventy students from the Casady Grade School who were present in the balcony accompanied by their instructor, Mrs. Ballou.

Senator Walker asked and received unanimous consent to present to the Senate fifty-three students from the Stanhope High School who were present in the balcony accompanied by their instructors, Miss McAlpine and Mr. Veldhuizen.

Senator Gilmour asked and received unanimous consent to present to the Senate the members of the seventh and eighth grade classes of the rural schools of Poweshiek County who were present in the balcony accompanied by the superintendent of schools, Stan Sanders.

Senator Buck asked and received unanimous consent to present to the Senate twenty-five students from the Laurel High School who were present in the balcony accompanied by their instructor, James L. Riedesel.

HOUSE FILE 152 WITHDRAWN FROM SIFTING COMMITTEE

Senator Frommelt renewed his motion of April 21, that House File 152 be withdrawn from the sifting committee and placed on the calendar.

Senator Miller offered as a substitute motion, filed by Senators Miller, Butler, Getting, Boothby, Gillespie, Gilmour, Grimstead, McCurdy, Coleman and Elijah, that House File 152 be withdrawn from the sifting committee and placed at the head of the sifting committee calendar.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

Pursuant to Rule 5 of the Rules of the Senate of the Fifty-eighth General Assembly, we, the undersigned, do hereby request a call of the Senate on House File 152 and any motions to withdraw the same from the sifting committee.

JACK MILLER.
CARROLL MCCURDY.
JACOB GRIMSTEAD.
JIM O. HENRY.
JOE COLEMAN.
JAKE MINCKS.
GUY G. BUTLER.

WILLIAM H. HARBOR.
C. EDWIN GILMOUR.
ANDREW FROMMELT.
JOHN J. O'CONNOR.
LEROY GETTING.
LYNN POTTER.

Roll call revealed forty-eight Senators present and the President of the Senate directed the sergeant-at-arms to bring in the missing Senators.

The Chair announced that the Senate would stand at ease until the arrival of all of the Senators.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the call of the Senate be lifted until all members of the Senate are present, and that the Senate proceed with the regular order of business.

Senator Hill moved that House File 529 be withdrawn from the sifting committee and placed on the calendar and made a special order of business for Monday, April 27, 1959, at 1:00 p.m.

Senator Schroeder moved as a substitute motion that the motion by Senator Hill be laid on the table.

Senator Wolf asked unanimous consent that Senator Hill be permitted to speak on the motion.

Objection was raised.

Roll call was demanded on the motion by Senator Schroeder.

On the question "Shall the motion by Senator Hill be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 28:

Boothby	Fisher	Nolan	Scott
Butler	Getting	Prentis	Shaff
Byers	Harbor	Price	Shoeman
Dewel	Henry	Prince	Stuart
Dykhouse	Long	Putney	Turner
Eppers	Lynes	Rigler	Vance
Evans	Miller	Schroeder	Walker

Nays, 22:

Buck	Gilmour	Hoxie	O'Malley
Coleman	Grimstead	McCurdy	Potter
Edelen	Hansen	Mincks	Ringgenberg
Elijah	Hill	Moore	Weber
Frommelt	Hoffman	O'Connor	Wolf
Gillespie	Hoschek		

Absent or not voting, none.

The motion prevailed.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened.

The Senate resumed consideration of action on House File 152 under the call of the Senate with all members present.

Senator Frommelt raised a point of order on the substitute motion by Senator Miller, et al., for the reason that the motions were identical.

The Chair ruled the point well taken and the substitute motion out of order.

Senator Miller appealed from the ruling of the Chair on the substitute motion.

Senator Miller asked and received unanimous consent to withdraw his appeal from the Chair.

On the motion by Senator Frommelt to withdraw House File 152 from the sifting committee, roll call was demanded.

On the question "Shall House File 152 be withdrawn from the sifting committee and placed on the calendar?" the vote was:

Ayes, 33:

Butler	Eppers	Gilmour	Harbor
Edelen	Frommelt	Grimstead	Henry
Elijah	Gillespie	Hansen	Hill

Hoffman	Moore	Price	Shaff
Hoschek	Nolan	Rigler	Stuart
Hoxie	O'Connor	Ringgenberg	Turner
McCurdy	O'Malley	Schroeder	Walker
Miller	Potter	Scott	Wolf
Mincks			

Nays, 14:

Boothby	Evans	Lynes	Putney
Buck	Fisher	Prentis	Shoeman
Byers	Getting	Prince	Weber
Dykhouse	Long		

Absent or not voting, 3:

Coleman	Dewel	Vance
	(present)	

The motion prevailed and House File 152 was withdrawn from the sifting committee.

Senator Walker moved that Senate File 101 be withdrawn from the sifting committee and placed on the calendar.

Senator Shaff moved as a substitute motion that the motion by Senator Walker be laid on the table.

Roll call was demanded.

On the question "Shall the motion by Senator Walker be laid on the table?" the vote was:

Ayes, 21:

Boothby	Fisher	Long	Scott
Butler	Gillespie	Moore	Shaff
Byers	Grimstead	Nolan	Shoeman
Dewel	Hansen	Prince	Stuart
Dykhouse	Harbor	Schroeder	Weber
Elijah			

Nays, 28:

Buck	Gilmour	McCurdy	Price
Coleman	Henry	Miller	Putney
Edelen	Hill	Mincks	Rigler
Eppers	Hoffman	O'Connor	Ringgenberg
Evans	Hoschek	O'Malley	Turner
Frommelt	Hoxie	Potter	Walker
Getting	Lynes	Prentis	Wolf

Absent or not voting, 1:

Vance

The motion to table was lost.

On the question to withdraw Senate File 101 from the sifting committee, roll call was demanded.

On the question "Shall Senate File 101 be withdrawn from the sifting committee?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Coleman	Henry	McCurdy	Rigler
Edelen	Hill	Miller	Ringgenberg
Eppers	Hoffman	Mincks	Turner
Frommelt	Hoschek	O'Connor	Walker
Gilmour	Hoxie	Potter	Wolf
Hansen	Long	Price	

Nays, 26:

Boothby	Evans	Nolan	Scott
Buck	Fisher	O'Malley	Shaff
Butler	Getting	Prentis	Shoeman
Byers	Gillespie	Prince	Stuart
Dewel	Harbor	Putney	Vance
Dykhouse	Lynes	Schroeder	Weber
Elijah	Moore		

Absent or not voting, 1:

Grimstead

The motion was lost.

APPROPRIATIONS CALENDAR THIRD READING OF BILLS

On motion of Senator Prentis, Senate File 546, a bill for an act to appropriate from the general fund of the State of Iowa to the state soil conservation committee the sum of one million one hundred thousand dollars (\$1,100,000.00) to carry on soil conservation work in soil conservation districts, was taken up and considered.

President pro tempore Lynes took the chair at 10:55 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, 47:

Boothby	Frommelt	Lynes	Ringgenberg
Buck	Getting	McCurdy	Schroeder
Butler	Gillespie	Mincks	Scott
Byers	Gilmour	Moore	Shaff
Coleman	Grimstead	Nolan	Shoeman
Dewel	Hansen	O'Connor	Stuart
Dykhouse	Harbor	O'Malley	Turner
Edelen	Henry	Potter	Vance
Elijah	Hill	Prentis	Walker
Eppers	Hoschek	Price	Weber
Evans	Hoxie	Putney	Wolf
Fisher	Long	Rigler	

Nays, none.

Absent or not voting, 3:

Hoffman	Miller	Prince
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 517, a bill for an act to appropriate moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act, otherwise known as the Reed Bill, 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:

Strike from lines 4, 5 and 6 of section 2 the words, "~~the purchase of real property and the purchase or the erection and equipment of a building or buildings thereon~~", and insert in lieu thereof the words, "the erection and equipment of a building on the grounds of the state capitol".

Senator Ringgenberg moved the adoption of the committee amendment, which motion prevailed, and the amendment was adopted.

Senator Ringgenberg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Grimstead	Miller	Ringgenberg
Buck	Hansen	Mincks	Schroeder
Butler	Harbor	Moore	Scott
Dewel	Henry	Nolan	Shaff
Dykhouse	Hill	O'Connor	Shoeman
Edelen	Hoffman	O'Malley	Stuart
Elijah	Hoschek	Potter	Turner
Eppers	Hoxie	Prentis	Vance
Fisher	Long	Price	Walker
Frommelt	Lynes	Putney	Weber
Getting	McCurdy	Rigler	Wolf
Gillespie			

Nays, 1:

Byers

Absent or not voting, 4:

Coleman	Evans	Gilmour	Prince
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, Senate File 545, a bill for an act to make an appropriation to pay the witness fees and mileage of witnesses; to pay attorney fees for counsel for the parties and other expenses in the election contest of Blyth C. Conn vs. Carl Hoschek, was taken up and considered.

Senator Rigler offered the following amendment and moved its adoption:

Amend Senate File 545 by striking in line 32 of section 1 the figure \$2,548.00, and inserting in lieu thereof the figure \$1,500.00.

President McManus took the chair at 11:20 a.m.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Lynes presiding.

The Senate resumed consideration of Senate File 545 and the amendment filed thereto by Senator Rigler.

President McManus took the chair at 1:30 p.m.

Senator Boothby moved the previous question on the amendment, which motion prevailed.

On the adoption of the amendment, roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 23:

Boothby	Fisher	Prince	Stuart
Buck	Getting	Putney	Turner
Butler	Grimstead	Rigler	Vance
Dewel	Harbor	Ringgenberg	Walker
Dykhouse	Nolan	Scott	Weber
Evans	Price	Shoeman	

Nays, 25:

Byers	Gilmour	Hoxie	Moore
Coleman	Hansen	Long	O'Connor
Edelen	Henry	Lynes	Potter
Elijah	Hill	McCurdy	Prentis
Eppers	Hoffman	Miller	Shaff
Frommelt	Hoschek	Mincks	Wolf
Gillespie			

Absent or not voting, 2:

O'Malley	Schroeder
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The amendment was lost.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Buck	Elijah	Gillespie	Hoffman
Butler	Eppers	Gilmour	Hoschek
Byers	Evans	Hansen	Hoxie
Coleman	Fisher	Harbor	Long
Dewel	Frommelt	Henry	Lynes
Edelen	Getting	Hill	McCurdy

Miller	O'Connor	Schroeder	Walker
Mincks	Potter	Shaff	Weber
Moore	Prentis	Stuart	Wolf
Nolan	Ringgenberg	Vance	

Nays, 9:

Boothby	Prince	Rigler	Shoeman
Dykhouse	Putney	Scott	Turner
Price			

Absent or not voting, 2:

Grimstead	O'Malley
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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 Putney asked unanimous consent that the expenses incurred in the election contest be printed in the Senate Journal.

Objection was raised.

On motion of Senator Prentis, Senate Joint Resolution 18, a joint resolution providing for the exercise and acceptance by the State of Iowa of an option to purchase certain real estate and the building and appurtenances thereon, and to provide an appropriation therefor, was taken up and considered.

Senator Boothby offered the following amendment, filed by Senators Boothby and Nolan, and moved its adoption:

Amend Senate Joint Resolution 18 by adding after the word "thereon" in line 5 of section 2 the following: "and the sum of \$50,000.00 for repairs of said building and purchasing additional equipment therein."

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend the title to Senate Joint Resolution 18, line 2, by inserting after the word "purchase" the words "and for the purchase of", and line 3 by inserting after the word "thereon" the following: "and providing for repairs to said building and the purchase of additional equipment to be used therein".

The amendment was adopted.

Senator Nolan moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 46:

Boothby	Dewel	Fisher	Grimstead
Buck	Dykhouse	Frommelt	Hansen
Butler	Elijah	Getting	Henry
Byers	Eppers	Gillespie	Hill
Coleman	Evans	Gilmour	Hoffman

Hoschek	Nolan	Rigler	Stuart
Hoxie	O'Connor	Ringgenberg	Turner
Long	O'Malley	Schroeder	Vance
Lynes	Potter	Scott	Walker
McCurdy	Prentis	Shaff	Weber
Miller	Price	Shoeman	Wolf
Mincks	Putney		

Nays, none.

Absent or not voting, 4:

Edelen	Harbor	Moore	Prince
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The resolution having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Nolan asked and received unanimous consent that Senate Joint Resolution 18 and Senate File 545 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senator Miller called up for consideration Senate File 266, a bill for an act to amend section three hundred sixty-eight point six (368.6), Code 1958, to provide cities and towns with the power to regulate, license, and examine electricians and electrical contractors, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 266 as follows:

1. By striking from line 7 of section 1 the word "may" and inserting in lieu thereof the word "shall".

2. By adding to section 1 the following new paragraph:

"The provisions of this section shall not apply to, nor be deemed to include, the electrical work of a telephone or telegraph company, nor the persons, firms or corporations performing electrical work for such a company, where such electrical work is an integral part of the plant used by such telephone or telegraph company in rendering its duly authorized service to the public."

3. By adding thereto the following new section:

"This Act shall not apply to a regular employee of any railroad who does electrical work only as a part of that employment."

The Senate concurred in the House amendments.

Senator Miller moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Buck	Coleman	Elijah	Getting
Butler	Dewel	Eppers	Gillespie
Byers	Dykhous	Frommelt	Gilmour

Hansen	Lynes	Potter	Shaff
Harbor	McCurdy	Prentis	Shoeman
Henry	Miller	Price	Stuart
Hill	Mincks	Rigler	Vance
Hoffman	Nolan	Ringgenberg	Walker
Hoschek	O'Connor	Schroeder	Weber
Hoxie	O'Malley	Scott	Wolf
Long			

Nays, none.

Absent or not voting, 9:

Boothby	Fisher	Moore	Putney
Edelen	Grimstead	Prince	Turner
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman called up for consideration Senate File 346, a bill for an act to permit people of counties to choose their form of county government and to provide for the financing thereof, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 346, section 1, line 8, by striking the words "County coroner" and inserting in lieu thereof the words "Medical examiner".

The Senate concurred in the House amendment.

Senator Hoffman moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Hansen	Mincks	Scott
Byers	Harbor	Nolan	Shaff
Coleman	Henry	O'Connor	Shoeman
Dewel	Hill	O'Malley	Stuart
Dykhous	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Frommelt	Long	Rigler	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 8:

Edelen	Fisher	Moore	Putney
Evans	Grimstead	Prince	Turner

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan asked and received unanimous consent that Senate

File 546 be immediately messaged to the House, which request was complied with.

Senator Rigler called up for consideration House File 104, a bill for an act relating to the reorganization of school districts, amended by the Senate and further amended by the House, and moved that the Senate concur in division 1 of the following House amendment to the Senate amendment:

Amend the Senate amendment to House File 104 as follows:

1. By striking from lines 3 and 4 of section 1 the words and figure "Provided, however, that areas of less than four (4) government sections" and inserting in lieu thereof the words and figure "Provided, however, that any school district which has been reduced to less than four (4) government sections as a result of reorganization".

2. By striking all of section 3.

Senator Coleman moved as a substitute motion that the Senate concur in the entire House amendment to the Senate amendment.

Under Senate Rule 13, division was called.

The Senate concurred in division 1 of the amendment.

Senator Shaff asked and received unanimous consent that action on House File 104 be deferred and that the bill retain its place on the calendar.

HOUSE FILE 299 RECONSIDERED

Senator Rigler called up the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 299 passed the Senate.

The motion prevailed.

Senator Rigler moved that the Senate reconsider the vote by which House File 299 went to its third reading, which motion prevailed.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 299 by striking sections 6, 7 and 8.

The amendment was adopted.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Byers	Edelen	Fisher
Buck	Coleman	Elijah	Frommelt
Butler	Dewel	Eppers	Gilmour

Grimstead	Lynes	Potter	Shaff
Hansen	McCurdy	Prentis	Shoeman
Harbor	Miller	Price	Stuart
Henry	Mincks	Putney	Turner
Hill	Moore	Rigler	Vance
Hoffman	Nolan	Ringgenberg	Walker
Hoschek	O'Connor	Schroeder	Weber
Hoxie	O'Malley	Scott	Wolf
Long			

Nays, none.

Absent or not voting, 5:

Dykhouse	Getting	Gillespie	Prince
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Rigler asked and received unanimous consent that House File 299 be immediately messaged to the House, which request was complied with.

SIFTING COMMITTEE CALENDAR THIRD READING OF BILLS

On motion of Senator Boothby, House File 719, a bill for an act to provide for a director of mental health and to specify his duties, was taken up for further consideration.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Hansen	Moore	Schroeder
Buck	Harbor	Nolan	Scott
Butler	Henry	O'Connor	Shaff
Byers	Hill	O'Malley	Shoeman
Coleman	Hoffman	Potter	Stuart
Dewel	Hoschek	Prentis	Turner
Edelen	Hoxie	Price	Vance
Elijah	Long	Putney	Walker
Eppers	Lynes	Rigler	Weber
Frommelt	Miller	Ringgenberg	Wolf
Gilmour			

Nays, none.

Absent or not voting, 9:

Dykhouse	Getting	Grimstead	Mincks
Evans	Gillespie	McCurdy	Prince
Fisher			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

SENATE CONCURRENT RESOLUTION 23

By Committee on Claims

Whereas, doubt has arisen under provisions of section twenty-five point seven (25.7), Code 1950, that submission of claims to the joint claims committee of the Senate and House and rejection by said committee constitutes final action thereon by the General Assembly as provided in said section; and,

Whereas, certain claims rejected by previous joint claims committee 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-eighth 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 committee be approved.

Claimant	Claim No.	Nature of Claim	Amount
Elta Archer Mediapolis, Iowa	10	Gasoline tax refund	\$ 932.87
Patrick S. Russell Ft. Madison, Iowa	11	Personal injuries	1,500.00
Bert Geerdes Lakota, Iowa	12	Fuel tax refund	8.07
D. D. Templeton Ocheyedan, Iowa	15	Fuel tax refund	16.06
James P. Bybee Tracy, California	17	Fuel tax refund	9.48
Luther J. Halbert Ft. Madison, Iowa	18	Personal injuries	12,000.00
R. E. Auker Buffalo Center, Iowa	19	Fuel tax refund	28.61
John L. Putney Stuart, Iowa	20	Fuel tax refund	25.48
Lawrence Barnes Grundy Center, Iowa	21	Fuel tax refund	11.21
Emil Schleimer Danbury, Iowa	22	Fuel tax refund	15.70
Western Mutual Insurance Co. Des Moines, Iowa	31	Deer claim	79.36
Morris Hall Little Sioux, Iowa	32	Deer claim	50.00
Russell B. Perry Zearing, Iowa	37	Fuel tax refund	9.78
C. G. Cooper Dexter, Minnesota	38	Fuel tax refund	26.40
Eli Poffenbarger Knoxville, Iowa	42	Fuel tax refund	26.57

Claimant	Claim No.	Nature of Claim	Amount
J. F. Roenfeldt Mineola, Iowa	43	Fuel tax refund	7.80
Stephen Frana Decorah, Iowa	44	Fuel tax refund	34.11
M. D. Leinen Portsmouth, Iowa	45	Fuel tax refund	34.15
Raymond Friederick Postville, Iowa	46	Fuel tax refund	15.91
Fred Vanderham Ireton, Iowa	49	Two (2) fuel tax refunds	53.84
Paul H. Eriksen Gladbrook, Iowa	52	Fuel tax refund	14.70
Wayne Taylor Diagonal, Iowa	53	Fuel tax refund	30.35
Arthur Selzener Knoxville, Iowa	54	False imprisonment	1,000,000.00
Virgil A. Newberg Hinton, Iowa	57	Fuel tax refund	47.55
Max E. Nebergall Tipton, Iowa	58	Fuel tax refund	34.73
Roy H. Vogel Odebolt, Iowa	60	Fuel tax refund	70.47
Roy H. Vogel Odebolt, Iowa	61	Fuel tax refund	54.75
Theo Moen Lake Mills, Iowa	63	Fuel tax refund	10.34
Ray W. Baird Batavia, Iowa	64	Car damage	85.92
Alvin Baumbach Monona, Iowa	66	Deer claim	50.00
Western Mutual Insurance Co. Des Moines, Iowa	67	Deer Claim	244.03
E. C. Brignon Searsboro, Iowa	74	Fuel tax refund	27.74
Chicago, Rock Island and Pacific Railroad Company Chicago, Illinois	77	Fuel tax refund	58.43
Harry M. Wilson Okoboji, Iowa	84	Refund dock fee	75.00
Blanche Mitchell Waucoma, Iowa	86	Three (3) Fuel tax refunds	18.33
Fred A. Logemann St. Ansgar, Iowa	88	Fuel tax refunds	7.21
F. R. Hoffman Ollie, Iowa	99	Fuel tax refunds	15.20
Vance T. Mataya Madrid, Iowa	106	Auto demolished by Woodward patient	300.00
Frank J. Praska Calmar, Iowa	107	Fuel tax refund	11.48

Claimant	Claim No.	Nature of Claim	Amount
L. B. Elmore Beaman, Iowa	122	Fuel tax refund	18.87
Myrel L. Minnick DeSoto, Iowa	123	Fuel tax refund	7.13
Harry Reimann Booneville, Iowa	125	Fuel tax refund	39.70
Elmer Hassman New Hampton, Iowa	128	Fuel tax refund	26.45
C. W. Brown Agency, Iowa	130	Deer claim	103.00
Richard P. Fain Allerton, Iowa	132	Lipstick stain from State Capitol stairway	2.50
William E. Peterson Waukon, Iowa	136	Refund of warrant	57.00
B. M. Clouse Ottumwa, Iowa	137	Fuel tax refund	7.96
Tony Chiodo Des Moines, Iowa	138	Fuel tax refund	27.79
Story County Court House Nevada, Iowa	146	Drainage assessment against property owned by state	140.71
Mrs. L. H. Possehl Cedar Rapids, Iowa	153	Fuel tax refund	5.23
Fred W. Severin Sac City, Iowa	154	Fuel tax refund	9.19
William R. Twigg Ft. Madison Penitentiary	155	Personal injury	1,500.00
James A. Logan Des Moines, Iowa	158	Past pay for summer train- ing Iowa National Guard	4.50
Mr. and Mrs. Ronald Lincoln Woodward, Iowa	159	Truck damages by Woodward escapees	395.00
Lyle Koopman Sibley, Iowa	161	Deer claim	70.59
Bert Kevan Walnut, Iowa	164	Fuel tax refund	12.69
Waldo H. Lundt Linn Grove, Iowa	165	Fuel tax refund	64.62
Mrs. F. M. Woodyard Lucas, Iowa	166	Fuel tax refund	7.46
Rendell Owens Oskaloosa, Iowa	170	Tax Commission travel expenses (former employee)	681.20
Richard E. Pepper Ames, Iowa	171	Car damage	73.10
Bert J. Olson Ames, Iowa	179	State employee hospital expense	225.00
Leland W. Phelps Milford, Iowa	184	Refund Minnesota State Income tax	709.71
Allied Mutual Casualty Co. Des Moines, Iowa	185	Insurance reimbursement	164.02

Claimant	Claim No.	Nature of Claim	Amount
Ralph Mortice Des Moines, Iowa	188	Personal injury	10,000.00
K. S. Sun, M.D. Ames, Iowa	189	Medical expense	125.00
Joseph J. Sullivan Denver, Colorado	193	World War II Bonus	430.00
Kenneth Woodward Cherokee, Iowa	194	Deer claim	50.00
Richard Pullman Sidney, Iowa	198	Refund fuel tax	5.51
Lloyd Conrad Glanz Des Moines, Iowa	200	Deer claim	243.43
Henry C. Yeager Spencer, Iowa	207	Deer claim	50.00
Donald Hurley Curlew, Iowa	210	Refund fuel tax	16.53
H. H. Lorenzen Toledo, Iowa	214	Wrecking of car by inmate of Toledo Home	590.84
Carlton Teff Dorchester, Iowa	217	Fuel tax refund	21.64
L. B. Davenport Humboldt, Iowa	218	Deer claim	82.30
Charles Shannon Afton, Iowa	219	Deer claim	25.09
Oscar Olson Fort Dodge, Iowa	220	Homestead credit and military exemption	—
Melvin Dorr Marcus, Iowa	223	Fuel tax refund	70.87
Leslie Jans LeMars, Iowa	229	Fuel tax refund	17.73
Marion Schafer Wapello, Iowa	230	Fuel tax refund	18.99
City of Des Moines, Iowa Des Moines, Iowa	235	Sewer cost State Fair Grounds	27,137.27
Martin L. Larson Remsen, Iowa	238	Loss of cow from rabies	250.00
Francis Gale Akron, Iowa	239	Fuel tax refund	324.78
Edith Regina Wooldridge Des Moines, Iowa	243	Personal injury	750.00
Mrs. Beverly J. Muma Sioux City, Iowa	255	Personal damage	217,865.00
Philadelphia Fire & Marine Insurance Co., Des Moines, Iowa	256	Property damage	20,000.00
American Petroleum Company Davenport, Iowa	268	Fuel tax refund	772.28
Dale R. Hemmingsen Sac City, Iowa	H-2	Car damaged by sand spreader	20.38

Claimant	Claim No.	Nature of Claim	Amount
Mrs. Anne M. Keen Des Moines, Iowa	H-5	Spraying damage	469.75
Hawkeye Security Insurance Co., Des Moines, Iowa	H-6	Car damage	22.00
Jack C. McClure Tama, Iowa	H-11	Truck damage	905.00
Frank L. Specht Dubuque, Iowa	H-13	Property damage	175.50
Ross Lincoln Searsboro, Iowa	H-14	Tire damage	40.61
Ted Leak Linden, Iowa	H-19	Truck damage	235.54
Frank Silas Payne Shenandoah, Iowa	H-22	Car damage	21.32
Will Richard Wayland, Iowa	H-23	Well damage	405.00
Owen Witthauer Council Bluffs, Iowa	H-25	Labor for cutting noxious weeds	31.50
Griswold Cooperative Telephone Company Griswold, Iowa	H-26	Cable damage	38.00
M. D. Linder Mt. Pleasant, Iowa	H-34	Cess Pool damage	52.75
Ford J. Sprull Independence, Iowa	H-35	Sow destroyed by weed spray	90.00
Mrs. Kathryn E. Pillard McGregor, Iowa	H-37	Tire damage	29.00
S. H. Leland Story City, Iowa	H-38	Auto damage and personal injury	1,615.00
Helen Leland Story City, Iowa	H-39	Pain and suffering	1,000.00
Perry Kelley Harlan, Iowa	H-40	Loss of three boars by weed spray	300.00
Alex Schneberger Calmar, Iowa	H-42	Tire damage	109.99
Leon Dostart Osage, Iowa	H-43	Loss of ten sows by weed spray	900.00
Donald E. Howland Rolfe, Iowa	H-47	Loss of business	915.00
Ernest Edward Trachta Darlene Trachta Cedar Rapids, Iowa	H-49	Damages from construction of Highway No. 218 Condemnation award	22,200.00
John M. Carlin Shorewood, Wisconsin	H-50	Automobile damage Personal injury	32,358.70
Ohio Casualty Insurance Co. Des Moines, Iowa	H-51	Insurer of John M. Carlin	447.00
Arden C. Jordan Des Moines, Iowa	H-52	Automobile damage	50.00
Connecticut Fire Insurance Co., Des Moines, Iowa	H-53	Insurer of Arden C. Jordan	308.23

Claimant	Claim No.	Nature of Claim	Amount
George R. Nolte Lucille Nolte Corning, Iowa	H-54	Property damage	1,080.00
Orlo Eimen Homestead, Iowa	H-57	Automobile damage	140.00
Colonial Baking Co. Cedar Rapids, Iowa	H-58	Truck damage	303.70

MESSAGES 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 489, a bill for an act relating to planning assistance for cities and towns under twenty-five thousand population and to provide an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 492, a bill for an act to appropriate from the general fund to the state fair board for the purpose of state aid to agricultural societies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 510, a bill for an act to make appropriations to members of the Iowa study committee on the care of the aging.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 512, a bill for an act to provide for the transfer of funds from "the state sinking fund for public deposits" to the state general fund, and to eliminate payment of assessments unless needed.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 514, a bill for an act to make appropriations to members of the committee on interstate cooperation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 515, a bill for an act to appropriate from the general fund of the state to the state printing board for printing and binding.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 516, a bill for an act to appropriate from the general fund to the national guard and state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment, and rehabilitation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 517, a bill for an act to appropriate from the general fund of the state to the department of public safety for the purpose of various capital improvements, equipment and vehicles for the division of radio communication.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 521, a bill for an act to provide for a study of the problems of higher education in Iowa and to appropriate funds for such study.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 523, a bill for an act to make appropriations to members of the Iowa Legislative Research Committee.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 707, a bill for an act to provide for an Iowa livestock council and for voluntary deductions, on the part of the producer, to be used for the promotion of Iowa livestock products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 753, a bill for an act creating the general contingent fund of the state for the biennium and appropriating thereto the sum of two million dollars from the general fund.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 15, to create a special Code revision study committee to study and make recommendations for the revision of various sections of the Code, and making an appropriation therefor.

Also: That the House has concurred in Senate amendments to and passed House File 403, a bill for an act relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 707, a bill for an act to provide for an Iowa livestock council and for voluntary deductions, on the part of the producer, to be used for the promotion of Iowa livestock products.

Read first and second times and referred to the sifting committee.

House File 753, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1959, and ending June 30, 1961, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund.

Read first and second times and referred to the committee on appropriations.

House Joint Resolution 15, a joint resolution to create a special Code revision study committee to study and make recommendations for the revision of various sections of the Code, and making an appropriation therefor.

Read first and second times and referred to the sifting committee.

ASSIGNMENT OF RESOLUTION TO COMMITTEE

President McManus announced the assignment of the following concurrent resolution to committee:

H.C.R. 13 Appropriations (under Senate Rule 21)

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the noncontroversial calendar:

S.F. 522	S.J.R. 17	H.F. 437	H.F. 681
S.F. 525	H.F. 81	H.F. 487	H.F. 701
S.F. 535	H.F. 153	H.F. 492	H.F. 718
S.F. 541	H.F. 186	H.F. 523	H.F. 731
S.F. 542	H.F. 297	H.F. 678	H.F. 734
S.F. 544	H.F. 378		

JACK SCHROEDER, *Chairman,*
Sifting Committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 494, 503, 504, 507, 508, 509, 524, 531, 537, 538, 539 and 540; also, House Files 38, 90, 117, 146, 245, 259, 309, 314, 329, 330, 449, 494, 556, 653, 717, 726 and House Joint Resolution 17.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 494, 503, 504, 507, 508, 509, 524, 531, 537, 538, 539 and 540; also, House Files 38, 90, 117, 146, 245, 259, 309, 314, 329, 330, 449, 494, 556, 653, 717, 726 and House Joint Resolution 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 22, 1959, the Governor had approved the following bills:

Senate File 103, relating to cultural and scientific facilities for various cities and towns.

Senate File 201, relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers.

Senate File 210, relating to the taking of a tax deed by the State Board of Social Welfare.

Senate File 272, relating to the establishment of controlled-access facilities.

Senate File 281, relating to special entrances to public buildings of the state for handicapped persons.

Senate File 364, relating to school instruction of inmates of county detention homes in counties of more than 125,000 population.

Senate File 394, relating to the adoption of change in the form of municipal government.

Senate File 412, relating to the use of money by the public safety department, highway patrol division.

Senate File 425, relating to voting machines.

Senate File 498, relating to improvements and betterments to municipal auditoriums.

Senate File 450, relating to public contracts and bonds.

Senate File 520, relating to movement of implements on highways.

REPORTS OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Concurrent Resolution 13**, a concurrent resolution providing for payment of legislative expenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 57**, a bill for an act relating to the establishment of a marketing division within the Iowa department of agriculture, and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 57, section 9, by striking from lines 3 and 4 the words and figures "thirty-five thousand dollars (\$35,000.00)" and inserting in lieu thereof the following: "twenty thousand dollars (\$20,000.00)".

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 745**, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions, and for salaries, support, maintenance and miscellaneous purposes for the central office, and for mobile housing units for inmates of certain state institutions, all under the board of control, and to provide that chapter eight (8), except section eight point five (8.5), Code 1958, shall apply to this act, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House File 745 as follows:

1. By adding after section 7 a new section as follows and renumbering the remaining sections:

"Sec. 8. Section two hundred thirty point fifteen (230.15), Code 1958, is amended by adding at the end thereof a new sentence as follows:

'No person sixty-five (65) years of age or more shall be personally liable for the support of any such insane or idiotic person in any institution receiving appropriation from the general fund of the state.'"

2. Section 16, by striking from lines 7 and 8 the words and figures "nine hundred seventeen thousand six hundred dollars (\$917,600.00)" and inserting in lieu thereof the following: "six hundred sixty-seven thousand six hundred dollars (\$667,600.00)".

3. Further amend section 16 by striking line 12 and inserting in lieu thereof the following: "equipment and miscellaneous purposes.....\$250,000.00"

4. Further amend section 16 by striking line 20 and inserting in lieu thereof the following: "Total for additional mental health.....\$667,600.00"

5. Section 1, by striking from lines 9 and 10 the words and figures "forty million four hundred eighty-seven thousand forty dollars (\$40,487,040.00)" and inserting in lieu thereof the following: "forty million two hundred thirty-seven thousand forty dollars (\$40,237,040.00)".

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

1 Amend House File 57 as follows:

2 Strike all of lines 1, 2, 3 and 4 and the word "indicated."

3 in line 5 of section 4 and insert in lieu thereof the following:

4 "All funds received under section three (3) and appropriations
5 made herein shall be set aside in a 'marketing division' fund."

6 Further amend section 4 by striking everything after the
7 word "year" as it appears the second time in line 8 and insert
8 in lieu thereof a "period (.)".

9 Further amend House File 57 by striking the words and figures
10 "five dollars (\$5.00)" in line 23 of section 6 and insert in lieu
11 thereof the words and figures "thirty dollars (\$30.00)".

12 Further amend section 6, line 25 by striking the word and
13 figure "dollars (\$100.00)" and insert in lieu thereof the word
14 "days".

GENE L. HOFFMAN.
LAWRENCE PUTNEY.

1 Amend House File 152, section 11, by striking the words
2 and figure "one (1) year" in line 2 and inserting in lieu
3 thereof the following: "three (3) years"; further by
4 striking the words "one year" in line six (6) and inserting
5 in lieu thereof the following "three (3) years".

JACK MILLER.
WALTER E. EDELEN.
DAVID O. SHAFF.
R. R. GILLESPIE.
DUANE E. DEWEL.

1 Amend House File 446, section 1, by striking in line 6 the
2 following: "including extensions and freeways".

JOE COLEMAN.

1 Amend House File 446 as follows:

- 2 1. Section 1. By inserting after the word, "any" in line
3 2 of section 1 therein the words, "municipally owned".
4 2. Amend section 4 by striking therefrom the word,
5 "privately," in line 1 thereof and the word "publicly,"
6 and the words, "or cooperatively" in line 2 thereof.

J. KENDALL LYNES.
DAVID O. SHAFF.

1 Amend House File 397, as amended by the House, as follows:

2 1. Strike all of sections 1 and 2 and renumber the remain-
3 ing sections.

4 2. Strike and word and figure "five (5)" in line 5 of sec-
5 tion 6 and insert in lieu thereof the following: "six (6)".

6 3. Strike all of section 7 and insert in lieu thereof the
7 following:

8 "Sec. 7. It shall be unlawful for any officer or employee
9 of the State of Iowa to divulge or to make known in any manner
10 whatever not provided by law to any person the amount or source
11 of income, profits, losses, expenditures, or any particular
12 thereof, set forth or disclosed in any income return, or to
13 permit any income return or copy thereof or any book contain-
14 ing any abstract or particulars thereof to be seen or examined
15 by any person except as provided by law; and it shall be un-
16 lawful for any person to print or publish in any manner what-
17 ever not provided by law any income return, or any part thereof
18 or source of income, profits, losses, or expenditures appearing
19 in any income return; and any person committing an offense
20 against the foregoing provision shall, upon conviction for each
21 such offense, be punished by imprisonment in the county jail
22 for a term not exceeding one (1) year, or by a fine of not more
23 than one thousand (1,000) dollars, or both; and if the offender
24 be an officer or employee of the State of Iowa he shall also
25 be dismissed from office or discharged from employment. Nothing
26 herein shall prohibit turning over to duly authorized officers
27 of the United States information and income returns pursuant to
28 agreement between the state tax commission and the Secretary of
29 the Treasury of the United States or his delegate."

JACK MILLER.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Friday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 24, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Curtis Douglas, pastor of the Presbyterian Church, Fairfield, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hoschek for the morning on request of Senator Hansen.

PRESENTATION OF VISITORS

Senator Butler rose on a point of personal privilege and presented to the Senate Janice Miller, a student of Heelan High School, and Judy Miller, a student of the Blessed Sacrament School, both of Sioux City, who were present in the Senate chamber, guests of their father, Senator Jack Miller.

Senator Prentis asked and received unanimous consent to present to the Senate twenty-five students from the Kellerton High School who were present in the balcony accompanied by their instructor, Gertie Green.

Senator Shoeman asked and received unanimous consent to present to the Senate fifteen students from Grove Schools No. 5 and No. 2 of Cass County who were present in the balcony accompanied by their instructors, Eleanor Saemisch and Evelyn Devereaux.

Senator Prince asked and received unanimous consent to present to the Senate twenty-seven members of the fifth grade class of the Bayard Public School who were present in the balcony accompanied by their instructor, Elberta Harkins.

Senator Getting asked and received unanimous consent to present to the Senate fifteen students from Spencer, Clay County, who were present in the balcony accompanied by their instructor, Sister John-ice, Mr. R. Wade and Mr. B. Keninger.

Senator O'Malley asked and received unanimous consent to present to the Senate thirty-two students from the Mitchellville High School who were present in the balcony accompanied by their instructor, Mrs. Searl.

Senator Edelen asked and received unanimous consent to present to the Senate nine members of the senior class of the Meservey High School who were present in the Senate chamber accompanied by their superintendent, Mr. Diddy.

Senator McCurdy asked and received unanimous consent to present to the Senate fourteen students from the Oskaloosa Christian School who were present in the balcony accompanied by their principal, Robert Vogel.

SENATE CONCURRENT RESOLUTION 23

Senator Vance asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 23, by the committee on claims, filed and found on pages 1164, 1165, 1166, 1167, 1168 and 1169 of the Senate Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Vance asked and received unanimous consent that Senate Concurrent Resolution 23 be immediately messaged to the House, which request was complied with.

Senator Schroeder called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 20

By Schroeder

Whereas, the National Association of Legislative Service Agencies which is a part of the Council of State Governments will convene in its annual sessions, both in 1959 and 1960, and

Whereas, Iowa has been represented by the Secretary of the Senate and the Chief Clerk of the House in the past, it would seem advisable that they should continue to do so;

Now, Therefore, Be It Resolved by the Senate, the House Concurring, that the Secretary of the Senate, or the Assistant Secretary if the Secretary cannot attend, and the Chief Clerk of the House are hereby authorized to attend the 1959 and 1960 sessions of the organization and that the actual expenses in so attending these sessions be paid as provided by paragraph 2, Section 2.20, Code 1958.

The motion prevailed and the resolution was adopted.

Senator Schroeder asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

Senator Schroeder called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 22

By Schroeder and O'Malley

Whereas, Senator J. Kendall Lynes of Bremer County and Senator X. T. Prentis of Ringgold County will have completed twenty years of distinguished service in the Iowa legislature at the termination of their present terms, and for this long period of years have contributed valuable services to the State of Iowa;

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That Senator Lynes and Senator Prentis be presented with the chairs which they occupied during the Fifty-eighth General Assembly, and that the custodian of the state house be instructed to crate the chairs for shipment to the home residences of the Senators.

Be It Further Resolved: That a copper plate with the proper inscription thereon showing that the chairs were presented by the Fifty-eighth General Assembly be properly attached to said chairs.

The motion prevailed and the resolution was adopted.

Senator Schroeder asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

RECALLED FROM THE HOUSE

Senator Nolan asked and received unanimous consent that the Secretary be instructed to request the return of House Files 712, 713 and 715 from the House for further consideration by the Senate.

UNFINISHED BUSINESS

HOUSE AMENDMENTS CONSIDERED

Senator Rigler called up for further consideration House File 104, a bill for an act relating to the reorganization of school districts, amended by the Senate and further amended by the House, and moved that the Senate concur in division 2 of the House amendment to the Senate amendment.

The motion prevailed and the Senate concurred in the amendment.

Senator Rigler moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Edelen	Gillespie	Hoxie
Buck	Elijah	Gilmour	Long
Butler	Eppers	Grimstead	Lynes
Byers	Evans	Hansen	McCurdy
Coleman	Fisher	Harbor	Miller
Dewel	Frommelt	Henry	Mincks
Dykhouse	Getting	Hill	Moore

Nolan	Price	Schroeder	Turner
O'Connor	Prince	Scott	Vance
O'Malley	Putney	Shaff	Walker
Potter	Rigler	Shoeman	Weber
Prentis	Ringgenberg	Stuart	Wolf

Nays, none.

Absent or not voting, 2:

Hoffman Hoschek

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DECLARATION OF LEGISLATIVE INTENT ON HOUSE FILE 104

I, the undersigned, Robert R. Rigler, chairman of the schools committee of the Senate of the Fifty-eighth General Assembly, state that it is the legislative intent in respect to House File 104 that the "Stringer of Scott amendment" filed and adopted on April 22, 1959, which provided as follows:

"Amend the Senate amendment to House File 104 by striking from lines three (3) and four (4) of section one (1) the words and figure 'Provided, however, that areas of less than four (4) government sections' and inserting in lieu thereof the words and figure 'Provided, however, than any school district which has been reduced to less than four (4) government sections as a result of reorganization' "

does not in any way affect the "Nolan amendment" filed and adopted on April 21, 1959, which reads as follows:

"Amend the Shaff, et al., amendment to House File 104 by adding after the word 'electors' in line 11 thereof the following: 'and areas in excess of four (4) sections where no persons reside thereon and the land is owned by persons residing within the district to which such land is to be attached may be so attached,' "

it being the intention of the sponsors of the "Shaff and Rigler amendment" that by the "Nolan amendment" areas in excess of four (4) sections where no persons reside thereon and the land is owned by persons residing within the district to which such land is to be attached may be so attached to such district irrespective as to whether or not there has been any school reorganization affecting said district to which such land is to be attached or affecting the school district (which does not have a twelve (12) grade school) wherein said land is located.

ROBERT R. RIGLER.

Senator Hansen called up the following motion and moved its adoption:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 385 failed to pass the Senate on April 21, 1959.

Senator Long moved as a substitute motion that the motion to reconsider be laid on the table.

Roll call was demanded.

On the question "Shall the motion to reconsider be laid on the table?" the vote was:

Ayes, 24:

Boothby	Getting	Price	Shaff
Butler	Harbor	Prince	Shoeman
Dewel	Long	Putney	Stuart
Dykhouse	Lynes	Rigler	Turner
Evans	Nolan	Ringgenberg	Vance
Fisher	Prentis	Scott	Weber

Nays, 25:

Buck	Gillespie	Hoffman	O'Connor
Byers	Gilmour	Hoxie	O'Malley
Coleman	Grimstead	McCurdy	Potter
Edelen	Hansen	Miller	Schroeder
Elijah	Henry	Mincks	Walker
Eppers	Hill	Moore	Wolf
Frommelt			

Absent or not voting, 1:

Hoschek

The motion to table was lost.

Senator Frommelt moved that action on Senate File 385 be deferred and that the bill retain its place on the calendar, which motion prevailed.

THIRD READING OF BILLS

On motion of Senator Miller, House File 446, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects, was taken up and considered.

Senator Coleman asked and received unanimous consent to withdraw the amendment filed by him and found on page 908 of the Senate Journal.

Senator Coleman offered the following amendment and moved its adoption:

Amend House File 446, section 1, by striking in line 6 the following: "including extensions and freeways".

The amendment was lost.

Senator Henry offered the following amendment and moved its adoption:

Amend House File 446 by striking in line 3 of section 1, the words "or hereafter".

The amendment was adopted.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 446 by adding after the word "commission" in line 11 of section 1, the following:

"or as determined in condemnation proceedings for such purposes".

Division was called for.

The amendment was adopted.

Senator Lynes offered the following amendment, filed by Senators Lynes and Shaff:

Amend House File 446 as follows:

1. Section 1. By inserting after the word, "any" in line 2 of section 1 therein the words, "municipally owned".

2. Amend section 4 by striking therefrom the word, "privately," in line 1 thereof and the word "publicly," and the words, "or cooperatively" in line 2 thereof.

Senator Elijah offered the following amendment to the amendment and moved its adoption:

Amend the amendment line 6, by striking the following: "and the words, 'or cooperatively'".

On motion of Senator O'Malley, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate resumed consideration of House File 446 and the amendment by Senator Elijah to the amendment filed by Senators Lynes and Shaff.

The amendment to the amendment was adopted.

Senator Dykhouse moved the previous question on the amendment as amended, which motion prevailed.

Senator Lynes moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 11:

Boothby	Getting	Lynes	Scott
Elijah	Hoffman	Rigler	Shaff
Frommelt	Hoxie	Schroeder	

Nays, 39:

Buck	Dykhouse	Gillespie	Henry
Butler	Edelen	Gilmour	Hill
Byers	Eppers	Grimstead	Hoschek
Coleman	Evans	Hansen	Long
Dewel	Fisher	Harbor	McCurdy

Miller	O'Malley	Putney	Vance
Mincks	Potter	Ringgenberg	Walker
Moore	Prentis	Shoeman	Weber
Nolan	Price	Stuart	Wolf
O'Connor	Prince	Turner	

Absent or not voting, none.

The amendment as amended was lost.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 446 by striking all of lines 5, 6 and 7 in section 1 and insert therefor the following: "routes of the national system of interstate and defense highways including extensions within cities and towns, the utility owning or operating such".

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Buck	Fisher	McCurdy	Putney
Butler	Gillespie	Miller	Scott
Byers	Gilmour	Mincks	Shoeman
Coleman	Grimstead	Moore	Stuart
Dewel	Hansen	Nolan	Turner
Dykhouse	Harbor	O'Connor	Vance
Edelen	Henry	O'Malley	Walker
Elijah	Hill	Potter	Weber
Eppers	Hoschek	Price	Wolf
Evans	Long	Prince	

Nays, 11:

Boothby	Hoffman	Prentis	Schroeder
Frommelt	Hoxie	Rigler	Shaff
Getting	Lynes	Ringgenberg	

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 Miller asked and received unanimous consent that Senate File 232 be withdrawn from further consideration of the Senate.

Senator Miller asked unanimous consent that House File 446 be immediately messaged to the House.

Objection was raised.

Senator Miller moved that House File 446 be immediately messaged to the House, which motion prevailed.

NONCONTROVERSIAL CALENDAR
THIRD READING OF BILLS

Senator Elijah asked and received unanimous consent to take up out of order House File 734, a bill for an act to legalize the procedure relating to the powers and duties of the director of industries under making payment of legal counsel fees incurred in a court action to determine validity of the election returns from Cass Township, Cedar County, Iowa, pertaining to a special election held on June 2, 1958.

Senator Elijah moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Getting	Hoxie	Price
Buck	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Schroeder
Dewel	Hansen	Miller	Shoeman
Dykhouse	Harbor	Moore	Stuart
Edelen	Henry	Nolan	Turner
Elijah	Hill	O'Malley	Walker
Eppers	Hoffman	Potter	Weber
Evans	Hoschek	Prentis	Wolf
Fisher			

Nays, none.

Absent or not voting, 13:

Byers	Long	Prince	Scott
Coleman	Mincks	Putney	Shaff
Frommelt	O'Connor	Ringgenberg	Vance
Grimstead			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator McCurdy, Senate File 522, a bill for an act relating to the powers and duties of the director of industries under the board of control, was taken up and considered.

Senator McCurdy moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Moore	Schroeder
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Henry	Potter	Turner
Edelen	Hill	Prentis	Walker
Elijah	Hoschek	Price	Weber
Evans	Hoxie	Putney	Wolf
Fisher	Lynes		

Nays, none.

Absent or not voting, 12:

Byers	Grimstead	Mincks	Scott
Eppers	Hoffman	O'Connor	Shaff
Frommelt	Long	Prince	Vance

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President pro tempore Lynes took the chair at 2:45 p.m.

On motion of Senator McCurdy, Senate File 525, a bill for an act relating to the employment of certain directors by the board of control, was taken up and considered.

Senator McCurdy moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gilmour	Miller	Schroeder
Butler	Hansen	Mincks	Shoeman
Coleman	Harbor	Moore	Stuart
Dewel	Henry	Nolan	Turner
Dykhouse	Hill	O'Malley	Vance
Edelen	Hoschek	Potter	Walker
Elijah	Hoxie	Price	Weber
Evans	Lynes	Rigler	Wolf
Fisher			

Nays, none.

Absent or not voting, 13:

Byers	Grimstead	O'Connor	Putney
Eppers	Hoffman	Prentis	Scott
Frommelt	Long	Prince	Shaff
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent to take up out of order House File 731, a bill for an act to legalize and validate the proceedings for the organization and establishment of the New Market Community School District, in the Counties of Page and Taylor, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Senator Nolan offered the following amendment and moved its adoption:

Amend House File 731 by striking section 2.

The amendment was adopted.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Fisher	Hoschek	Price
Buck	Frommelt	Hoxie	Rigler
Butler	Getting	Lynes	Schroeder
Coleman	Gilmour	McCurdy	Shoeman
Dewel	Hansen	Miller	Stuart
Dykhouse	Harbor	Moore	Turner
Edelen	Henry	Nolan	Walker
Elijah	Hill	O'Malley	Weber
Evans	Hoffman	Potter	Wolf

Nays, none.

Absent or not voting, 14:

Byers	Long	Prince	Scott
Eppers	Mincks	Putney	Shaff
Gillespie	O'Connor	Ringgenberg	Vance
Grimstead	Prentis		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent that House File 731 be immediately messaged to the House, which request was complied with.

Senator Wolf asked and received unanimous consent to take up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 24

By Wolf

Whereas, an error has been discovered in Senate File 380, a bill for an act to amend chapter three hundred seventy-two (372), Code 1958, relating to riverfront improvement commissions of cities, and

Whereas, Senate File 380 unintentionally removes the powers of cities and towns of any size to have riverfront commissions and as this was not the intention of the bill, and

Whereas, Senate File 380 has passed both houses of the General Assembly and has been delivered to the Governor.

Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the Governor be respectfully requested to return Senate File 380 for further consideration.

On motion of Senator Wolf, the resolution was adopted.

Senator Wolf asked and received unanimous consent that the resolution be immediately messaged to the House, which request was complied with.

On motion of Senator Miller, Senate File 535, a bill for an act to amend section four hundred twenty-two point sixteen (422.16), sub-

section one (1), Code 1958, relating to withholding agents and non-residents, was taken up and considered.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Fisher	Hoschek	Potter
Buck	Frommelt	Hoxie	Price
Butler	Gillespie	Lynes	Rigler
Coleman	Gilmour	McCurdy	Schroeder
Dewel	Hansen	Miller	Shoeman
Dykhouse	Harbor	Mincks	Stuart
Edelen	Henry	Moore	Turner
Elijah	Hill	Nolan	Weber
Evans	Hoffman	O'Malley	Wolf

Nays, none.

Absent or not voting, 14:

Byers	Long	Putney	Shaff
Eppers	O'Connor	Ringgenberg	Vance
Getting	Prentis	Scott	Walker
Grimstead	Prince		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Boothby asked and received unanimous consent to take up out of order House File 701, a bill for an act relating to mental health terminology in the Code.

Senator Boothby moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Fisher	Lynes	Price
Buck	Getting	McCurdy	Rigler
Butler	Hansen	Miller	Schroeder
Coleman	Harbor	Mincks	Shoeman
Dewel	Henry	Moore	Stuart
Dykhouse	Hill	Nolan	Turner
Elijah	Hoschek	O'Malley	Weber
Evans	Hoxie	Potter	Wolf

Nays, none.

Absent or not voting, 18:

Byers	Gilmour	Prentis	Scott
Edelen	Grimstead	Prince	Shaff
Eppers	Hoffman	Putney	Vance
Frommelt	Long	Ringgenberg	Walker
Gillespie	O'Connor		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie asked and received unanimous consent to take up out of order Senate Joint Resolution 17, a joint resolution to amend House Joint Resolution 8, of the Fifty-seventh General Assembly of Iowa, appearing as Chapter 307, Acts of the regular session thereof, to provide that the boundary study committee therein created be authorized and empowered to study the present boundary line between the State of Missouri and the State of Iowa, and between the State of South Dakota and the State of Iowa and to report to the General Assembly of Iowa as therein provided.

Senator Henry asked and received unanimous consent that action on Senate Joint Resolution 17 be deferred and that the resolution be placed on the calendar under unfinished business.

Senator Nolan asked and received unanimous consent to take up out of order Senate File 544, a bill for an act to define a public warehouse engaged in the business of storing goods for profit, as provided by section five hundred forty-two point fifty-eight (542.58), Code 1958.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 33:

Boothby	Getting	Lynes	Price
Buck	Gilmour	McCurdy	Rigler
Butler	Hansen	Miller	Schroeder
Coleman	Harbor	Mincks	Shoeman
Dewel	Henry	Moore	Stuart
Dykhouse	Hill	Nolan	Turner
Elijah	Hoschek	O'Malley	Weber
Evans	Hoxie	Potter	Wolf
Fisher			

Nays, none.

Absent or not voting, 17:

Byers	Grimstead	Prentis	Scott
Egelen	Hoffman	Prince	Shaff
Eppers	Long	Putney	Vance
Frommelt	O'Connor	Ringgenberg	Walker
Gillespie			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shoeman asked and received unanimous consent to take up Senate File 541, a bill for an act relating to the height of reflectors on vehicles.

Senator Shoeman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 30:

Boothby	Gilmour	Miller	Rigler
Buck	Hansen	Mincks	Schroeder
Butler	Henry	Moore	Shoeman
Coleman	Hill	Nolan	Stuart
Elijah	Hoschek	O'Malley	Turner
Evans	Hoxie	Potter	Weber
Fisher	Lynes	Price	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 20:

Byers	Frommelt	Long	Ringgenberg
Dewel	Gillespie	O'Connor	Scott
Dykhouse	Grimstead	Prentis	Shaff
Edelen	Harbor	Prince	Vance
Eppers	Hoffman	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Price asked and received unanimous consent to take up Senate File 542, a bill for an act to amend sections three hundred twenty-one point thirty-four (321.34), three hundred twenty-one point thirty-five (321.35), three hundred twenty-one point thirty-seven (321.37), and three hundred twenty-one point fifty-three (321.53), Code 1958, relating to the display of evidence on trucks, truck tractors, trailers and semi-trailers registered in Iowa or other jurisdictions to designate the weights for which such vehicles are registered.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 29:

Boothby	Gilmour	McCurdy	Price
Buck	Hansen	Miller	Schroeder
Butler	Henry	Mincks	Shoeman
Coleman	Hill	Moore	Stuart
Elijah	Hoschek	Nolan	Turner
Evans	Hoxie	O'Malley	Weber
Fisher	Lynes	Potter	Wolf
Getting			

Nays, none.

Absent or not voting, 21:

Byers	Gillespie	O'Connor	Ringgenberg
Dewel	Grimstead	Prentis	Scott
Dykhouse	Harbor	Prince	Shaff
Edelen	Hoffman	Putney	Vance
Eppers	Long	Rigler	Walker
Frommelt			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 250, a bill for an act relating to the acceptance and distribution of federal funds, services, commodities or equipment 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 546, a bill for an act to appropriate from the general fund to the state soil conservation committee the sum of one million one hundred thousand dollars to carry on soil conservation work in soil conservation districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 703, a bill for an act relating to voluntary mental illness patients and to the creation of a mental illness patient fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 747, a bill for an act to appropriate from the general fund for the biennium to the social welfare department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 751, a bill for an act to appropriate funds to the board of control for the repair or restoration of a building, restoration and replacement of furniture, etc., and other items of inventory damaged or destroyed by fire in the shops building at the training school for boys at Eldora.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 752, a bill for an act to appropriate from the general fund of the state to the department of public instruction for the use of a revolving fund for the veterans administration, school lunch program and mentally retarded children and students who fail to complete their high school education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 758, a bill for an act to appropriate from the Iowa public employees retirement system to the employment security commission for the costs of the administration.

Also: I am directed to return herewith, as requested by the Senate, House File 712, a bill for an act to appropriate from the general fund of the state to the department of public instruction for general state aid for school districts.

Also: I am directed to return herewith, as requested by the Senate, House File 713, a bill for an act to appropriate from the general fund of the state to the department of public instruction for state aid for transportation.

Also: I am directed to return herewith, as requested by the Senate, House File 715, a bill for an act to appropriate from the general fund of the state to the department of public instruction for supplemental aid to certain school districts of the state.

Also: That the House has adopted the following concurrent resolution, in which the concurrence of the House was asked:

Senate Concurrent Resolution 24, requesting the return from the Governor of Senate File 380 for further consideration.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 703, a bill for an act relating to voluntary mental illness patients and to the creation of a mental illness patient fund.

Read first and second times and referred to the sifting committee.

House File 747, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund, old-age assistance fund, and aid to the disabled fund; to make available to residents of the state, federal funds to be used for aid to the disabled; to appropriate county and state funds for said purpose; and to provide for the uniform administration throughout the state of said fund for the benefit of the disabled under the supervision of the state board of social welfare.

Read first and second times and referred to the committee on appropriations.

House File 751, a bill for an act to appropriate funds to the board of control for the repair or restoration of a building, and for the restoration and replacement of furniture, fixtures, equipment and other items of inventory damaged or destroyed by fire in the shops building at the training school for boys at Eldora on April 4, 1959.

Read first and second times and referred to the committee on appropriations.

House File 752, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction twelve thousand dollars (\$12,000.00) for use as a revolving fund for the veterans administration, and five thousand dollars (\$5,000.00) for the school lunch program, and fifteen thousand dollars (\$15,000.00) for mentally retarded children and students who fail to complete their high school education.

Read first and second times and referred to the committee on appropriations.

House File 758, a bill for an act to appropriate from the Iowa public employees retirement system fund two hundred seven thousand seven hundred dollars (\$207,700.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1958.

Read first and second times and referred to the committee on appropriations.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 167, 403, 404, 405, 406 and 428; also, House Files 99, 271, 318, 358, 359, 382, 393, 403, 410, 443, 451, 452, 480, 503, 539, 591, 594, 660, 686, 698, 699, 702, 720 and 736.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 167, 403, 404, 405, 406 and 428; also, House Files 99, 271, 318, 358, 359, 382, 393, 403, 410, 443, 451, 452, 480, 503, 539, 591, 594, 660, 686, 698, 699, 702, 720 and 736.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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, 1959, sent to the Governor for his approval: Senate Files 494, 503, 504, 507, 508, 509, 524, 531, 537, 538, 539 and 540.

LEROY GETTING, *Chairman.*

Passed on file.

AMENDMENTS FILED

- 1 Amend Senate File 385 by striking the word "one" in line
- 2 six of section 1, and inserting in lieu thereof the word "five".

ANDREW G. FROMMELT.

- 1 Amend House File 152 as follows:
- 2 Amend section 2 by striking therefrom lines
- 3 14 through 15 inclusive and substituting in

4 lieu thereof the following: "5. All employees under the
5 jurisdiction of the state board of regents except those
6 employees in units which are required to be under a
7 merit system as a condition of eligibility for receiving
8 federal funds."

IRVING D. LONG.

1 Amend House File 152 by adding after line 44 in section 2
2 as a separate paragraph the following: "Employees of the
3 State Historical Society".

L. M. BOOTHBY.

1 Amend House File 152 by adding before line 44 of section 2 the
2 following as a separate paragraph:
3 "15. Employees of or persons appointed by the Supreme Court,
4 District or Municipal Courts."

D. C. NOLAN.
DAVID O. SHAFF.

1 Amend House File 152 by adding after line 43
2 of section 2 the following:
3 "15. Employees of the state commission for the blind."

JOHN A. WALKER.
FRANK HOXIE.
JIM O. HENRY.
LAWRENCE PUTNEY.

1 Amend House File 264, section 1, line 6, by inserting after
2 the word "fee" the following: ", and upon receipt of an
3 application containing all required information, in due form and
4 properly executed, showing that the proposed structure will
5 comply with all applicable regulations of the political sub-
6 division in which it is to be located and upon payment of the
7 required permit fee, the board of supervisors shall, within
8 seven (7) days, issue a permit to the applicant".

W. C. STUART.

1 Amend House File 690, section 7, as follows:

2 1. By striking in line 15, the words and figures "thirty-
3 five (35)" and inserting in lieu thereof the words and figures
4 "thirty-six (36)".

5 2. By striking in line 17, the words and figures "thirty-
6 two (32)" and substituting in lieu thereof the words and
7 figures "thirty-four (34)".

GEORGE E. O'MALLEY.

1 Amend House File 690 by striking from lines 6 and
2 7 of section 6 the following: ", during his
3 lifetime only,".

JAKE B. MINCKS.

1 Amend House File 712 by adding thereto the following sections:
2 Sec. 2. Section two hundred eighty-six A point one (286A.1),
3 Code 1958, is amended by striking the word "The" from line one
4 (1) of said section and by inserting in lieu thereof the following:
5 "The taxpayers of the".
6 Said section is further amended by inserting after the first

7 paragraph a new paragraph as follows:

8 "References in this chapter providing for reimbursement to
9 school districts shall mean reimbursement to the taxpayers of
10 such districts in the form of a credit by the county treasurer
11 on their individual property taxes for school purposes."

12 Sec. 3. Section two hundred eighty-six A point five (286A.5),
13 Code 1958, is amended as follows:

14 1. Add after the word "district" in line two (2) the words
15 "may make application for general aid and".

16 2. Insert after the word "district" in line five (5) the
17 following:

18 "together with the amount of the total assessed valuation of
19 the property in the district. Said calculation shall be
20 supplied to the state comptroller not later than September 1."

21 3. Strike the last sentence from said section and insert
22 the following:

23 "Any district which fails to make application by July 5 shall
24 forfeit its right to general state aid."

25 4. The state comptroller shall certify as soon as possible af-
26 ter September 1 of each year to the county auditor of each county
27 the amount of general aid to which each school district will be
28 entitled and the total of such aid to be distributed to all
29 districts and portions of districts in the county. Following
30 this the comptroller shall draw his warrant in said total sum
31 payable to the county treasurer as moneys are available for gen-
32 eral aid.

33 In the event a school district is located in two or more
34 counties, the aid to the district, shall be apportioned to such
35 counties in the same ratio that the assessed valuation on property
36 in the district located in each county bears to the total
37 assessed valuation of the district. The department of public
38 instruction shall obtain this data and make the apportionment.

39 Upon receiving such certification from the state comptroller,
40 the county auditor shall determine the amount thereof to be
41 credited to each taxpayer in the school district, and shall enter
42 the same upon tax lists as a credit against the tax levied against
43 each such taxpayer before delivering said tax lists to the county
44 treasurer. Upon receipt of the comptroller's warrant by the
45 county auditor, he shall deliver said warrant to the county
46 treasurer for credit to the appropriate school district. The
47 county treasurer shall show on each tax receipt the amount of
48 tax credit to each taxpayer and such credit shall be labeled
49 "state aid for schools". In case of change of ownership the
50 credit shall follow the title.

51 Sec. 4. Section two hundred eighty-six A point seven (286A.7),
52 Code 1958, is amended by striking all of lines seven (7) to
53 eleven (11), inclusive, and inserting in lieu thereof the follow-
54 ing:

55 "The general fund of a district receiving general state aid
56 shall be used only for the following purposes:"

57 Sec. 5. Section two hundred eighty-six A point seven (286A.7),
58 Code 1958, is amended by striking lines three (3) to fifteen (15),
59 inclusive, of subsection three (3) and inserting in lieu thereof
60 the following:

61 "The board of directors of each school district shall

62 prepare a budget as required by law setting out the amount of
63 money proposed to be expended from the general fund disregarding
64 any general state aid, state transportation aid and state supple-
65 mental aid and the amount to be raised by taxation for general
66 fund purposes shall be fixed after deducting from said amount
67 any other funds to be received from the state."

68 Sec. 6. Section two hundred eighty-six A point one (286A.1),
69 Code 1958, is amended by striking the period (.) in line ten (10)
70 of said section and by inserting in lieu thereof the following:
71 "in addition to any millage rate levied that may be paid by
72 state aid in the form of a credit to the taxpayer. Calculation
73 of the amount of such millage shall be made by the state depart-
74 ment of public instruction from the amount of such state aid and
75 the total assessed valuation of the district. Said calculation
76 shall be supplied by the department to the county auditor of the
77 county wherein the district is located."

78 Sec. 7. Sections two (2) to six (6), inclusive, of this Act
79 shall be effective on and after July 1, 1960.

D. C. NOLAN.
X. T. PRENTIS.

1 Amend House File 713 by adding thereto the following sections:

2 Sec. 2. Section two hundred eighty-five point one (285.1),
3 Code 1958, is amended by striking all of subsection fifteen (15)
4 and inserting in lieu thereof the following:

5 "15. The taxpayers of every school district, which is required
6 by law to provide transportation, shall be reimbursed by the
7 state for transportation costs incurred in the amount and manner
8 as provided in this chapter. However, no state reimbursement
9 shall be made to the taxpayers of school districts to cover
10 costs incurred in transporting pupils from home to a bus route,
11 or any others not entitled to free transportation, but who are
12 transported at the expense of the home district or the parents.

13 "References in this chapter providing for reimbursement to
14 school districts shall mean reimbursement to the taxpayers of
15 such districts in the form of a credit by the county treasurer on
16 their individual property taxes for school purposes."

17 Sec. 3. Section two hundred eighty-five point three (285.3),
18 Code 1958, is amended as follows:

19 1. Add after the word "year," in line four (4) the words
20 "make application therefor and".

21 2. Strike all of said section after the word "comptroller"
22 in line fifteen (15) and insert in lieu thereof the following:
23 ", not later than September 1, who shall certify as soon as
24 possible thereafter to the county auditor of each county the
25 amount of transportation aid to which each school district will
26 be entitled and the total of such aid to be distributed to all
27 the districts and portions of districts in the county. Follow-
28 ing this the comptroller shall draw his warrant in said total
29 sum payable to the county treasurer as moneys are available for
30 transportation aid.

31 "In the event a school district is located in two or more
32 counties, the aid to the district, shall be apportioned to such
33 counties in the same ratio that the assessed property valuation
34 of the school district in each county bears to the total assessed

35 valuation of the district. The department of public instruction
36 shall obtain this data and make the apportionment.

37 "Upon receiving such certification from the state comptroller,
38 the county auditor shall determine the amount thereof to be
39 credited to each taxpayer in the school district, and shall
40 enter the same upon tax lists as a credit against the tax
41 levied against each such taxpayer before delivering said tax
42 lists to the county treasurer. Upon receipts of the comptroller's
43 warrant by the county auditor, he shall deliver said warrant to
44 the county treasurer for credit to the appropriate school dis-
45 trict. The county treasurer shall show on each tax receipt the
46 amount of tax credit to each taxpayer and each credit shall be
47 labeled "state aid to schools". In case of change of ownership
48 the credit shall follow the title.

49 Sec. 4. Section two hundred eighty-five point three (285.3),
50 Code 1958, is amended by adding in line nine (9) after the word
51 "pupils" the following new sentence:

52 "Any district which fails to make application by said date
53 shall forfeit its right to state transportation aid."

54 Sec. 5. Sections two (2) to four (4), inclusive, of this
55 Act shall be effective on and after July 1, 1960.

D. C. NOLAN.
X. T. PRENTIS.

1 Amend House File 715 by adding hereto the following sections:

2 Sec. 2. Section two hundred eighty-six point one (286.1),
3 Code 1958, is amended by inserting in line four (4) after the
4 word, "state," the words "the taxpayers of".

5 Also by adding at the end of said section the following:

6 "references in this chapter providing for reimbursement to
7 school districts shall mean reimbursement to the taxpayers of
8 such districts in the form of a credit by the county treasurer
9 on their individual property taxes for school purposes."

10 Sec. 3. Section two hundred eighty-six point seven (286.7),
11 Code 1958, is amended by adding in line five (5) after the word
12 "district" the words "may make application for supplemental aid
13 and".

14 Further amend said section by inserting a new sentence after
15 the word "district" in line nine (9) as follows:

16 "Any district which fails to make application by said
17 date shall forfeit its right to supplemental aid."

18 Sec. 4. Chapter two hundred eighty-six (286), Code 1958, is
19 amended by adding the following section:

20 "The state comptroller shall certify as soon as possible after
21 September 1 of each year to the county auditor of each county
22 the amount of supplemental aid to which each school district
23 will be entitled and the total of such aid to be distributed to
24 all districts and portions of districts in the county. Following
25 this the comptroller shall draw his warrant in the said total
26 sum payable to the county treasurer as moneys are available
27 for supplemental aid.

28 "In the event a school district is located in two or more
29 counties, the aid to the district, shall be apportioned to such
30 counties in the same ratio that the assessed property valuation
31 of the school district in each county bears to the total assessed

32 valuation of the district. The department of public instruction
33 shall obtain this data and make the apportionment."

34 Sec. 5. Chapter two hundred eighty-six (286), Code 1958, is
35 amended by adding the following section:

36 "Upon receiving such certification from the state comptroller,
37 the county auditor shall determine the amount thereof to be
38 credited to each taxpayer in the school district, and shall enter
39 the same upon tax lists as a credit against the tax levied
40 against such taxpayer before delivering said tax lists to the
41 county treasurer. Upon receipt of the comptroller's warrant by
42 the county auditor, he shall deliver said warrant to the county
43 treasurer for credit to the appropriate school district. The
44 county treasurer shall show on each tax receipt the amount of
45 tax credit to each taxpayer and such credit shall be labeled
46 'state aid for schools'. In case of change of ownership the
47 credit shall follow the title."

48 Sec. 6. Section two hundred eighty-six point four (286.4),
49 Code 1958, is amended by striking the period (.) in line five
50 (5) of subsection three (3) and inserting in lieu thereof the
51 following: "in addition to any millage rate levied that may be
52 paid by state aid in the form of a credit to the taxpayer.
53 Calculation of the amount of such millage shall be made by the
54 state department of public instruction from the amount of such
55 state aid and the total assessed valuation of the district. Said
56 calculation shall be supplied by the department to the county
57 auditor of county wherein the district is located."

58 Sec. 7. Sections two (2) to five (5), inclusive, of this Act
59 shall be effective on and after July 1, 1960.

D. C. NOLAN.
X. T. PRENTIS.

1 Amend House File 732 as follows:

2 1. By striking all following the enacting clause and
3 inserting in lieu thereof:

4 Section 1. Section five hundred nine point four
5 (509.4), Code 1958, is hereby amended by adding thereto
6 the following:

7 "Employees of the state or any political subdivision
8 thereof may authorize in writing the deduction from their
9 salaries or wages the amount of their premiums as they
10 accrue on any policy issued under this section. The state
11 and its political subdivisions are authorized to make
12 payment to the issuing insurer the amount of the premiums
13 for which payroll deductions have been made.

14 "Nothing in this section shall be construed to authorize
15 any premium contribution by any public employer."

CARROLL F. McCURDY.

1 Amend House File 745 by adding a new section as follows:

2 "Amend section two hundred twenty-three point fourteen
3 (223.14), Code 1958, by inserting in line one (1) following
4 the word 'for' the words 'seventy-five (75) percent of the
5 cost of'.

6 Amend section two hundred thirty point twenty-one (230.21),
7 Code 1958, by inserting after the word 'transfer' in line

8 five (5) the words 'seventy-five (75) percent of' and by
 9 inserting after the word 'revenue' in line seven (7) the
 10 words 'which shall constitute full payment thereof'."

IRVING D. LONG.
 JOHN A. WALKER.

1 Amend the appropriations committee amendment to House File
 2 745, part 5, by striking the words and figures "forty million
 3 two hundred thirty-seven thousand forty dollars (\$40,237,040.00)"
 4 from lines 4 and 5 and inserting in lieu thereof the following:
 5 "thirty-nine million nine hundred eighty-seven thousand forty
 6 dollars (\$39,987,040.00)".

APPROPRIATIONS COMMITTEE,
 X. T. PRENTIS, *Chairman*,

1 Amend House File 745 by adding the following after line
 2 twelve (12) of section sixteen (16):
 3 "The said sum of five hundred thousand (500,000) dollars shall
 4 be used as follows:
 5 For out-patient care to approximately
 6 2,400 mental patients in county homes;
 7 for aid and support to community mental
 8 health clinics; and to strengthen
 9 existing children's programs\$ 250,000.00
 10 For mental health services at the
 11 Training School for Boys, the Training
 12 School for Girls, the Juvenile Home, the
 13 Iowa Annie Wittenmyer Home, the Women's
 14 Reformatory, the Men's Reformatory,
 15 and the State Penitentiary\$ 250,000.00"
 JIM O. HENRY.

1 Amend House File 747, section 1, as follows:
 2 1. By striking in lines 4 and 5 the words and figure "eighteen
 3 million four hundred fifty thousand dollars (\$18,450,000.00)"
 4 and inserting in lieu thereof the following: "eighteen million
 5 four hundred sixty thousand dollars (\$18,460,000.00)".
 6 2. By inserting after line 12 the following:
 7 "Support for Indians residing on a reservation\$10,000.00"
 8 3. By striking in line 15 the figure "18,450,000.00" and inserting in
 9 lieu thereof the figure "18,460,000.00".

LAWRENCE PUTNEY.

On motion of Senator Schroeder, the Senate adjourned until 9:00
 a.m., Monday, April 27, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 27, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Perry Sampson, pastor of the Lutheran Church, Kanawha, Iowa.

PETITION

By Senator Hoxie, from members of the Degree of Honor Protective Association in opposition to a tax on fraternal societies.

THIRD READING OF BILLS

Senator Miller asked and received unanimous consent to take up out of order House File 81, a bill for an act to provide for the immediate collection of personal property taxes when the owner is a resident of the State of Iowa, and is about to remove from the county or is about to dispose of his taxable personal property, and relating to the lien of personal taxes.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Getting	Mincks	Schroeder
Buck	Gillespie	Moore	Scott
Butler	Gilmour	Nolan	Shaff
Byers	Hansen	O'Malley	Shoeman
Coleman	Harbor	Potter	Stuart
Dewel	Henry	Prentis	Turner
Dykhouse	Hoschek	Price	Vance
Edelen	Hoxie	Prince	Walker
Elijah	Lynes	Rigler	Weber
Eppers	McCurdy	Ringgenberg	Wolf
Fisher	Miller		

Nays, none.

Absent or not voting, 8:

Evans	Grimstead	Hoffman	O'Connor
Frommelt	Hill	Long	Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, House File 690, a bill for an act to amend chapter eighty-five (85), Code 1958, relating to workmen's

compensation, so as to increase the maximum weekly compensation for death, for permanent total disabilities and permanent partial disabilities, to increase the compensation for temporary disability and during the healing period, and to provide for children's dependency benefits, to provide for payment of wages for time lost by employees for physical examinations and transportation therefor, to provide for optional coverage to employers engaged in agriculture, to provide subrogation rights to the State of Iowa, to liberalize payment for prosthetic devices, and to redefine certain terms, was taken up and considered.

Senator Mincks offered the following amendment and moved its adoption:

Amend House File 690 by striking from lines 6 and 7 of section 6 the following: ", during his lifetime only,".

The amendment was adopted.

Senator O'Malley asked and received unanimous consent to withdraw the amendment filed by him and found on page 1191 of the Senate Journal.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	Miller	Ringgenberg
Buck	Gillespie	Mincks	Schroeder
Butler	Gilmour	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Malley	Shoeman
Dewel	Harbor	Potter	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hill	Price	Vance
Elijah	Hoschek	Prince	Walker
Eppers	Hoxie	Putney	Weber
Fisher	Lynes	Rigler	Wolf
Frommelt	McCurdy		

Nays, none.

Absent or not voting, 4:

Evans	Hoffman	Long	O'Connor
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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 Dykhouse took the chair at 10:40 a.m.

On motion of Senator Buck, House File 721, a bill for an act to amend chapter eighty-five A (85A), Code 1958, by adding a new occupational disease of radiation injuries, was taken up and considered.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Getting	McCurdy	Ringgenberg
Buck	Gillespie	Miller	Scott
Butler	Gilmour	Mincks	Shaff
Byers	Grimstead	Moore	Shoeman
Coleman	Hansen	Nolan	Stuart
Dewel	Harbor	Potter	Turner
Dykhouse	Henry	Prentis	Vance
Edelen	Hill	Price	Walker
Elijah	Hoschek	Prince	Weber
Eppers	Hoxie	Putney	Wolf
Fisher	Lynes	Rigler	

Nays, none.

Absent or not voting, 7:

Evans	Hoffman	O'Connor	Schroeder
Frommelt	Long	O'Malley	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

RECONSIDERATION OF HOUSE FILE 712

Senator Nolan moved that the rules be suspended and that the Senate reconsider the vote by which House File 712, a bill for an act to appropriate thirty-one million dollars (\$31,000,000.00) from the general fund of the State of Iowa to the department of public instruction for general state aid for school districts as provided by chapter two hundred eighty-six A (286A) of the Code, passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 712 passed the Senate?" the vote was:

Ayes, 44:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Scott
Byers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dewel	Henry	O'Connor	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Prentis	Vance
Elijah	Hoxie	Price	Walker
Fisher	Long	Prince	Weber
Getting	Lynes	Putney	Wolf

Nays, none.

Absent or not voting, 6:

Eppers	Frommelt	O'Malley	Schroeder
Evans	Hoffman		

The motion prevailed and the Senate reconsidered the vote.

Senator Nolan asked and received unanimous consent to reconsider the vote by which House File 712 went to its third reading.

Senator Nolan asked and received unanimous consent to reconsider the vote by which the amendment to House File 712, found on pages 1018 and 1019 of the Journal, was adopted.

Senator Nolan asked and received unanimous consent to substitute the following amendment, filed by Senators Nolan and Prentis, for said amendment:

Amend House File 712 by adding thereto the following sections:

Sec. 2. Section two hundred eighty-six A point one (286A.1), Code 1958, is amended by striking the word "The" from line one (1) of said section and by inserting in lieu thereof the following: "The taxpayers of the".

Said section is further amended by inserting after the first paragraph a new paragraph as follows:

"References in this chapter providing for reimbursement to school districts shall mean reimbursement to the taxpayers of such districts in the form of a credit by the county treasurer on their individual property taxes for school purposes."

Sec. 3. Section two hundred eighty-six A point five (286A.5), Code 1958, is amended as follows:

1. Add after the word "district" in line two (2) the words "may make application for general aid and".

2. Insert after the word "district" in line five (5) the following: "together with the amount of the total assessed valuation of the property in the district. Said calculation shall be supplied to the state comptroller not later than September 1."

3. Strike the last sentence from said section and insert the following:

"Any district which fails to make application by July 5 shall forfeit its right to general state aid."

4. The state comptroller shall certify as soon as possible after September 1 of each year to the county auditor of each county the amount of general aid to which each school district will be entitled and the total of such aid to be distributed to all districts and portions of districts in the county. Following this the comptroller shall draw his warrant in said total sum payable to the county treasurer as moneys are available for general aid.

In the event a school district is located in two or more counties, the aid to the district, shall be apportioned to such counties in the same ratio that the assessed valuation on property in the district located in each county bears to the total assessed valuation of the district. The department of public instruction shall obtain this data and make the apportionment.

Upon receiving such certification from the state comptroller, the county auditor shall determine the amount thereof to be credited to each taxpayer in the school district, and shall enter the same upon tax lists as a credit against the tax levied against each such taxpayer before delivering said tax lists to the county treasurer. Upon receipt of the comptroller's warrant by the county auditor, he shall deliver said warrant to the county treasurer for credit to the appropriate school district. The county treasurer shall show on each tax receipt the amount of tax credit to each taxpayer and such credit shall be labeled "state aid for schools". In case of change of ownership the credit shall follow the title.

Sec. 4. Section two hundred eighty-six A point seven (286A.7), Code 1958, is amended by striking all of lanes seven (7) to eleven (11), inclusive, and inserting in lieu thereof the following:

"The general fund of a district receiving general state aid shall be used only for the following purposes:"

Sec. 5. Section two hundred eighty-six A point seven (286A.7), Code 1958, is amended by striking lines three (3) to fifteen (15), inclusive, of subsection three (3) and inserting in lieu thereof the following:

"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 disregarding any general state aid, state transportation aid and state supplemental aid and the amount to be raised by taxation for general fund purposes shall be fixed after deducting from said amount any other funds to be received from the state."

Sec. 6. Section two hundred eighty-six A point one (286A.1), Code 1938, is amended by striking the period (.) in line ten (10) of said section and by inserting in lieu thereof the following: "in addition to any millage rate levied that may be paid by state aid in the form of a credit to the taxpayer. Calculation of the amount of such millage shall be made by the state department of public instruction from the amount of such state aid and the total assessed valuation of the district. Said calculation shall be supplied by the department to the county auditor of the county wherein the district is located."

Sec. 7. Sections two (2) to six (6), inclusive, of this Act shall be effective on and after July 1, 1960.

Senator Nolan offered the following amendment to the amendment:

Amend the amendment by striking the quote mark from the end of line 24 and the figure "4." from line 25 and insert a quote mark at the end of line 50.

Further amend said amendment by striking from line 67 the words, "from the state".

On motion of Senator Nolan, the Senate resolved itself into a committee of the whole for the purpose of further questioning on House File 712.

COMMITTEE OF THE WHOLE

The Senate arose from the committee of the whole and resumed regular session.

President McManus took the chair at 11:55 a.m. •

On motion of Senator Nolan, the amendment to the amendment was adopted.

Senator Nolan moved the adoption of the amendment as amended and requested a roll call.

On the question "Shall the amendment as amended be adopted?" the vote was:

Ayes, 15:

Boothby	Dykhouse	Hoxie	Putney
Butler	Fisher	Nolan	Ringgenberg
Byers	Gillespie	Prentis	Schroeder
Coleman	Hoffman	Prince	

Nays, 32:

Buck	Harbor	Mincks	Shaff
Edelen	Henry	Moore	Shoeman
Elijah	Hill	O'Connor	Stuart
Eppers	Hoschek	O'Malley	Turner
Getting	Long	Potter	Vance
Gilmour	Lynes	Price	Walker
Grimstead	McCurdy	Rigler	Weber
Hansen	Miller	Scott	Wolf

Absent or not voting, 3:

Dewel	Evans	Frommelt
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The amendment as amended was lost.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Butler	Hansen	Moore	Schroeder
Coleman	Harbor	Nolan	Scott
Dewel	Hill	O'Connor	Shaff
Dykhouse	Hoffman	O'Malley	Shoeman
Edelen	Hoschek	Potter	Stuart
Elijah	Hoxie	Prentis	Turner
Eppers	Long	Price	Walker
Fisher	Lynes	Prince	Weber
Getting	McCurdy	Putney	Wolf
Gillespie			

Nays, none.

Absent or not voting, 5:

Byers	Frommelt	Henry	Vance
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

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MESSAGES 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, relating to claims processed by the State appeal board and rejected by the joint claims committee.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 99, a bill for an act to change the final date for filing petitions for improvement of secondary highways by private funds.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 225, a bill for an act to enable and empower the state to convey certain easements and rights in, to and over certain lands owned by the state in furtherance of the Coralville Reservoir Project.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 262, a bill for an act relating to the education of handicapped children.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 293, a bill for an act relating to credit unions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 315, a bill for an act relating to warrants drawn by the state comptroller.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 318, a bill for an act relating to claims against the state filed with the state comptroller.

Also: That the House has concurred in Senate amendments to and passed House File 299, a bill for an act to authorize the establishment of a Mississippi River parkway planning commission and to authorize the appointment of a parkway planning commission and to make an appropriation for expenses.

Also: That the House has concurred in Senate amendments to and passed House File 446, a bill for an act to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 538, a bill for an act to provide for an exclusion from the imposition of use tax for returned merchandise.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 729, a bill for an act relating to chauffeurs' licenses.

Also: That the House has concurred in Senate amendments to and passed House File 731, a bill for an act to legalize and validate the proceedings for the organization and establishment of the New Market Community School District, in the Counties of Page and Taylor, and declaring said district a duly and legally organized corporate body as provided by law.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 748, a bill for an act relating to the recreation fund of municipal corporations.

Also: That the House insists on its amendment to Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, and requests a conference and the Speaker has appointed as members of the conference committee, on the part of the House, Representatives McNeal, Swisher, Stanley and Stephens.

Also: That the House has rejected the second conference committee report on Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns, and requests a conference and the Speaker has appointed as members of the third conference committee, on the part of the House, Representatives Eveland, Cagley, Jarvis and Christophel.

Also: That the House insists on its amendment to Senate File 336, a bill for an act relating to the reorganization of school districts, and requests a conference and the Speaker has appointed as members of the conference committee, on the part of the House, Representatives Dunton, Kimball, Rockwell and Freed.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 262

Amend Senate File 262, section 2, as follows:

1. By striking subsection 2.
2. By striking subsection 4.
3. By renumbering the remaining subsections.

HOUSE MESSAGES CONSIDERED

House File 538, a bill for an act to provide for an exclusion from the imposition of use tax for returned merchandise.

Read first and second times and referred to the sifting committee.

House File 729, a bill for an act relating to chauffeurs' licenses.

Read first and second times and referred to the sifting committee.

House File 748, a bill for an act to amend section four hundred four point eleven (404.11), Code 1958, relating to the recreation fund of municipal corporations.

Read first and second times and referred to the sifting committee.

APPOINTMENT OF CONFERENCE COMMITTEES SENATE JOINT RESOLUTION 16

President McManus announced the appointment of the following Senators on the part of the Senate on the conference committee on Senate Joint Resolution 16: Senators Schroeder, O'Malley, Lynes and Moore.

SENATE FILE 345

President McManus announced the appointment of the following Senators on the part of the Senate on the third conference committee on Senate File 345: Senators Rigler, Wolf, McCurdy and Potter.

SENATE FILE 336

President McManus announced the appointment of the following Senators on the part of the Senate on the conference committee on Senate File 336: Senators Rigler, Shaff, Hoffman and Coleman.

Senator Schroeder asked and received unanimous consent that all bills passed this morning be immediately messaged to the House, which request was complied with.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

RECONSIDERATION OF HOUSE FILE 713

Senator Nolan moved that the rules be suspended and that the Senate reconsider the vote by which House File 713, a bill for an act to appropriate from the general fund of the State of Iowa six million dollars (\$6,000,000.00) to the department of public instruction for state aid for transportation as provided by chapter two hundred eighty-five (285) of the Code, passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 713 passed the Senate?" the vote was:

Ayes, 44:

Boothby	Fisher	Long	Prince
Buck	Frommelt	Lynes	Rigler
Butler	Getting	McCurdy	Ringgenberg
Byers	Gillespie	Miller	Schroeder
Coleman	Gilmour	Mincks	Shaff
Dewel	Hansen	Moore	Shoeman
Dykhouse	Harbor	Nolan	Stuart
Edelen	Hill	O'Connor	Turner
Elijah	Hoffman	O'Malley	Vance
Eppers	Hoschek	Potter	Walker
Evans	Hoxie	Prentis	Weber

Nays, none.

Absent or not voting, 6:

Grimstead	Price	Scott	Wolf
Henry	Putney		

The motion prevailed and the Senate reconsidered the vote.

Senator Nolan asked and received unanimous consent that the Senate reconsider the vote by which House File 713 went to its third reading.

Senator Nolan asked and received unanimous consent that the Senate reconsider the vote by which the amendment as amended to House File 713, found on pages 1020, 1021 and 1022 of the Senate Journal, was adopted.

Senator Nolan asked and received unanimous consent to withdraw said amendment.

Senator Nolan asked and received unanimous consent to withdraw the amendment filed by Senators Nolan and Prentis and found on pages 1193 and 1194 of the Senate Journal.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Frommelt	Lynes	Prince
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Riggenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Harbor	Nolan	Shoeman
Dykhouse	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Elijah	Hoschek	Potter	Vance
Eppers	Hoxie	Prentis	Walker
Evans	Long	Price	Weber
Fisher			

Nays, none.

Absent or not voting, 5:

Grimstead	Putney	Scott	Wolf
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

RECONSIDERATION OF HOUSE FILE 715

Senator Nolan moved that the rules be suspended and that the Senate reconsider the vote by which House File 715, a bill for an act to appropriate from the general fund of the State of Iowa eight million dollars (\$8,000,000.00) to the department of public instruction for supplemental aid to certain school districts of the state, as provided by chapter two hundred eighty-six (286) of the Code, passed the Senate.

On the question "Shall the Senate reconsider the vote by which House File 715 passed the Senate?" the vote was:

Ayes, 48:

Boothby	Evans	Hoffman	O'Connor
Buck	Fisher	Hoschek	O'Malley
Butler	Frommelt	Hoxie	Potter
Byers	Getting	Long	Prentis
Coleman	Gillespie	Lynes	Price
Dewel	Gilmour	McCurdy	Prince
Dykhouse	Grimstead	Miller	Putney
Edelen	Hansen	Mincks	Rigler
Elijah	Harbor	Moore	Ringgenberg
Eppers	Hill	Nolan	Schroeder

Scott Shaff	Shoeman Stuart	Turner Vance	Walker Weber
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Nays, none.

Absent or not voting, 2:

Henry	Wolf
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The motion prevailed and the Senate reconsidered the vote.

Senator Nolan asked and received unanimous consent that the Senate reconsider the vote by which House File 715 went to its third reading.

Senator Nolan asked and received unanimous consent that the Senate reconsider the vote by which the amendment, filed by Senators Nolan and Prentis and found on pages 1022 and 1023 of the Senate Journal, was adopted.

Senator Nolan asked and received unanimous consent to withdraw said amendment.

Senator Nolan asked and received unanimous consent to withdraw the amendment to House File 715, filed by Senators Nolan and Prentis and found on pages 1194 and 1195 of the Senate Journal.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Ringgenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shaff
Dykhouse	Harbor	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Walker
Fisher	Long	Prince	Weber

Nays, none.

Absent or not voting, 2:

Henry	Wolf
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator O'Malley, House File 264, a bill for an act relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee, was taken up and considered.

Senator Stuart offered the following amendment and moved its adoption:

Amend House File 264, section 1, line 6, by inserting after the word "fee" the following: ", and upon receipt of an application containing all required information, in due form and properly executed, showing that the proposed structure will comply with all applicable regulations of the political subdivision in which it is to be located and upon payment of the required permit fee, the board of supervisors shall, within seven (7) days, issue a permit to the applicant".

The amendment was adopted.

Senator Walker asked and received unanimous consent to withdraw the amendment filed by him and found on page 1151 of the Senate Journal.

Senator Nolan offered the following amendment:

Amend House File 264 by striking in lines 2, 3 and 4 the following: "striking all of such section after the word, 'town' in line 18 and by inserting in lieu thereof the words," and insert in lieu thereof the following: "adding after the word 'imposed' in line 24 the following: 'that is more than two miles beyond the corporate limits of any city or town'".

Senator O'Malley asked unanimous consent that action on House File 264 be deferred.

Objection was raised.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

Senator Nolan moved the adoption of the amendment and requested a roll call.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 23:

Boothby	Grimstead	Nolan	Shaff
Butler	Hansen	O'Connor	Stuart
Dykhouse	Harbor	Prentis	Turner
Elijah	Hill	Price	Walker
Eppers	Hoffman	Putney	Weber
Gillespie	Lynes	Scott	

Nays, 27:

Buck	Frommelt	McCurdy	Rigler
Byers	Getting	Miller	Ringgenberg
Coleman	Gilmour	Mincks	Schroeder
Dewel	Henry	Moore	Shoeman
Edelen	Hoschek	O'Malley	Vance
Evans	Hoxie	Potter	Wolf
Fisher	Long	Prince	

Absent or not voting, none.

The amendment was lost.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Ringgenberg
Byers	Gilmour	Mincks	Schroeder
Coleman	Grimstead	Moore	Scott
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Henry	O'Connor	Stuart
Edelen	Hoschek	O'Malley	Turner
Eppers	Hoxie	Potter	Vance
Evans	Long	Price	Wolf
Fisher			

Nays, 8:

Elijah	Hill	Prentis	Shaff
Harbor	Hoffman	Prince	Weber

Absent or not voting, 1:

Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

CYRIL C. CLIFTON HONORED BY THE SENATE

Senator Dewel asked and received unanimous consent that the rules be suspended and that the Senate take up the following Senate resolution and moved its adoption:

SENATE RESOLUTION 2

By Dewel, Nolan and Lynes

Cyril C. Clifton was born in Sutherland, Iowa, in 1895. He was graduated from Grinnell College in 1916. He reported the General Assemblies in 1921 for the Iowa Homestead, and in 1923 was reporter for the Des Moines Register in the House of Representatives. The Des Moines Register then assigned him to the Senate in 1925 and he has served continuously since that date. He has been made an Honorary Member of the Pioneer Lawmakers and has received many honors in his chosen profession. He has announced his intention of retiring as of next year, hence this will be his final session on full duty for the Des Moines Register.

Whereas, Cyril C. Clifton for 38 years, with 34 years in the Senate, served the state as a reporter of the General Assemblies; and

Whereas, during such period Cyril C. Clifton has contributed valuable services to the State of Iowa in the reporting of the legislative news and such services are deserving of recognition;

Now, Therefore, Be It Resolved by the Senate: That the Secretary of the Senate be directed to have a copy of this resolution spread on the Journal of the Senate honoring Cyril C. Clifton for his many years of valuable service, and that a copy of this resolution be presented to him by the President of the Senate.

The motion prevailed and the resolution was unanimously adopted.

Senator Nolan asked and received unanimous consent that "Cy" be invited to the rostrum to address the Senate.

President McManus, on behalf of the members of the Senate, presented to Mr. Clifton an enrolled copy of the resolution.

In accepting this honor, Mr. Clifton said:

Thank you all very much. At this time I will now resolve back into my silence. God bless you all.

RECONSIDERATION OF SENATE FILE 380

Senator Wolf moved that the rules be suspended and that the Senate reconsider the vote by which the report of the enrolled bills committee on Senate File 380 was adopted.

On the question "Shall the Senate reconsider the vote by which the report was adopted?" the vote was:

Ayes, 42:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Ringgenberg
Butler	Gilmour	Moore	Scott
Byers	Hansen	Nolan	Shoeman
Coleman	Harbor	O'Connor	Stuart
Dewel	Henry	O'Malley	Turner
Dykhouse	Hill	Potter	Vance
Edelen	Hoffman	Prentis	Walker
Elijah	Hoschek	Price	Weber
Eppers	Long	Putney	Wolf
Frommelt	Lynes		

Nays, none.

Absent or not voting, 8:

Evans	Grimstead	Mincks	Schroeder
Fisher	Hoxie	Prince	Shaff

The motion prevailed.

Senator Wolf asked and received unanimous consent that, in accordance with Senate Concurrent Resolution 24, the Secretary be instructed to return to the House Senate File 380 for further consideration.

THIRD READING OF BILLS

On motion of Senator Wolf, House File 440, a bill for an act relating to intentional obstruction of emergency telephone calls, and providing a penalty therefor, was taken up and considered.

Senator Wolf moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Schroeder
Butler	Gilmour	Mincks	Scott
Eyers	Hansen	Moore	Shaff
Coleman	Harbor	Nolan	Shoeman
Dewel	Hill	O'Connor	Stuart
Dykhouse	Hoffman	O'Malley	Turner
Edelen	Hoschek	Potter	Walker
Elijah	Hoxie	Prentis	Weber
Eppers	Long	Price	Wolf
Frommelt	Lynes	Putney	

Nays, none.

Absent or not voting, 7:

Evans	Grimstead	Prince	Vance
Fisher	Henry	Ringgenberg	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, House File 397, a bill for an act relating to taxation, to provide for the prosecution of tax-law violators, to provide for the filing of an income tax return based on gross income, and to amend certain sections of the Code thereto, was taken up and considered.

Senator Miller offered the following amendment:

Amend House File 397, as amended by the House, as follows:

1. Strike all of sections 1 and 2 and renumber the remaining sections.
2. Strike the word and figure "five (5)" in line 5 of section 6 and insert in lieu thereof the following: "six (6)".
3. Strike all of section 7 and insert in lieu thereof the following:

"Sec. 7. It shall be unlawful for any officer or employee of the State of Iowa to divulge or to make known in any manner whatever not provided by law to any person the amount or source of income, profits, losses, expenditures, or any particular thereof, set forth or disclosed in any income return, or to permit any income return or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person except as provided by law; and it shall be unlawful for any person to print or publish in any manner whatever not provided by law any income return, or any part thereof or source of income, profits, losses, or expenditures appearing in any income return; and any person committing an offense against the foregoing provision shall, upon conviction for each such offense, be punished by imprisonment in the county jail for a term not exceeding one (1) year, or by a fine of not more than one thousand (1,000) dollars, or both; and if the offender be an officer or employee of the State of Iowa he shall also be dismissed from office or discharged from employment. Nothing herein shall prohibit turning over to duly authorized officers of the United States information and income returns pursuant to agreement between the state tax commission and the Secretary of the Treasury of the United States or his delegate."

Senator Long took the chair at 3:00 p.m.

Senator Potter offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding thereto the following: "Provided, however, that the State Tax Commission shall, on forms provided by such commission, require each resident of Iowa who is required to make and file an Iowa income tax report to list on such forms the following:

1. All money in cash or currency and all deposits in banks and savings and loan associations or other depositories in the State of Iowa;
2. All bonds with the current value thereof;
3. All corporate stocks with the market value thereof on the last day of the taxable year or the par value if no market value is ascertained;
4. The unpaid principal mortgages or mortgage notes as of the last day of the taxable year;
5. The unpaid value base of annuities.

Provided, further, that the State Tax Commission shall prepare abstracts of this information and transmit this information to the county or city assessor of the residence of each taxpayer, and this information shall constitute prima facie proof of moneys and credits subject to tax and shall be used by the assessor in making moneys and credits assessments as provided by law."

Senator Dewel raised a point of order on the amendment to the amendment for the reason that the amendment is not germane to the bill.

The Chair ruled the point well taken and the amendment to the amendment out of order.

On motion of Senator Miller, division 1 of the amendment was adopted.

On motion of Senator Miller, division 2 of the amendment was adopted.

On motion of Senator Miller, division 3 of the amendment was adopted.

President McManus took the chair at 3:30 p.m.

Senator Miller offered the following amendment, filed by Senators Potter and Miller, and moved its adoption:

Amend House File 397, section 3, line 6, by inserting after the second word "or" the word "willfully".

The amendment was adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend the title of House File 397 by striking everything after the word "Act" and inserting in lieu thereof the following:

"relating to violations of income tax laws, unauthorized disclosure of information, and penalties therefor."

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Gillespie	Lynes	Ringgenberg
Buck	Gilmour	McCurdy	Schroeder
Butler	Grimstead	Miller	Scott
Dykhouse	Hansen	Moore	Stuart
Edelen	Henry	Nolan	Turner
Elijah	Hill	O'Connor	Vance
Eppers	Hoffman	Potter	Walker
Fisher	Hoschek	Prince	Weber
Frommelt	Long	Rigler	Wolf
Getting			

Nays, 8:

Dewel	Harbor	Prentis	Putney
Evans	Hoxie	Price	Shoeman

Absent or not voting, 5:

Byers	Mincks	O'Malley	Shaff
Coleman		(present)	

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 passed the following bill in which the concurrence of the House was asked:

Senate File 23, a bill for an act to provide for destruction of certificate of title by county treasurer three years after date of notification of cancellation or issuance of new title.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 265, a bill for an act to increase the allotment to cities and towns from the road use tax fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 661, a bill for an act to permit the transfer of patients from institutions under the jurisdiction of the director of mental health to the men's reformatory.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 710, a bill for an act to provide for the continued operation of the mental health institutes under war conditions, and to authorize their use as emergency general hospitals in time of war.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 738, a bill for an act to change the name of Iowa State College of Agriculture and Mechanic Arts to Iowa State University of Science and Technology and to amend certain sections of the Code to conform to said change.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 761, a bill for an act relating to the state institution fund.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 661, a bill for an act to permit the transfer of patients from institutions under the jurisdiction of the director of mental health to the men's reformatory.

Read first and second times and referred to the sifting committee.

House File 710, a bill for an act to provide for the continued operation of the mental health institutes under emergency disaster, and to authorize their use as emergency general hospitals.

Read first and second times and referred to the sifting committee.

House File 738, a bill for an act to change the name of the Iowa State College of Agriculture and Mechanic Arts to Iowa State University of Science and Technology and to amend certain sections of the Code to conform to said change.

Read first and second times and referred to the sifting committee.

House File 761, a bill for an act relating to the state institution fund.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

Senator Schroeder asked and received unanimous consent to take up House File 761, a bill for an act relating to the state institution fund.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Eppers	Grimstead	Hoxie
Buck	Evans	Hansen	Long
Butler	Fisher	Harbor	Lynes
Coleman	Frommelt	Henry	Miller
Dewel	Getting	Hill	Nolan
Dykhouse	Gillespie	Hoffman	O'Connor
Elijah	Gilmour	Hoschek	O'Malley

Potter	Rigler	Shaff	Vance
Prentiss	Ringgenberg	Shoeman	Walker
Price	Schroeder	Stuart	Weber
Prince	Scott	Turner	Wolf
Putney			

Nays, none.

Absent or not voting, 5:

Byers	McCurdy	Mincks	Moore
Edelen			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that all bills passed this afternoon be immediately messaged to the House, which request was complied with.

SENATE CONCURRENT RESOLUTION 25

By Schroeder

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives be presented with the chairs occupied by them during the session, and that the custodian of the State House be instructed to crate such chairs for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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, 266, 346, 489, 492, 510, 512, 514, 515, 516, 517, 521, 523 and 546; also, House Files 104 and 719.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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, 266, 346, 489, 492, 510, 512, 514, 515, 516, 517, 521, 523 and 546; also, House Files 104 and 719.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 April, 1959, sent to the Governor for his approval: Senate Files 167, 250, 403, 404, 405, 406, 428, 546, 266, 346, 489, 492, 510, 512, 514, 515, 516, 517, 521 and 523.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 23, 1959, the Governor had approved the following bill:

Senate File 429, relating to Indians residing on a reservation in the State of Iowa.

A communication was also received announcing that on April 24, 1959, the Governor had approved the following bill:

Senate File 411, relating to permissive use of duplicators.

AMENDMENTS FILED

- 1 Amend the Gilmour amendment to House File 152, dated April
- 2 21, 1959, by inserting, after line 30 thereof, the following:
- 3 "(k) Employees of the banking department."

EARL ELIJAH.
PETER F. HANSEN.
ROBERT R. RIGLER.

- 1 Amend House File 152 by striking lines 32, 33 and 34 from
- 2 section 2, and inserting in lieu thereof the following:
- 3 "12. Employees of the of the banking department."

EARL ELIJAH.
PETER F. HANSEN.
ROBERT R. RIGLER.

- 1 Amend House File 152 by adding after line 44 in section 2
- 2 as a separate paragraph the following: "Employees of the Board
- 3 of Control".

L. M. BOOTHY.

- 1 Amend House File 152 as follows:
- 2 1. Amend section 2, line 8, by inserting after the words
- 3 "boards" a comma, and strike the word "and", and insert
- 4 following the word "commissions" the following "and officers".
- 5 2. Further amend section 2, line 10, by striking the words
- 6 "One principal assistant or deputy" and inserting "Not more
- 7 than three principal assistants or deputies as provided by
- 8 statute".
- 9 3. Further amend section 2, line 11, by inserting following
- 10 the word "elective" the words, "and appointive". Further
- 11 amend by striking the period in section 2, line 11, and inserting

12 "and for each principal assistant or deputy."

13 4. Further amend section 2 by inserting the following new
14 subsection immediately following
15 line 43:

16 "The employees and appointees under the attorney general,
17 employees and appointees of the supreme court, employees and
18 appointees of the clerk and reporter of the supreme court, and
19 employees and appointees of the adjutant general."

20 5. Amend section 8 by striking all of lines 1 through 7
21 and inserting the following:

22 "Each department head from time to time may, and at the
23 request of the governor shall, subject to the approval of the
24 governor, adopt a table of organization for his department
25 and file the same with the director of civil service. Such
26 table shall set forth the job title, number of personnel, and
27 maximum and minimum compensation, for each position enumerated.
28 Pending completion of the said tables, tables and classifica-
29 tions made pursuant to section eight point five (8.5) or
30 chapter one (1), section fifty-four (54), Acts of the 57th
31 General Assembly, shall remain in force and effect.

32 In compliance with the aforesaid tables of organization
33 the civil service commission shall have power to adopt rules
34 for the classified service. Amendments thereto may be made in
35 the same manner."

36 Further amend said section 8 by inserting after the word
37 "commission" in line 16 the words "and the governor".

38 6. Further amend House File 152 by striking all of section 12,
39 and by renumbering the remaining sections.

JACK SCHROEDER.
IRVING D. LONG.

On motion of Senator Schroeder, the Senate adjourned until 9:30
a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 28, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Richard G. Mohr, pastor of the Grace Baptist Church, Winterset, Iowa.

SPECIAL ANNOUNCEMENT

Senator Putney rose on a point of personal privilege and announced that today, April 28, was the thirty-ninth birthday of Senator Stuart. " 'Happy Birthday' to you, Senator, from all of the members of the Senate."

Senator Schroeder rose on a point of personal privilege and announced that it was also the birthday of Senator Ringgenberg, and on behalf of the members of the Senate wished him a "Happy Birthday."

PRESENTATION OF VISITORS

Senator O'Malley asked and received unanimous consent to present to the Senate seventy-five students from St. Theresa's School, Des Moines, who were present in the balcony accompanied by their instructors, Sister Mary Lorraine and Sister Mary Frances Cabreni.

UNFINISHED BUSINESS MOTION TO RECONSIDER

Senator Hansen called up for further consideration the following motion and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 385 failed to pass the Senate on April 21, 1959.

Roll call was demanded.

On the question "Shall the Senate reconsider the vote by which Senate File 385 failed to pass the Senate?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Boothby	Frommelt	Hill	Moore
Byers	Gillespie	Hoffman	O'Connor
Coleman	Gilmour	Hoschek	O'Malley
Dewel	Grimstead	McCurdy	Potter
Edelen	Hansen	Miller	Schroeder
Elijah	Henry	Mincks	Wolf
Eppers			

Nays, 21:

Buck	Long	Prince	Shoeman
Butler	Lynes	Rigler	Stuart
Evans	Nolan	Ringgenberg	Vance
Fisher	Prentis	Scott	Walker
Harbor	Price	Shaff	Weber
Hoxie			

Absent or not voting, 4:

Dykhouse	Getting	Putney	Turner
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The motion prevailed.

Senator Frommelt asked and received unanimous consent that the Senate reconsider the vote by which Senate File 385, a bill for an act to amend chapter eighty-eight (88), Code 1958, relating to health and safety appliances, went to its third reading.

Senator Frommelt offered the following amendment and moved its adoption:

Amend Senate File 385 by striking the word "one" in line six of section 1, and inserting in lieu thereof the word "five".

The amendment was adopted.

Senator Rigler moved that Senate File 385 be laid on the table.

Roll call was demanded.

On the question "Shall Senate File 385 be laid on the table?" the vote was:

Ayes, 26:

Boothby	Getting	Price	Shoeman
Buck	Harbor	Prince	Stuart
Butler	Henry	Putney	Turner
Byers	Long	Rigler	Vance
Elijah	Lynes	Ringgenberg	Walker
Evans	Nolan	Scott	Weber
Fisher	Prentis		

Nays, 19:

Coleman	Gilmour	McCurdy	Potter
Edelen	Hansen	Mincks	Schroeder
Eppers	Hill	Moore	Shaff
Frommelt	Hoffman	O'Connor	Wolf
Gillespie	Hoschek	O'Malley	

Absent or not voting, 5:

Dewel	Grimstead	Hoxie	Miller
Dykhouse			

The motion prevailed and Senate File 385 was laid on the table.

THIRD READING OF BILLS

On motion of Senator Harbor, House File 57, a bill for an act relating to the establishment of a marketing division within the Iowa

department of agriculture, and to make an appropriation therefor, with report of committee on agriculture recommending passage and the report of the committee on appropriations recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

Senator Nolan took the chair at 10:30 a.m.

The following committee amendment was considered:

Amend House File 57, section 9, by striking from lines 3 and 4 the words and figures "thirty-five thousand dollars (\$35,000.00)" and inserting in lieu thereof the following: "twenty thousand dollars (\$20,000.00)".

On motion of Senator Prentis, the committee amendment was adopted.

Senator Hoffman offered the following amendment, filed by Senators Hoffman and Putney:

Amend House File 57 as follows:

Strike all of lines 1, 2, 3 and 4 and the word "indicated." in line 5 of section 4 and insert in lieu thereof the following:

"All funds received under section three (3) and appropriations made herein shall be set aside in a 'marketing division' fund."

Further amend section 4 by striking everything after the word "year" as it appears the second time in line 8 and insert in lieu thereof a "period (.)".

Further amend House File 57 by striking the words and figures "five dollars (\$5.00)" in line 23 of section 6 and insert in lieu thereof the words and figures "thirty dollars (\$30.00)".

Further amend section 6, line 25 by striking the word and figure "dollars (\$100.00)" and insert in lieu thereof the word "days".

Senator Hoffman moved the adoption of the following portion of the amendment:

Amend House File 57 as follows:

Strike all of lines 1, 2, 3 and 4 and the word "indicated." in line 5 of section 4 and insert in lieu thereof the following:

"All funds received under section three (3) and appropriations made herein shall be set aside in a 'marketing division' fund."

Further amend section 4 by striking everything after the word "year" as it appears the second time in line 8 and insert in lieu thereof a period (.)".

The amendment was lost.

Senator Hoffman asked and received unanimous consent to withdraw the following portion of the amendment:

Further amend House File 57 by striking the words and figures "five dollars (\$5.00)" in line 23 of section 6 and insert in lieu thereof the words and figures "thirty dollars (\$30.00)".

Further amend section 6, line 25 by striking the word and figure "dollars (\$100.00)" and insert in lieu thereof the word "days".

Senator O'Connor moved the previous question on the bill, which motion prevailed.

Senator Eppers moved that House File 57 be laid on the table.

Roll call was demanded.

On the question "Shall House File 57 be laid on the table?" the vote was:

Ayes, 14:

Butler	Eppers	Hoffman	Moore
Byers	Frommelt	Hoschek	O'Connor
Coleman	Gilmour	Mincks	Wolf
Dykhouse	Hansen		

Nays, 35:

Boothby	Harbor	O'Malley	Scott
Buck	Henry	Potter	Shaff
Dewel	Hill	Prentis	Shoeman
Elijah	Hoxie	Price	Stuart
Evans	Long	Prince	Turner
Fisher	Lynes	Putney	Vance
Getting	McCurdy	Rigler	Walker
Gillespie	Miller	Ringgenberg	Weber
Grimstead	Nolan	Schroeder	

Absent or not voting, 1:

Edelen

The motion was lost.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 34:

Buck	Grimstead	O'Malley	Scott
Butler	Harbor	Potter	Shaff
Coleman	Henry	Prentis	Shoeman
Dewel	Hoxie	Price	Stuart
Edelen	Long	Prince	Turner
Elijah	Lynes	Rigler	Vance
Fisher	McCurdy	Ringgenberg	Walker
Getting	Miller	Schroeder	Weber
Gillespie	Nolan		

Nays, 15:

Boothby	Evans	Hill	Moore
Byers	Frommelt	Hoffman	O'Connor
Dykhouse	Gilmour	Hoschek	Wolf
Eppers	Hansen	Mincks	

Absent or not voting, 1:

Putney

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

President McManus took the chair at 11:50 p.m.

Senator Byers called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 26

By Byers

Be It Resolved by the Senate, the House Concurring: That the Fifty-eighth General Assembly adjourn sine die at five o'clock p.m., Friday, May 1, 1959.

Senator Schroeder moved as a substitute motion that action on the resolution be temporarily deferred, 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 409, a bill for an act relating to liability insurance for commissions, departments, boards and agencies of the state and their employees.

Also: That the House has concurred in Senate amendments to and passed House File 264, a bill of an act relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.

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 the sale of bonds for public utility plants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 505, a bill for an act relating to the employment of executive officers of the institutions under the board of control, making the provisions of living accommodations optional instead of compulsory, and permitting the board to pay additional cash in lieu of providing living accommodations.

Also: That the House has concurred in Senate amendments to and passed House File 709, a bill for an act relating to the assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 371, a bill for an act to amend section three hundred ninety-seven point ten (397.10), Code 1958, relating to the sale of bonds for public utility plants.

Read first and second times and referred to the sifting committee.

House File 505, a bill for an act relating to the employment of

executive officers of the institutions under the board of control, making the provisions of living accommodations optional instead of compulsory, and permitting the board to pay additional cash in lieu of providing living accommodations.

Read first and second times and referred to the sifting committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 23, 99, 225, 265, 293, 315 and 318.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
Chairman House Committee.

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate: Senate Files 23, 99, 225, 265, 293, 315 and 318.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 April, 1959, sent to the Governor for his approval: Senate Files 23, 99, 225, 265, 293, 315 and 318.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 1959, the Governor had approved the following bill:

Senate File 494, relating to claims against the State of Iowa.

A communication was received announcing that on April 27, 1959, the Governor had approved the following bills:

Senate File 503, relating to claims against the State of Iowa.

Senate File 504, relating to claims against the State of Iowa.

Senate File 507, relating to claims against the State of Iowa.

Senate File 508, relating to claims against the State of Iowa.

Senate File 509, relating to claims against the State of Iowa.

Senate File 524, relating to claim against the State of Iowa.

Senate File 531, relating to claims against the State of Iowa.

Senate File 537, relating to claims against the State of Iowa.

Senate File 538, relating to claims against the State of Iowa.

Senate File 539, relating to claims against the State of Iowa, and the State Highway Commission or its employees.

Senate File 540, relating to claim against the State of Iowa.

REPORT OF COMMITTEE

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 752**, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction twelve thousand dollars (\$12,000.00) for use as a revolving fund for the veterans administration, and five thousand dollars (\$5,000.00) for the school lunch program, and fifteen thousand dollars (\$15,000.00) for mentally retarded children and students who fail to complete their high school education, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Gilmour amendment filed April 21 to House File 152
- 2 by striking the period (.) in line 27 and inserting in lieu
- 3 thereof the following:
- 4 "and all registered engineers and all registered engineers-
- 5 in-training employed in state institutions and agencies and as
- 6 accredited by the state board of engineering examiners under
- 7 chapter one hundred fourteen (114), Code 1958."

CARL H. RINGGENBERG.

- 1 Amend House File 152, section 2, by adding after line
- 2 43 a new subsection as follows: "Employees of the Board of
- 3 Control".

L. M. BOOTHY.

- 1 Amend House File 152, section 2, by striking all of lines 27,
- 2 28 and 29 and inserting in lieu thereof the following:
- 3 "10. Employees of the banking department."

EARL ELIJAH.
PETER F. HANSEN.
ROBERT R. RIGLER.

- 1 Amend House File 152 by striking all of section 13
- 2 and inserting in lieu thereof the following:
- 3 "Sec. 13. 1. Any employee who is dismissed or demoted after
- 4 completing his probationary period of service, or who is
- 5 suspended for more than thirty (30) days in any one (1) year,
- 6 may, within thirty (30) days after such dismissal, demotion
- 7 or suspension, appeal to the commission for review thereof.
- 8 Upon such review, both the appealing employee and the
- 9 appointing authority whose action is reviewed shall have
- 10 the right to be heard publicly and to present evidentiary
- 11 facts. At the hearing on such appeals, technical rules of
- 12 evidence shall not apply. If the commission finds that the

13 action complained of was taken by the appointing authority
 14 for any political, religious or racial reason, the employee
 15 shall be reinstated to his former position or a position of
 16 like status and pay without loss of pay for the period of
 17 his suspension. In all other cases, the findings and
 18 recommendations of the commission shall be submitted to and
 19 considered by the appointing authority, who may, not later
 20 than thirty (30) days after receipt of such finding and
 21 recommendations, reinstate the employee with or without pay
 22 for the period of suspension, or otherwise modify his original
 23 decision of suspension, demotion or discharge. When any
 24 employee is dismissed and not reinstated after such appeal
 25 the commission in its discretion may direct that his name
 26 be placed on an appropriate reemployment list for employment
 27 in any similar position other than the one from which he had
 28 been removed. Any action or decision taken or made hereunder
 29 shall be final and not subject to judicial review."

GENE L. HOFFMAN.

1 Amend House File 706 by striking lines 3 and
 2 4 of section 1 and inserting in lieu thereof
 3 the following:
 4 "inserting before the word 'net' in line six (6) the
 5 words 'first twenty-five thousand (25,000) dollars and
 6 three and one-half (3½) percent of all over twenty-five
 7 thousand (25,000) dollars'."

JACK MILLER.

Explanation to Amendment to House File 706

Filed by Miller April 28, 1959

1 In view of the difference in federal tax rates between
 2 the 30% on the first \$25,000 of taxable income and 52% on all
 3 taxable income in excess of \$25,000, a flat 3% increase in Iowa
 4 corporation income tax will have a discriminatory effect. In
 5 order to have a substantially equal out-of-pocket effect as
 6 between small business corporations having \$25,000 or less
 7 taxable income and larger corporations having taxable income
 8 in excess of \$25,000, the rate structure should be as follows:
 9 Taxable income of \$25,000 or less 3%
 10 All taxable income in excess thereof 3½%
 11 (a) \$25,000 taxable income in 30% federal bracket
 12 \$500 tax now at 2%
 13 \$750 tax at 3%
 14 \$250 increase
 15 Less \$75 decrease in federal tax on account of deduction
 16 of \$250
 17 \$175 Out-of-pocket tax increase
 18 (b) \$25,000 taxable income in 52% federal bracket
 19 \$500 tax now at 2%
 20 \$875 tax at 3%
 21 \$375 increase
 22 \$195 decrease in federal tax on account of deduction
 23 of \$375
 24 \$180 Out-of-pocket tax increase

25 This rate structure will, according to the State Tax
26 Commission (Research Division) produce about \$2,340,000
27 additional revenue. A flat 3% rate will produce only
28 \$1,795,000 additional revenue.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 29, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Robert Rupert, pastor of the Methodist Church, Stratford, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Turner for the day on request of Senator Price; Senator Fisher for the day on request of Senator Price; Senator Shoeman for the day on request of Senator Price.

PRESENTATION OF VISITORS

Senator Long, on behalf of Senator Fisher, asked and received unanimous consent to present to the Senate fifteen students from the Lacona High School who were present in the balcony accompanied by their instructor, Charles L. Beam.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-six students from the Roosevelt School at Ames, Story County, Iowa, who were present in the balcony accompanied by their instructor, Helen Coe.

Senator Walker asked and received unanimous consent to present to the Senate thirty-five students from the Jewell High School who were present in the balcony accompanied by their instructor, Laverna Larson.

Senator Prince asked and received unanimous consent to present to the Senate sixty-four students from the Adel Community School who were present in the balcony accompanied by their instructors, Hazel Jacobson and Theodore Garoutte.

Senator McCurdy asked and received unanimous consent to present to the Senate eighteen students from the Wright Grade School who were present in the balcony accompanied by their instructor, Lovina Stanley.

SPECIAL ANNOUNCEMENT

Senator Vance rose on a point of personal privilege and said:

GENTLEMEN OF THE SENATE: I would like to call your attention to the cover of the May 4 issue of Time magazine. One of Mount Pleasant,

Iowa's own boys, now head of the Physics Department at the State University, Dr. James Van Allen, appears on the cover and in the edition is a cover story that I recommend you all read.

Permit me, if I may, to point out a few statements taken from the article. One place he is referred to as, and I quote, "the United States' most famed space scientist." In referring to his working quarters at the University the article states, and again I quote, "in an area that was originally used for storage is the most famed space instrument laboratory in the United States." Still at another point in making reference to the Van Allen radiation belt, the article states, "no human name has ever been given to a more majestic feature of the planet earth."

Only yesterday Dr. Van Allen was elected to the National Academy of Sciences. Election to this academy is regarded as one of the highest honors that can be conferred upon an American scientist.

Mount Pleasant, Iowa Wesleyan College, the University and the State of Iowa can be justly proud of one of its favorite sons.

Senator Vance asked and received unanimous consent that the foregoing remarks be printed in the Senate Journal.

INTRODUCTION OF JOINT RESOLUTION

Senate Joint Resolution 19, by committee on appropriations, a joint resolution creating the capitol planning commission having the duty to advise concerning the location of monuments, statues and related memorials on the capitol grounds and the type of architecture and construction of buildings to be erected on the capitol grounds, repairs and restoration thereof, and making appropriation therefor.

Read first and second times and placed on the calendar.

HOUSE FILE 57 MESSAGED TO THE HOUSE

Senator Dewel asked and received unanimous consent that House File 5, passed by the Senate on April 28, be immediately messaged the House, which request was complied with.

Senator Schroeder called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 25

By Schroeder

Be It Resolved by the Senate, the House Concurring: That the President of the Senate and the Speaker of the House of Representatives be presented with the chairs occupied by them during the session, and that the custodian of the State House be instructed to crate such chairs for shipment to the home residence of the President of the Senate and the Speaker of the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House be authorized and directed to procure suitable name plates to be properly engraved and attached to the chairs.

The motion prevailed and the resolution was unanimously adopted.

HOUSE AMENDMENT CONSIDERED

Senator Rigler called up for consideration Senate File 262, a bill for an act to amend chapter two hundred eighty-one (281), Code 1958, relating to the education of handicapped children, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 262, section 2, as follows:

1. By striking subsection 2.
2. By striking subsection 4.
3. By renumbering the remaining subsections.

The Senate concurred in the House amendment.

Senator Rigler moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Frommelt	McCurdy	Putney
Buck	Getting	Miller	Rigler
Butler	Gillespie	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Coleman	Harbor	Nolan	Scott
Dewel	Hill	O'Connor	Shaff
Dykhouse	Hoffman	O'Malley	Stuart
Edelen	Hoschek	Potter	Vance
Elijah	Hoxie	Prentis	Weber
Eppers	Long	Price	Wolf
Evans	Lynes	Prince	

Nays, none.

Absent or not voting, 7:

Fisher	Grimstead	Shoeman	Walker
Gilmour	Henry	Turner	

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 20, authorizing the Secretary of the Senate and the Chief Clerk of the House to attend the 1959 and 1960 sessions of the National Association of Legislative Service Agencies which is a part of the Council of State Governments.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 22, providing for presentation of chairs to Senator J. Kendall Lynes and Senator X. T. Prentis.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 541, a bill for an act relating to the height of reflectors on vehicles.

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 the method of service of notice by the motor vehicle department.

Also: That the House has concurred in Senate amendments to and passed House File 690, 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 Senate is asked:

House File 764, a bill for an act to amend House File four hundred three (403), Acts of the Fifty-eighth General Assembly, relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGES CONSIDERED

House File 150, a bill for an act to repeal section three hundred twenty-one point sixteen (321.16), Code 1958, and to enact a substitute in lieu thereof, relating to the method of service of notice by the motor vehicle department.

Read first and second times and referred to the sifting committee.

House File 764, a bill for an act to amend House File four hundred three (403), Acts of the Fifty-eighth General Assembly, relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

Read first and second times and placed on the calendar.

THIRD READING OF BILLS

Senator O'Malley asked and received unanimous consent to take up for consideration House File 764, a bill for an act to amend House File four hundred three (403), Acts of the Fifty-eighth General Assembly, relating to special permits for the transportation of mobile homes of excess size on the highways of the state.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Coleman	Elijah	Getting
Buck	Dewel	Eppers	Gillespie
Butler	Dykhouse	Evans	Hansen
Byers	Edelen	Frommelt	Harbor

Hill	Mincks	Price	Shaff
Hoffman	Moore	Prince	Stuart
Hoschek	Nolan	Putney	Vance
Hoxie	O'Connor	Rigler	Walker
Long	O'Malley	Ringgenberg	Weber
Lynes	Potter	Schroeder	Wolf
McCurdy	Prentis	Scott	

Nays, none.

Absent or not voting, 7.

Fisher	Grimstead	Miller	Turner
Gilmour	Henry	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Prentis called up the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 13

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 1958:

W. R. Kendrick, miscellaneous office expense (House)	\$ 12.24
Des Moines Rubber Stamp Co., stamps and name plate (House)..	13.25
Storey Kenworthy Co., four chair mats (House)	37.40
Radio Trade Supply Co., voting machine parts (House)	30.44
Office Machine Supply Co., typewriter repairs and ribbons (House)	78.00
Northwestern Bell Telephone Co., telephone installation and service (House)	58.15
Remington Rand, typewriters, ribbons for enrolling room (House)	665.40
Koch Brothers, desk and pad for Speaker (House)	348.80
Executive Council, postage, supplies and telephone (House)	2,872.58
Des Moines Rubber Stamp Co., 2 rubber stamps, 1 doorkeeper's badge (Senate)	5.65
Northwestern Bell Telephone Co., local service and toll charge, February-March (Senate)	33.55
Storey Kenworthy Co. lamps and tubes (Senate)	29.44
Office Machine Supply Co., repair typewriters (Senate)	33.00
Koch Brothers, Sheaffer desk set, Webster dictionary, walnut gavel, chair mat (Senate)	57.25
Executive Council, supplies (Senate)	1,945.87
Executive Council, installation and rental telephone January-February (Senate)	226.67
Executive Council, postage (Senate)	51.72
Northwestern Bell Telephone Co., local service (Senate)	2.50

R. A. Townsend, photographs for official register (Joint)	91.50
Remington Rand, supplies for code editor's office (Joint)	214.20
Total	\$6,802.61

The state comptroller is hereby authorized and directed to issue warrants for amounts above listed and to persons and firms to whom such amounts are due.

On the question "Shall House Concurrent Resolution 13 be adopted?" the vote was:

Ayes, 48:

Boothby	Frommelt	McCurdy	Rigler
Buck	Getting	Miller	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Malley	Stuart
Dykhouse	Hill	Potter	Vance
Edelen	Hoschek	Prentis	Walker
Elijah	Hoxie	Price	Weber
Eppers	Long	Prince	Wolf
Evans	Lynes	Putney	

Nays, none.

Absent or not voting, 7:

Fisher	Henry	O'Connor	Turner
Gilmour	Hoffman	Shoeman	

The resolution having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 714, a bill for an act to make an appropriation from the general fund of the State of Iowa to the department of public instruction for specified school aid, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weber offered the following amendment and moved its adoption:

Amend House File 714 by striking from section 1, lines 4 and 5, the words "one million three hundred twenty-one thousand five hundred dollars (\$1,321,500.00)" and inserting in lieu thereof the following: "one million two hundred ninety-four thousand five hundred dollars (\$1,294,500)".

Amend section 1 by striking all of line 11.

Amend section 1, line 26 by striking the figures "\$1,321,500.00" and inserting in lieu thereof "\$1,294,500".

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19:

Boothby	Eppers	Hansen	Rigler
Butler	Frommelt	Lynes	Schroeder
Byers	Getting	O'Connor	Weber
Dykhouse	Gillespie	Prentis	Wolf
Elijah	Grimstead	Prince	

Nays, 23:

Buck	Hill	Mincks	Scott
Coleman	Hoffman	Nolan	Shaff
Dewel	Hoschek	O'Malley	Stuart
Edelen	Hoxie	Price	Vance
Evans	Long	Putney	Walker
Harbor	McCurdy	Ringgenberg	

Absent or not voting, 8:

Fisher	Henry	Moore	Shoeman
Gilmour	Miller	Potter	Turner

The amendment was lost.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Frommelt	Lynes	Rigler
Buck	Getting	McCurdy	Ringgenberg
Butler	Gillespie	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Hill	O'Malley	Vance
Edelen	Hoffman	Prentis	Walker
Elijah	Hoschek	Price	Weber
Eppers	Hoxie	Prince	Wolf
Evans	Long	Putney	

Nays, none.

Absent or not voting, 7:

Fisher	Henry	Potter	Turner
Gilmour	Miller	Shoeman	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 752, a bill for an act to appropriate from the general fund of the State of Iowa to the department of public instruction twelve thousand dollars (\$12,000.00) for use as a revolving fund for the veterans administration, and five thousand dollars (\$5,000.00) for the school lunch program, and fifteen thousand dollars (\$15,000.00) for mentally retarded children and students who fail to complete their high school education, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	Miller	Rigler
Butler	Gillespie	Mincks	Ringgenberg
Byers	Grimstead	Moore	Schroeder
Coleman	Hansen	Nolan	Scott
Dewel	Harbor	O'Connor	Shaff
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Prince	Wolf

Nays, none.

Absent or not voting, 6:

Fisher	Henry	Shoeman	Turner
Gilmour	McCurdy		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Harbor, House File 429, a bill for an act to provide subdistricts of soil conservation districts with the right of eminent domain, was taken up and considered.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 44:

Boothby	Frommelt	Lynes	Putney
Buck	Getting	McCurdy	Rigler
Butler	Gillespie	Miller	Ringgenberg
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Nolan	Scott
Dewel	Harbor	O'Connor	Shaff
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Vance
Elijah	Hoschek	Prentis	Walker
Eppers	Hoxie	Price	Weber
Evans	Long	Prince	Wolf

Nays, none.

Absent or not voting, 6:

Fisher	Henry	Shoeman	Turner
Gilmour	Moore		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Harbor asked and received unanimous consent that Senate File 423 be withdrawn from further consideration of the Senate.

On motion of Senator Miller, House File 455, a bill for an act to amend section three hundred sixty-five point ten (365.10), Code 1958, to provide that the civil service veterans' preference shall not apply to promotions, was taken up and considered.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 455 by striking the period (.) in line 4 and inserting in lieu thereof the following: "; further by striking the period (.) in line twelve (12) and inserting in lieu thereof the following: ' ; except that preference in promotions within a department shall be given such men and women who were employed in such department at the time of their entry into such military or naval service.' "

Senator Harbor took the chair at 11:10 a.m.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 9:

Gillespie	Hoxie	Miller	Prince
Henry	McCurdy	Mincks	Walker
Hoffman			

Nays, 31:

Boothby	Evans	Lynes	Schroeder
Buck	Getting	Moore	Scott
Butler	Grimstead	Nolan	Shaff
Byers	Hansen	O'Malley	Stuart
Dewel	Harbor	Prentis	Vance
Edelen	Hill	Price	Weber
Elijah	Hoschek	Rigler	Wolf
Eppers	Long	Ringgenberg	

Absent or not voting, 10:

Coleman	Frommelt	Potter	Shoeman
Dykhouse	Gilmour	Putney	Turner
Fisher	O'Connor		

The amendment was lost.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 38:

Boothby	Elijah	Harbor	Mincks
Buck	Eppers	Hill	Moore
Butler	Evans	Hoschek	Nolan
Byers	Getting	Hoxie	O'Malley
Coleman	Gillespie	Long	Potter
Dewel	Grimstead	Lynes	Prentis
Edelen	Hansen	McCurdy	Price

Prince
Rigler
Schroeder

Scott
Shaff
Stuart

Vance
Walker

Weber
Wolf

Nays, none.

Absent or not voting, 12:

Dykhouse
Fisher
Frommelt

Gilmour
Henry
Hoffman

Miller
O'Connor
Putney

Ringgenberg
Shoeman
Turner

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dykhouse, House File 688, a bill for an act relating to rental of properties acquired but not immediately needed for improvement of public highways and to amend chapter three hundred six (306), Code 1958, 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:

Boothby
Buck
Butler
Byers
Coleman
Dewel
Dykhouse
Edelen
Elijah
Eppers
Evans

Frommelt
Gillespie
Grimstead
Hansen
Harbor
Henry
Hill
Hoffman
Hoschek
Hoxie
Long

Lynes
McCurdy
Miller
Mincks
Moore
Nolan
O'Connor
O'Malley
Potter
Prentis
Price

Putney
Rigler
Ringgenberg
Schroeder
Scott
Shaff
Stuart
Vance
Walker
Weber
Wolf

Nays, none.

Absent or not voting, 6:

Fisher
Getting

Gilmour
Prince

Shoeman

Turner

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Dykhouse asked and received unanimous consent that Senate File 482 be withdrawn from further consideration of the Senate.

On motion of Senator Frommelt, House File 152, a bill for an act to establish a merit system of personnel administration for the civil service of the state, and to repeal acts and parts of acts in conflict therewith, was taken up for further consideration.

Senator Gilmour offered the following amendment:

Amend House File 152 by striking section 2 and inserting in lieu thereof the following:

"Sec. 2. 1. Classified service; exceptions therefrom. The classified service shall apply to all employees of the state and to all positions in the state civil service now existing or hereafter established, except the following:

(a) The general assembly, employees of the general assembly and other officers elected by popular vote and persons appointed to fill vacancies in elective offices.

(b) All members of boards and commissions whose appointments are otherwise provided for by statute.

(c) One (1) principal assistant or deputy and one (1) stenographer or secretary or both for each elective official.

(d) Individuals employed directly in the governor's office.

(e) All presidents, deans, professors, instructors, research assistants, and other teachers in any of the institutions under the jurisdiction of the state board of regents, and student employees of such institution.

(f) Patients or inmates employed in state institutions.

(g) Persons employed in a professional or scientific capacity to make or conduct a temporary and special inquiry, investigation or examination on behalf of the general assembly or a committee thereof, or by authority of the governor.

(h) Officers and enlisted men of the armed services under state jurisdiction.

(i) All members of the medical profession employed in state institutions.

(j) Part time professional employees paid on a per diem or on a fee basis and not engaged in administrative duties and whose condition of employment is approved by the commission.

2. The joint merit system now effective in state agencies expending federal funds shall remain in full force and effect so far as it applies to such agencies, until such time as the plan and rules promulgated under the provisions of this Act are approved by the appropriate federal agencies. At that time these agencies shall become subject to all provisions of this Act. Any employee who has received appointment under the Iowa merit system shall retain his position, or a position of comparable status and pay. At such time as the plan and rules are approved by the federal agency, the Iowa merit system council shall transfer all its records, property and other material to the Iowa civil service commission.

3. Nothing herein shall be construed as precluding the appointing authority from filling any position in the manner in which positions in the classified service are filled."

Further amend section 4 by striking in lines 1 and 2 the words "The civil service commission" and insert in lieu thereof the words "Upon recommendation of the civil service commission, the governor".

Senator Elijah offered the following amendment to the amendment, filed by Senators Elijah and Rigler:

Amend the amendment by inserting, after line 30 thereof, the following: "(k) Employees of the banking department."

President McManus took the chair at 11:45 a.m.

Senator Elijah asked and received unanimous consent to withdraw the amendment, filed by him and Senators Hansen and Rigler, and found on page 1216 of the Senate Journal.

Senator Dewel called attention to the call of the Senate, found on page 1153, on action on House File 152.

Senator Miller moved that the call of the Senate on action on House File 152 be lifted.

Senator Wolf moved as a substitute motion that Senators Fisher, Shoeman and Turner, previously excused for the day, be excused from the call of the Senate.

On motion of Senator Long, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

The Senate resumed consideration of the substitute motion by Senator Wolf that Senators Fisher, Shoeman and Turner be excused from the call of the Senate.

On the question "Shall the substitute motion be adopted?" the vote was:

Ayes, 42:

Boothby	Gilmour	McCurdy	Putney
Buck	Grimstead	Mincks	Rigler
Butler	Hansen	Moore	Ringgenberg
Coleman	Harbor	Nolan	Schroeder
Dewel	Henry	O'Connor	Scott
Dykhouse	Hill	O'Malley	Shaff
Edelen	Hoffman	Potter	Stuart
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf
Gillespie	Lynes		

Nays, 3:

Byers	Getting	Miller
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Absent or not voting, 5:

Evans	Shoeman	Turner	Walker
Fisher			

The motion prevailed and the substitute motion prevailed.

CALL OF THE SENATE

Roll call revealed all members present with the exception of those excused from the call.

The Senate resumed consideration of the amendment to the amendment, filed by Senators Elijah, Hansen and Rigler to the amendment filed by Senator Gilmour.

Senator Elijah moved the adoption of the amendment to the amendment.

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 20:

Boothby	Elijah	Long	Schroeder
Buck	Evans	Miller	Scott
Butler	Gillespie	Prince	Stuart
Byers	Grimstead	Rigler	Vance
Edelen	Hansen	Ringgenberg	Weber

Nays, 27:

Coleman	Harbor	McCurdy	Prentis
Dewel	Henry	Mincks	Price
Dykhouse	Hill	Moore	Putney
Eppers	Hoffman	Nolan	Shaff
Frommelt	Hoschek	O'Connor	Walker
Getting	Hoxie	O'Malley	Wolf
Gilmour	Lynes	Potter	

Absent or not voting:

Fisher	Shoeman	Turner
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The amendment to the amendment was lost.

Senator Ringgenberg offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking the period (.) in line 27 and inserting in lieu thereof the following:

"and all registered engineers and all registered engineers-in-training employed in state institutions and agencies and as accredited by the state board of engineering examiners under chapter one hundred fourteen (114), Code 1958."

Division was called for.

The amendment to the amendment was lost.

Senator Miller offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 15 through 18 and inserting in lieu thereof the following:

"e. All employees under the jurisdiction of the state board of regents."

Roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 21:

Buck	Getting	Miller	Schroeder
Butler	Gillespie	Nolan	Shaff
Byers	Grimstead	O'Malley	Stuart
Dykhouse	Hansen	Putney	Vance
Elijah	Long	Ringgenberg	Weber
Evans			

Nays, 26:

Boothby	Harbor	McCurdy	Prince
Coleman	Henry	Mincks	Rigler
Dewel	Hill	Moore	Scott
Edelen	Hoffman	O'Connor	Walker
Eppers	Hoschek	Potter	Wolf
Frommelt	Hoxie	Prentis	
Gilmour	Lynes	Price	

Absent or not voting, 3:

Fisher	Shoeman	Turner
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The amendment to the amendment was lost.

Senator Gilmour offered the following amendment to the amendment and moved its adoption:

Amend the amendment by striking all of lines 26 and 27 in section 2 of division (i).

Further amend the amendment by relettering the divisions.

The amendment to the amendment was adopted.

Senator Gilmour moved the adoption of the amendment as amended.

Roll call was demanded.

On the question "Shall the amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 16:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf

Nays, 31:

Boothby	Getting	Miller	Schroeder
Buck	Gillespie	Nolan	Scott
Butler	Grimstead	Prentis	Shaff
Byers	Harbor	Price	Stuart
Dewel	Henry	Prince	Vance
Dykhouse	Hoxie	Putney	Walker
Elijah	Long	Rigler	Weber
Evans	Lynes	Ringgenberg	

Absent or not voting, 3:

Fisher	Shoeman	Turner
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The amendment as amended was lost.

Senator Frommelt offered the following amendment, filed by Senators Frommelt and Gilmour, and moved its adoption; and requested a roll call:

Amend House File 152 by striking section 11 and substituting in lieu thereof the following:

"Sec. 11. Employees holding positions in the classified service herein

for one (1) year or more immediately prior to January 1, 1959, shall be retained in their positions upon the attainment of a passing grade in an examination within two (2) years after the effective date of this act. Those holding their positions for less than one (1) year immediately prior to January 1, 1959, shall also be continued in their respective positions, provided within one (1) year after this act takes effect they pass a qualifying test prescribed by the director. Those who shall have failed to qualify as provided herein shall be dismissed from their positions within thirty (30) days after establishment of an eligibility list for their respective positions. Nothing herein shall preclude the reclassification or reallocation as provided by this act of any position held by any such incumbent."

Senator Dewel moved the previous question on the amendment, which motion prevailed.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 16:

Coleman	Gilmour	Hoschek	O'Connor
Edelen	Hansen	McCurdy	O'Malley
Eppers	Hill	Mincks	Potter
Frommelt	Hoffman	Moore	Wolf

Nays, 29:

Boothby	Gillespie	Miller	Schroeder
Buck	Grimstead	Nolan	Scott
Butler	Harbor	Prentis	Shaff
Dewel	Henry	Price	Stuart
Dykhouse	Hoxie	Prince	Vance
Elijah	Long	Rigler	Walker
Evans	Lynes	Ringgenberg	Weber
Getting			

Absent or not voting, 5:

Byers	Putney	Shoeman	Turner
Fisher			

The amendment was lost.

Senator O'Malley asked and received unanimous consent that action on House File 152 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Schroeder asked and received unanimous consent to take up the following report:

**CONFERENCE COMMITTEE REPORT
ON SENATE JOINT RESOLUTION 16**

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the senate and house of representatives and to the classification of senators, beg leave to report and make the following recommendations:

Strike all after the resolving clause and insert in lieu thereof the following:

"Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

"Section six (6) of article three (III), sections thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III) as adopted by amendment in nineteen hundred four (1904), the amendment to section thirty-four (34) of article three (III) as adopted in nineteen hundred twenty-eight (1928), and section thirty-seven (37) of article three (III) of the constitution of the State of Iowa are hereby repealed and the following is hereby adopted in lieu thereof:

"Section thirty-four (34). The senate shall consist of fifty-three (53) senators. It is the intent of this section that representation in the senate shall be based entirely upon area, as provided in this section. The state shall be divided into fifty-three (53) senatorial districts in accordance with county boundaries as they existed on the first (1st) day of January, nineteen hundred fifty-nine (1959), as follows:

- 1st District—Lee and Van Buren Counties
- 2nd District—Davis and Appanoose Counties
- 3rd District—Wayne and Lucas Counties
- 4th District—Clarke and Decatur Counties
- 5th District—Ringgold and Union Counties
- 6th District—Taylor and Adams Counties
- 7th District—Fremont and Page Counties
- 8th District—Des Moines and Henry Counties
- 9th District—Jefferson and Washington Counties
- 10th District—Wapello and Monroe Counties
- 11th District—Mills and Montgomery Counties
- 12th District—Muscatine and Louisa Counties
- 13th District—Mahaska and Keokuk Counties
- 14th District—Marion and Warren Counties
- 15th District—Madison and Adair Counties
- 16th District—Cass and Shelby Counties
- 17th District—Pottawattamie County
- 18th District—Scott County
- 19th District—Cedar and Jones Counties
- 20th District—Johnson and Iowa Counties
- 21st District—Jasper and Poweshiek Counties
- 22nd District—Polk County
- 23rd District—Dallas and Greene Counties
- 24th District—Audubon and Guthrie Counties
- 25th District—Harrison and Monona Counties
- 26th District—Clinton and Jackson Counties
- 27th District—Linn County
- 28th District—Tama and Benton Counties
- 29th District—Marshall and Grundy Counties
- 30th District—Boone and Story Counties
- 31st District—Carroll and Sac Counties
- 32nd District—Ida and Crawford Counties
- 33rd District—Dubuque County
- 34th District—Buchanan and Delaware Counties
- 35th District—Black Hawk County
- 36th District—Hardin and Franklin Counties
- 37th District—Hamilton and Wright Counties
- 38th District—Calhoun and Webster Counties

- 39th District—Woodbury County
- 40th District—Allamakee and Clayton Counties
- 41st District—Fayette and Winneshiek Counties
- 42nd District—Butler and Bremer Counties
- 43rd District—Humboldt and Kossuth Counties
- 44th District—Buena Vista and Pocahontas Counties
- 45th District—Plymouth and Cherokee Counties
- 46th District—Floyd and Chickasaw Counties
- 47th District—Hancock and Cerro Gordo Counties
- 48th District—Emmet and Palo Alto Counties
- 49th District—Clay and Dickinson Counties
- 50th District—Sioux and O'Brien Counties
- 51st District—Howard and Mitchell Counties
- 52nd District—Winnebago and Worth Counties
- 53rd District—Lyon and Osceola Counties

"Each senatorial district shall be entitled to one (1) senator. Senators shall be chosen by the qualified electors of their respective districts.

"In the general election for members of the general assembly in nineteen hundred sixty-two (1962), the senators representing the odd-numbered districts shall be elected for terms of four (4) years and the senators representing the even-numbered districts shall be elected for terms of two (2) years. The terms of all senators elected prior to such general election shall terminate on the thirty-first (31st) day of December, nineteen hundred sixty-two (1962).

"Thereafter all senators shall be elected for terms of four (4) years.

"The provisions of this section shall apply notwithstanding any other provisions of the constitution.

"Section 35. The house of representatives shall consist of not less than one hundred twenty-two (122) and not more than one hundred twenty-eight (128) representatives. In each redistricting accomplished under the provisions of section thirty-six (36) of this article, not less than one hundred twenty-two (122) and not more than one hundred twenty-eight (128) representative districts shall be established, each entitled to one (1) representative.

"The population unit for representation in the house of representatives shall be determined by dividing the whole number of the population of the state, as shown by the most recent United States decennial census, by one hundred twenty-five (125).

"The boundaries of representative districts shall be so drawn that each district shall have a population, as shown by the most recent United States decennial census, equal to that of every other representative district, a deviation of not more than twenty (20) per cent from the population unit being allowed; shall consist of compact and contiguous territory; shall, as far as practicable, lie wholly within a single county; and shall, as far as practicable, conform to the boundaries of counties, townships and voting precincts. Areas joined only at the point of a corner thereof shall not be regarded as contiguous.

"Section 36. After the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter, the state shall be redistricted into representative districts as hereinafter provided, in accordance with the provisions of section thirty-five (35) of this article.

"Such redistricting shall be accomplished by a redistricting commission.

"After the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter, and upon receipt by

the secretary of state of so much of the official results of such census as shall be reasonably required for the purpose of redistricting as provided in this section, the secretary of state shall promptly certify such information to the members of the state central committee of each of the two (2) political parties casting the highest number of votes for governor in the last preceding general election in which a governor shall have been elected.

"Within thirty (30) days after the mailing by the secretary of state of such certification to the members of such state central committees, each of such state central committees shall appoint five (5) qualified electors as members of such redistricting commission, and shall file with the secretary of state the names of such members. If either of the state central committees fail to file such names within the time prescribed, the governor shall promptly appoint five (5) members of his choice from among the qualified electors of the political party of such committee. Each member of the redistricting commission may receive such compensation as may be provided by law.

"The redistricting commission shall redistrict the state into representative districts in accordance with the provisions of section thirty-five (35) of this article and shall, within sixty (60) days after the date by which all members of the redistricting commission shall have been appointed, file with the secretary of state a complete statement of the redistricting action of the commission and the boundaries of all representative districts. No such statement shall be valid unless it shall have been approved and signed by seven (7) members of such commission."

"If the redistricting commission does not file the required statement within the time prescribed, it shall stand discharged and such redistricting shall be accomplished by the supreme court of the state. In such event, an appropriate order of the court setting forth its redistricting action and the boundaries of all representative districts shall be entered and certified to the secretary of state within sixty (60) days after the final date by which the redistricting commission should have filed its statement with the secretary of state. Such order shall be final.

"Upon the petition of any ten (10) members of the general assembly filed within thirty (30) days after the filing of the statement of the redistricting commission, the supreme court shall determine within sixty (60) days after the filing of such petition whether the redistricting action of the redistricting commission substantially complies with the redistricting provisions of the constitution. Such determination shall be entered and certified to the secretary of state within sixty (60) days after the filing of such petition, and shall be final. If the court's determination is that such redistricting action does not substantially comply, such redistricting shall be accomplished by the court; and an appropriate order of the court setting forth its redistricting action and the boundaries of all representative districts shall be entered and certified to the secretary of state within thirty (30) days after the certification of such determination of the court to the secretary of state. Such order shall be final.

"In the event that prior to the final determination or redistricting order of the supreme court in response to any such petition, nominations for the office of representative in representative districts affected thereby shall have been made and such nominations shall not be in accord with the court's determination or order, the requisite number of qualified candidates for the office of representative from such districts shall be chosen in the manner provided by law.

"Redistricting under the provisions of this section shall become effective on the first (1st) day of January following the first general election for

members of the general assembly held more than one (1) year after such official results of the most recent United States decennial census shall have been received by the secretary of state; but the representative districts established by such redistricting shall be the representative districts for the purpose of such election and any primary election at which candidates for the office of representative at such general election shall be chosen.

"Redistricting under the provisions of this section shall be final and binding upon all concerned until the next redistricting under the provisions of this section becomes effective, notwithstanding any other provisions of the constitution."

"Section 2. The foregoing proposed amendment to the constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three (3) months previous to the date of said general election; and if approved by said general assembly, shall be submitted to the people at a special election to be held in nineteen hundred sixty-one (1961) as provided by law."

JACK SCHROEDER.

GEORGE E. O'MALLEY.

R. G. MOORE.

J. KENDALL LYNES.

On the Part of the Senate.

CLARK H. MCNEAL.

SCOTT SWISHER.

RICHARD STEPHENS.

DAVID M. STANLEY.

On the Part of the House.

CALL OF THE SENATE

The Chair announced that on April 21, 1959, a call of the Senate was filed on all consideration of Senate Joint Resolution 16, and instructed the Secretary of the Senate to call the roll to ascertain the members present.

Roll call revealed all members present with the exception of Senators Fisher, Shoeman and Turner.

The President of the Senate directed the Sergeant-at-Arms to produce the absent Senators.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Schroeder asked unanimous consent that the three absent Senators be excused from the call of the Senate.

Objection was raised.

Senator Schroeder moved that Senators Fisher, Shoeman and Turner be exempted from the call of the Senate on the consideration of Senate Joint Resolution 16.

The objection to unanimous consent that the three Senators be excused from the call of the Senate was withdrawn.

Senator Schroeder asked and received unanimous consent to with-

draw his motion that Senators Fisher, Shoeman and Turner be exempted from the call of the Senate, and renewed his request for unanimous consent that Senators Fisher, Shoeman and Turner be exempted from the call of the Senate, which request was granted.

Senator Schroeder moved the adoption of the report of the conference committee on Senate Joint Resolution 16, which motion prevailed, and the report was adopted.

Senator Schroeder moved the adoption of the amendment contained in the report.

Roll call was demanded.

On the question "Shall the amendment contained in the report be adopted?" the vote was:

Yeas, 29:

Boothby	Eppers	McCurdy	Potter
Buck	Frommelt	Miller	Putney
Butler	Gilmour	Mincks	Rigler
Byers	Hansen	Moore	Schroeder
Coleman	Hill	Nolan	Shaff
Dewel	Hoffman	O'Connor	Stuart
Dykhouse	Hoschek	O'Malley	Wolf
Edelen			

Nays, 18:

Elijah	Harbor	Prentis	Scott
Evans	Henry	Price	Vance
Getting	Hoxie	Prince	Walker
Gillespie	Long	Ringgenberg	Weber
Grimstead	Lynes		

Absent or not voting, 3:

Fisher	Shoeman	Turner
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The motion prevailed and the amendment was adopted.

Senator Schroeder moved that the resolution be read a third time now, which motion prevailed, and Senate Joint Resolution 16 was read a third time.

Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the senate and house of representatives and to the classification of senators.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

Section six (6) of article three (III), sections thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III) as adopted by amendment in nineteen hundred four (1904), the amendment to

section thirty-four (34) of article three (III) as adopted in nineteen hundred twenty-eight (1928), and section thirty-seven (37) of article three (III) of the constitution of the State of Iowa are hereby repealed and the following is hereby adopted in lieu thereof:

Section thirty-four (34). The senate shall consist of fifty-three (53) senators. It is the intent of this section that representation in the senate shall be based entirely upon area, as provided in this section. The state shall be divided into fifty-three (53) senatorial districts in accordance with county boundaries as they existed on the first (1st) day of January, nineteen hundred fifty-nine (1959), as follows:

- 1st District—Lee and Van Buren Counties
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- 9th District—Jefferson and Washington Counties
- 10th District—Wapello and Monroe Counties
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- 22nd District—Polk County
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- 25th District—Harrison and Monona Counties
- 26th District—Clinton and Jackson Counties
- 27th District—Linn County
- 28th District—Tama and Benton Counties
- 29th District—Marshall and Grundy Counties
- 30th District—Boone and Story Counties
- 31st District—Carroll and Sac Counties
- 32nd District—Ida and Crawford Counties
- 33rd District—Dubuque County
- 34th District—Buchanan and Delaware Counties

- 35th District—Black Hawk County
- 36th District—Hardin and Franklin Counties
- 37th District—Hamilton and Wright Counties
- 38th District—Calhoun and Webster Counties
- 39th District—Woodbury County
- 40th District—Allamakee and Clayton Counties
- 41st District—Fayette and Winneshiek Counties
- 42nd District—Butler and Bremer Counties
- 43rd District—Humboldt and Kossuth Counties
- 44th District—Buena Vista and Pocahontas Counties
- 45th District—Plymouth and Cherokee Counties
- 46th District—Floyd and Chickasaw Counties
- 47th District—Hancock and Cerro Gordo Counties
- 48th District—Emmet and Palo Alto Counties
- 49th District—Clay and Dickinson Counties
- 50th District—Sioux and O'Brien Counties
- 51st District—Howard and Mitchell Counties
- 52nd District—Winnebago and Worth Counties
- 53rd District—Lyon and Osceola Counties

Each senatorial district shall be entitled to one (1) senator. Senators shall be chosen by the qualified electors of their respective districts.

In the general election for members of the general assembly in nineteen hundred sixty-two (1962), the senators representing the odd-numbered districts shall be elected for terms of four (4) years and the senators representing the even-numbered districts shall be elected for terms of two (2) years. The terms of all senators elected prior to such general election shall terminate on the thirty-first (31st) day of December, nineteen hundred sixty-two (1962).

Thereafter all senators shall be elected for terms of four (4) years.

The provisions of this section shall apply notwithstanding any other provisions of the constitution.

Section 35. The house of representatives shall consist of not less than one hundred twenty-two (122) and not more than one hundred twenty-eight (128) representatives. In each redistricting accomplished under the provisions of section thirty-six (36) of this article, not less than one hundred twenty-two (122) and not more than one hundred twenty-eight (128) representative districts shall be established, each entitled to one (1) representative.

The population unit for representation in the house of representatives shall be determined by dividing the whole number of the

population of the state, as shown by the most recent United States decennial census, by one hundred twenty-five (125).

The boundaries of representative districts shall be so drawn that each district shall have a population, as shown by the most recent United States decennial census, equal to that of every other representative district, a deviation of not more than twenty (20) per cent from the population unit being allowed; shall consist of compact and contiguous territory; shall, as far as practicable, lie wholly within a single county; and shall, as far as practicable, conform to the boundaries of counties, townships and voting precincts. Areas joined only at the point of a corner thereof shall not be regarded as contiguous.

Section 36. After the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter, the state shall be redistricted into representative districts as hereinafter provided, in accordance with the provisions of section thirty-five (35) of this article.

Such redistricting shall be accomplished by a redistricting commission.

After the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter, and upon receipt by the secretary of state of so much of the official results of such census as shall be reasonably required for the purpose of redistricting as provided in this section, the secretary of state shall promptly certify such information to the members of the state central committee of each of the two (2) political parties casting the highest number of votes for governor in the last preceding general election in which a governor shall have been elected.

Within thirty (30) days after the mailing by the secretary of state of such certification to the members of such state central committees, each of such state central committees shall appoint five (5) qualified electors as members of such redistricting commission, and shall file with the secretary of state the names of such members. If either of the state central committees fails to file such names within the time prescribed, the governor shall promptly appoint five (5) members of his choice from among the qualified electors of the political party of such committee. Each member of the redistricting commission may receive such compensation as may be provided by law.

The redistricting commission shall redistrict the state into representative districts in accordance with the provisions of section thirty-five (35) of this article and shall, within sixty (60) days after the date by which all members of the redistricting commission shall have been appointed, file with the secretary of state a complete statement

of the redistricting action of the commission and the boundaries of all representative districts. No such statement shall be valid unless it shall have been approved and signed by seven (7) members of such commission.

If the redistricting commission does not file the required statement within the time prescribed, it shall stand discharged and such redistricting shall be accomplished by the supreme court of the state. In such event, an appropriate order of the court setting forth its redistricting action and the boundaries of all representative districts shall be entered and certified to the secretary of state within sixty (60) days after the final date by which the redistricting commission should have filed its statement with the secretary of state. Such order shall be final.

Upon the petition of any ten (10) members of the general assembly filed within thirty (30) days after the filing of the statement of the redistricting commission, the supreme court shall determine within sixty (60) days after the filing of such petition whether the redistricting action of the redistricting commission substantially complies with the redistricting provisions of the constitution. Such determination shall be entered and certified to the secretary of state within sixty (60) days after the filing of such petition, and shall be final. If the court's determination is that such redistricting action does not substantially comply, such redistricting shall be accomplished by the court; and an appropriate order of the court setting forth its redistricting action and the boundaries of all representative districts shall be entered and certified to the secretary of state within thirty (30) days after the certification of such determination of the court to the secretary of state. Such order shall be final.

In the event that prior to the final determination or redistricting order of the supreme court in response to any such petition, nominations for the office of representative in representative districts affected thereby shall have been made and such nominations shall not be in accord with the court's determination or order, the requisite number of qualified candidates for the office of representative from such districts shall be chosen in the manner provided by law.

Redistricting under the provisions of this section shall become effective on the first (1st) day of January following the first general election for members of the general assembly held more than one (1) year after such official results of the most recent United States decennial census shall have been received by the secretary of state; but the representative districts established by such redistricting shall be the representative districts for the purpose of such election and any

primary election at which candidates for the office of representative at such general election shall be chosen.

Redistricting under the provisions of this section shall be final and binding upon all concerned until the next redistricting under the provisions of this section becomes effective, notwithstanding any other provisions of the constitution."

Section 2. The foregoing proposed amendment to the constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three (3) months previous to the date of said general election; and if approved by said general assembly, shall be submitted to the people at a special election to be held in nineteen hundred sixty-one (1961) as provided by law.

On the question "Shall the resolution pass?" the vote was:

Yeas, 29:

Boothby	Eppers	McCurdy	Potter
Buck	Frommelt	Miller	Putney
Butler	Gilmour	Mincks	Rigler
Byers	Hansen	Moore	Schroeder
Coleman	Hill	Nolan	Shaff
Dewel	Hoffman	O'Connor	Stuart
Dykhouse	Hoschek	O'Malley	Wolf
Edelen			

Nays, 18:

Elijah	Harbor	Prentis	Scott
Evans	Henry	Price	Vance
Getting	Hoxie	Prince	Walker
Gillespie	Long	Ringgenberg	Weber
Grimstead	Lynes		

Absent or not voting, 3:

Fisher	Shoeman	Turner
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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 Schroeder 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.

EXPLANATION

I signed the conference committee report on Senate Joint Resolution 16 for the reason that I wanted the report considered by the General Assembly.

J. KENDALL LYNES.

MESSAGES 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 resolution in which the concurrence of the House was asked:

Senate Joint Resolution 18, providing for the exercise and acceptance by the state of an option to purchase and for the purchase of certain real estate and the building and appurtenances thereon and providing for repairs to said building and the purchase of additional equipment to be used therein, and to provide 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 380, a bill for an act relating to river-front improvement commissions of cities.

Also: That the House has reconsidered and passed the following bill in which the concurrence of the House was asked:

Senate File 545, a bill for an act to make an appropriation to pay the witness fees etc. in the election contest of Blyth C. Conn vs. Carl Hoschek.

Also: That the House has reconsidered and passed the following bill in which the concurrence of the Senate is asked:

House File 763, a bill for an act to make an appropriation to pay witness fees, mileage etc. in election contests.

Also: That the House has concurred in Senate amendments to and passed House File 57, a bill for an act relating to the establishment of a marketing division within the Iowa department of agriculture, and to make an appropriation therefor.

Also: That the House has concurred in Senate amendments to and passed House File 397, a bill for an act relating to violations of income tax laws, unauthorized disclosure of information, and penalties therefor.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE JOINT RESOLUTION 18

Amend Senate Joint Resolution 18 as follows:

1. Amend section 2, lines 5 and 6, by striking the words and figures "fifty thousand dollars (\$50,000.00)" and inserting in lieu thereof the words and figures "one hundred thousand dollars (\$100,000.00)".

2. Amend section 2, line 6, by inserting after the word "repairs" the words "and maintenance".

3. Amend the title by inserting in line 4 after the word "repairs" the words "and maintenance".

HOUSE AMENDMENT TO SENATE FILE 380

Amend Senate File 380 by inserting after the period in line 12 of section 1 the following:

"Cities having elective river-front commissions organized under the previous provisions of this chapter shall continue to have said commissions and nothing contained in this section shall abridge the powers and duties of said commissions in said cities, nor prevent the future establishment of said elective commissions under the provisions of this chapter."

HOUSE MESSAGE CONSIDERED

House File 763, a bill for an act to make an appropriation to pay witness fees, mileage and expenses of witnesses, attorney fees, mileage and expenses for counsel for the parties, and other expenses in the election contests of Clarence E. Lohff, contestant vs. Bert K. Fairchild, incumbent; George Good, contestant vs. Jack N. Milroy, incumbent; Cecil V. Lutz, contestant vs. Stanley Watts, incumbent; and T. J. Frey, contestant vs. Gilbert F. Klefstad and Jack Rooney, incumbents.

Read first and second times and referred to the committee on appropriations.

Senator Schroeder asked and received unanimous consent that all bills passed today be immediately messaged to the House, which request was complied with.

SENATE CONCURRENT RESOLUTION 27

By Putney

Be It Resolved by the Senate, the House Concurring: That pursuant to section four point one (4.1), Code 1958, "Every mention of, or reference to, any hour or time in any law is to be construed with reference to and in accordance with the mean solar time of the ninetieth meridian of longitude west of Greenwich, commonly known as central standard time. The standard of time in this state is such solar time. No department of the state government and no county, city or town shall employ any other time or adopt any ordinance or order providing for the use of any other time than central standard time."

LAWRENCE PUTNEY.
JOHN D. SHOEMAN.
GEORGE L. SCOTT.
X. T. PRENTIS.
GENE HOFFMAN.
NORVAL B. EVANS.

JOHN A. WALKER.
D. C. NOLAN.
RAYMOND R. GILLESPIE.
L. M. BOOTHBY.
FRANK M. HOXIE.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 81, 299, 440, 446, 712, 713, 715, 721, 731, 734 and 761.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 81, 299, 440, 446, 712, 713, 715, 721, 731, 734 and 761.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 28, 1959, the Governor had approved the following bills:

Senate File 23, relating to cancellation or issuance of new title.

Senate File 99, relating to change to date for filing petitions for improvement on secondary highways by private funds.

Senate File 167, relating to fraternal beneficiary associations.

Senate File 225, relating to the Coralville Reservoir project in Johnson County, Iowa.

Senate File 250, relating to acceptance and distribution of federal funds.

Senate File 265, relating to allotment to cities and towns from the road use tax fund.

Senate File 266, relating to electricians and electrical contractors.

Senate File 293, relating to credit unions.

Senate File 315, relating to warrants drawn by the state comptroller.

Senate File 318, relating to claims against the state filed with the state comptroller.

Senate File 406, relating to temporary location for the seat of government for the state.

Senate File 346, relating to the combining of the duties of certain county officers and employees.

Senate File 403, relating to the state legislature in the event of an attack by an enemy of the United States.

Senate File 404, relating to the executive and judicial functions of the state government in the event of an attack by an enemy of the United States.

Senate File 405, relating to political subdivisions of the state to establish an emergency temporary location.

Senate File 428, relating to workmen's compensation.

Senate File 489, relating to planning assistance for cities and towns under 25,000 population and providing an appropriation therefor.

Senate File 492, relating to state aid to agricultural societies.

Senate File 510, relating to the committee on the Care of the Aging.

Senate File 512, relating to the transfer of funds from the state sinking fund for public deposits, to the state general fund.

Senate File 514, relating to the members of the committee on interstate cooperation.

Senate File 515, relating to printing and binding by the State Printing Board.

Senate File 516, relating to an appropriation to the National Guard and State Guard.

Senate File 517, relating to an appropriation to the Department of Public Safety.

Senate File 521, relating to problems of higher education in Iowa.

Senate File 523, relating to members of the Iowa Legislative Research Committee.

Senate File 546, relating to an appropriation to the State Soil Conservation Committee.

REPORTS OF COMMITTEES

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 266**, a bill for an act relating to the sale of cigarettes

and tobacco, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DAVID O. SHAFF, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 706**, a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1958, to provide for an increase of the corporate income tax rate from two to three percent, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DAVID O. SHAFF, *Chairman*.

Ordered passed on file.

Senator Prentis submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate Joint Resolution 13**, a joint resolution to create a committee to complete the study of the existing county school system in Iowa, and to recommend proposals for the structure and function of the intermediate units in the public school system of the state and to make an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the amendment filed by the schools committee, dated April 9, 1959, and when so amended, the bill do pass**.

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 79**, a bill for an act authorizing financial assistance for the construction of school facilities in certain school districts meeting the requirements set forth in this act, 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**:

Amend Senate File 79 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It is hereby appropriated from the general fund of the State of Iowa, the sum of five hundred thousand dollars (\$500,000.00) to the Ames community school district, Ames, Iowa, for schoolhouse funds."

2. Further amend Senate File 79 by striking all of the title after the words "An Act" in line 1 thereof and by inserting in lieu thereof the following: "to appropriate five hundred thousand dollars (\$500,000.00) to the Ames community school district, Ames, Iowa."

X. T. PRENTIS, *Chairman*.

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Joint Resolution 3**, a resolution creating a joint bipartisan committee to study public assistance in Iowa and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor, begs leave

to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

Amend House Joint Resolution 3 as follows:

1. By striking section 1 and inserting in lieu thereof the following:

"Section 1. A joint bipartisan committee of twelve (12) members of the house of representatives and the senate of the Fifty-eighth General Assembly is hereby created to be known as the public assistance study committee. Said committee shall be composed of six (6) members of the senate, three (3) from each political party, and six (6) members of the house of representatives, three (3) from each political party, to be appointed by the president of the senate and the speaker of the house, who shall serve until the next regular session of the general assembly. Any vacancy in the membership of the committee shall be filled by appointment from the representative body to which such member of the committee belonged by the president of the senate or the speaker of the house, as the case may be."

2. By striking from section 2 in line 3 the word, "investigate,".

3. By striking from section 3 in line 7 the words, "and investigations".

4. By striking from section 3 in line 10 the word, "investigations" and by inserting in lieu thereof the word, "studies".

5. By striking from section 3 in lines 20 and 21 the words, "and conduct investigations".

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 741**, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said board of regents, and for the support and maintenance of the central office under said state board of regents, 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 741 as follows:

1. Section 1, by striking from lines 7 and 8 the words and figures "thirty-six million six hundred six thousand seven hundred twenty-two dollars (\$36,606,722.00)" and inserting in lieu thereof the following: "thirty-six million five hundred eighty thousand seven hundred twenty-two dollars (\$36,580,722.00)".

2. Section 3, by striking from lines 4 and 5 the words and figures, "eleven million eight hundred forty-four thousand five hundred seventy dollars (\$11,844,570.00)" and inserting in lieu thereof the following: "eleven million eight hundred eighteen thousand five hundred seventy dollars (\$11,818,570.00)".

3. Further amend section 3 by striking line 12.

4. Further amend section 3 by striking from line 13 the figure "11,844,570.00" and inserting in lieu thereof the figure "11,818,570.00".

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 747**, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending

June 30, 1961, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund and the old-age assistance fund, 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 747 as follows:

1. Section 1, by striking from lines 4 and 5 the words and figures "eighteen million four hundred fifty thousand dollars (\$18,450,000.00)" and inserting in lieu thereof the following: "eighteen million two hundred thousand dollars (\$18,200,000.00)".
2. Further amend section 1 by striking line 12.
3. Further amend section 1 by striking from line 15 the figure "18,450,000.00" and inserting in lieu thereof the figure "18,200,000.00".
4. By striking sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18.
5. Amend the title by striking all after the word "relief" in line 5 and inserting in lieu thereof the following: "fund and old-age assistance fund."

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 753**, a bill for an act creating the general contingent fund of the state for the biennium July 1, 1959 to June 30, 1961, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing a report of the dispositions made of the 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 753 by adding the following new sections:

"Sec. 2. The budget and financial control committee, by the concurrence of two-thirds of its members, shall appoint an administrative director, who shall be trained in and have at least five (5) years' experience in governmental or corporation budgeting, accounting and financial control. The committee shall fix his compensation, and he shall serve at the pleasure of the committee and assist the committee in carrying out its authorized purposes.

"Sec. 3. The administrative director shall serve on a full-time basis and shall have the following powers and duties:

1. To assist the budget and financial control committee to carry out any of its functions and duties.

2. To conduct studies to ascertain facts and make recommendations to the budget and financial control committee concerning the state budget; the revenue and expenditures of the state; and the organization, functions and administration of the state government, its departments, offices, agencies, boards, bureaus, commissions and institutions.

3. Upon the instruction of the budget and financial control committee, to assist or make recommendations to any legislative standing committee in its consideration of any matter relating to state governmental finance or state governmental efficiency, when such assistance or recommendations are requested by any standing committee chairman.

4. To employ and supervise clerical, legal, accounting and other personnel in such positions and at such salaries as may be authorized by the committee.

"Sec. 4. The executive council shall furnish office space for the office of the administrative director."

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 758**, a bill for an act to appropriate from the Iowa public employees retirement system fund two hundred seven thousand seven hundred dollars (\$207,700.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1958, begs leave to report it has had the same under consideration and recommends the same **do pass**.

X. T. PRENTIS, *Chairman.*

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend House File 152 by striking out the words "committee of a"
- 2 in line 32 of section 16.
- 3 Further amend section 16 by striking in line 35 all after the
- 4 word "shall", all of lines 36, 37, and 38, and adding the word "vote".

LAWRENCE PUTNEY.

- 1 Amend House File 152 by striking from section 16
- 2 lines 21 through 38, inclusive.

CARROLL PRICE

- 1 Amend Senate Joint Resolution 17 as follows:
- 2 By striking from lines 5 and 6 of section
- 3 1 the words, "Missouri and Iowa and between the states of".
- 4 By striking from lines 2 and 3 of section
- 5 2 the words, "Missouri and Iowa and".
- 6 By striking from line 3 of section 3 the
- 7 words, "Missouri and Iowa and".
- 8 By striking from lines 6 and 7 of the
- 9 title the words, "Missouri and the State of Iowa, and between
- 10 the state of".
- 11 By striking from lines 6 and 7 of the
- 12 preamble the words, "Missouri and Iowa and the boundary line
- 13 between".

FRANK HOXIE.
JIM O. HENRY.

- 1 Amend House File 738 as follows:
- 2 Amend House File 738 by inserting after the word "Act"
- 3 in line 7 of section 42 the following:
- 4 "and nothing herein contained shall be construed as a
- 5 change of policy as to the educational functions of the
- 6 various institutions under the board of regents."

ROBERT R. RIGLER.
W. C. STUART.

- 1 Amend House File 745 as follows:
- 2 1. Section 1, line 4, by inserting after the

3 word "for" the following: "all purposes including"
4 2. By striking "Additional Appropriations for
5 Mental Health" where it appears under BOARD OF CONTROL
6 just prior to Sec. 16.

APPROPRIATIONS COMMITTEE,
X. T. PRENTIS, *Chairman*.

On motion of Senator Schroeder, the Senate adjourned until 9:00
a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, APRIL 30, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Paul F. McKinley, pastor of the Evangelical United Brethren Church, Walcott, Iowa.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-eight members of the sixth grade class of the Collins public school who were present in the balcony accompanied by their instructor, Mrs. Ralph Vasey.

HOUSE AMENDMENTS CONSIDERED

Senator Wolf called up for consideration Senate File 380, a bill for an act to amend chapter three hundred seventy-two (372), Code 1958, relating to river-front improvement commissions of cities, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 380 by inserting after the period in line 12 of section 1 the following:

“Cities having elective river-front commissions organized under the previous provisions of this chapter shall continue to have said commissions and nothing contained in this section shall abridge the powers and duties of said commissions in said cities, nor prevent the future establishment of said elective commissions under the provisions of this chapter.”

The Senate concurred in the House amendment.

Senator Wolf moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question “Shall the bill pass?” the vote was:

Ayes, 45:

Boothby	Getting	Lynes	Prince
Buck	Gillespie	McCurdy	Putney
Butler	Gilmour	Miller	Rigler
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Scott
Dewel	Harbor	Nolan	Shaff
Dykhouse	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Vance
Elijah	Hoschek	Potter	Walker
Eppers	Hoxie	Prentis	Weber
Evans	Long	Price	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Fisher	Ringgenberg	Shoeman	Turner
Henry			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan called up for consideration Senate Joint Resolution 18, a joint resolution providing for the exercise and acceptance by the State of Iowa of an option to purchase certain real estate and the building and appurtenances thereon, and to provide an appropriation therefor, amended by the House as follows:

Amend Senate Joint Resolution 18 as follows:

1. Amend section 2, lines 5 and 6, by striking the words and figures "fifty thousand dollars (\$50,000.00)" and inserting in lieu thereof the words and figures "one hundred thousand dollars (\$100,000.00)".
2. Amend section 2, line 6, by inserting after the word "repairs" the words "and maintenance".
3. Amend the title by inserting in line 4 after the word "repairs" the words "and maintenance".

Senator Nolan offered the following amendment to the House amendment and moved its adoption:

Amend the amendment by striking all of division 1.

The amendment to the amendment was adopted.

Senator Nolan moved that the resolution as amended by the House and further amended by the Senate and concurred in by the Senate be read a last time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 43:

Boothby	Frommelt	Long	Prince
Buck	Getting	Lynes	Rigler
Butler	Gillespie	McCurdy	Schroeder
Byers	Gilmour	Miller	Scott
Coleman	Grimstead	Mincks	Shaff
Dewel	Harbor	Moore	Stuart
Dykhouse	Henry	Nolan	Vance
Edelen	Hill	O'Connor	Walker
Elijah	Hoffman	Potter	Weber
Eppers	Hoschek	Prentis	Wolf
Evans	Hoxie	Price	

Nays, none.

Absent or not voting, 7:

Fisher	O'Malley	Ringgenberg	Turner
Hansen	Putney	Shoeman	

The resolution having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

THIRD READING OF BILLS

On motion of Senator Long, House File 266, a bill for an act relating to the sale of cigarettes and tobacco, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 266 by adding the following section:

"Sec. 6. Amend section ninety-eight point six (98.6), subsection two (2), Code 1958, by striking the first sentence thereof and inserting in lieu thereof the following:

'2. The liability for, and the incidence of, the taxes above provided for shall be on the consumer. However, such taxes shall be collected in advance by the commission from the person making the "first sale" in this state, and shall become due and payable by such person as soon as such cigarettes are subject to a first sale in Iowa, it being intended to make such advance collection as soon as such cigarettes are received by any person in Iowa for the purpose of making a "first sale" of same.'

Division was called for.

The amendment was lost.

Senator Frommelt offered the following amendment:

Amend House File 266, section 5, line 6, by striking the word "shall" and insert in lieu thereof the word "may".

Further amend House File 266 by striking all of lines 13, 14 and 15 of section 5.

Senator Frommelt offered the following amendment to the amendment and moved its adoption:

Amend the amendment by adding after the period in line 5 the following: "Further amend section 5 by renumbering the remaining subsection."

The amendment to the amendment was adopted.

Senator Gillespie asked unanimous consent that action on House File 266 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Gillespie moved that action on House File 266 be temporarily deferred and that the bill retain its place on the calendar.

The objection raised to deferring action on House File 266 was withdrawn.

Senator Gillespie asked and received unanimous consent to withdraw his motion to defer action on House File 266.

Senator Gillespie again asked unanimous consent that action on House File 266 be deferred.

Objection was again raised.

Senator Gillespie again moved that action on House File 266 be deferred and that the bill retain its place on the calendar.

Senator Moore moved as a substitute motion that action on all ways and means bills be deferred until action has been completed on all appropriation bills.

Senator Moore asked and received unanimous consent to withdraw his substitute motion.

The motion by Senator Gillespie prevailed and action on House File 266 was deferred.

Senator Prentis asked and received unanimous consent to take up out of order Senate Joint Resolution 13, a joint resolution to create a committee to complete the study of the existing county school system in Iowa, and to recommend proposals for the structure and function of the intermediate units in the public school system of the state and to make an appropriation therefor, with report of committee on schools and educational institutions recommending passage, and the report of the committee on appropriations recommending amendment in accordance with the amendment filed by the committee on schools and educational institutions and passage.

The reports of the committees were adopted.

Senator Rigler asked and received unanimous consent to withdraw the amendment filed by him and found on page 843 of the Senate Journal.

The following committee amendment was considered:

Amend Senate Joint Resolution 13 as follows:

1. Striking the word, "Enacted" in the enacting clause and inserting the word, "Resolved".

2. By striking all after the resolving clause and inserting in lieu thereof the following:

"Section 1. There is hereby created a committee to be known as the county school system study committee which shall function until the convening of the Fifty-ninth General Assembly. Such committee shall be composed of eight (8) members. Four (4) members shall be appointed by the state board of public instruction; two (2) members shall be appointed from the senate by the president of the senate, one (1) member from each political party; and two (2) members shall be appointed from the house of representatives by the speaker of the house, one (1) member from each political party.

"Sec. 2. The committee shall have full power and authority to study all matters relating to the current and future status of the county school system in Iowa. It shall prepare a report and make recommendations to the Fifty-ninth General Assembly, the governor and the state board of public instruction at least thirty (30) days before the Fifty-ninth General Assembly convenes.

"Sec. 3. Said committee shall choose a chairman from its members, adopt rules for the conduct of its proceedings, have access to all public records, and generally have the powers of a joint legislative committee. It shall use the services of the department of public instruction and the legislative research bureau.

"Sec. 4. This resolution being deemed of an immediate importance shall be in full force and effect upon its passage and publication in The Nashua Reporter, a newspaper published in Nashua, Iowa, and in the Rockford Register, a newspaper published in Rockford, Iowa."

3. Amend the title by striking all after the word, "state" and inserting in lieu thereof a period (.).

On motion of Senator Rigler, the committee amendment was adopted.

Senator Rigler 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, 37:

Boothby	Frommelt	Lynes	Price
Buck	Gilmour	McCurdy	Putney
Butler	Hansen	Miller	Rigler
Byers	Henry	Mincks	Ringgenberg
Coleman	Hill	Moore	Schroeder
Dewel	Hoffman	Nolan	Scott
Dykhouse	Hoschek	O'Malley	Stuart
Edelen	Hoxie	Potter	Vance
Eppers	Long	Prentis	Weber
Evans			

Nays, none.

Absent or not voting, 13:

Elijah	Grimstead	Prince	Turner
Fisher	Harbor	Shaff	Walker
Getting	O'Connor	Shoeman	Wolf
Gillespie			

The resolution having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Rigler asked and received unanimous consent that all bills passed today be immediately messaged to the House.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 296, a bill for an act relating to the time of payment of damages under eminent domain.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 528, a bill for an act relating to the speed limit on passenger busses.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 532, a bill for an act to appropriate from the general fund of the state for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for various departments and various divisions thereof.

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 the appointment, removal, and responsibility of executive officers of institutions under the jurisdiction of the board of control.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 596, a bill for an act relating to private parking lots and buildings.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 759, a bill for an act relating to the agricultural land credit fund.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 532

Amend Senate File 532 as follows:

1. Amend section ten (10) as follows:
 - a. By striking from line eight (8) the figures "128,800.00" and inserting in lieu thereof the figures "122,800.00".
 - b. By striking from line ten (10) the figures "36,000.00" and inserting in lieu thereof the figures "42,000.00".
2. Amend section thirteen (13) as follows:
 - a. By striking from lines four (4) and five (5) the words and figures "six hundred forty thousand three hundred dollars (\$640,300.00)" and inserting in lieu thereof the following: "six hundred fifty-two thousand three hundred dollars (\$652,300.00)".
 - b. By striking from line twenty (20) the figures "65,200.00" and inserting in lieu thereof the figures "77,200.00".
 - c. By striking from line forty-nine (49) the figures "536,950.00" and inserting in lieu thereof the figures "548,950.00".
 - d. By striking from line eighty-six (86) the figures "640,300.00" and inserting in lieu thereof the figures "652,300.00".
3. Amend section eighteen (18) as follows:
 - a. By striking from lines four (4) and five (5) the words and figures "one hundred forty-six thousand three hundred fifty dollars (\$146,350.00)" and inserting in lieu thereof the following: "one hundred forty-seven thousand five hundred fifty dollars (\$147,550.00)".
 - b. By striking from line eight (8) the figures "5,400.00" and inserting in lieu thereof the figures "6,000.00".
 - c. By striking from line eleven (11) the figures "43,500.00" and inserting in lieu thereof the figures "44,100.00".
 - d. By striking from line thirteen (13) the figures "5,400.00" and inserting in lieu thereof the figures "6,000.00".
 - e. By striking from line sixteen (16) the figures "33,750.00" and inserting in lieu thereof the figures "34,350.00".

c. By striking from line eleven (11) the figures "43,500.00" and inserting in lieu thereof the figures "44,100.00".

d. By striking from line thirteen (13) the figures "5,400.00" and inserting in lieu thereof the figures "6,000.00".

e. By striking from line sixteen (16) the figures "33,750.00" and inserting in lieu thereof the figures "34,350.00".

f. By striking from line twenty-four (24) the figures "146,350.00" and inserting in lieu thereof the figures "147,550.00".

4. Amend section thirty-one (31) as follows:

a. By striking from lines four (4) and five (5) the words and figures "one thousand seven hundred fifty dollars (\$1,750.00)" and inserting in lieu thereof the following: "three thousand five hundred dollars (\$3,500.00)".

b. By striking from line eight (8) the figures "1,750.00" and inserting in lieu thereof the figures "3,500.00".

c. By striking from line eleven (11) the figures "1,750.00" and inserting in lieu thereof the figures "3,500.00".

5. Amend section thirty-seven (37) by striking from line thirteen (13) the figures "7,101,110.00" and inserting in lieu thereof the figures "7,116,060.00".

6. Amend section thirty-nine (39) as follows:

a. By striking from lines four (4) and five (5) the words and figures "five hundred eighty-three thousand five hundred dollars (\$583,500.00)" and inserting in lieu thereof the following: "seven hundred thirty-three thousand five hundred dollars (\$733,500.00)".

b. By striking all after line ten (10) and inserting in lieu thereof the following:

"general improvements	\$ 499,500.00
For the purpose of utilizing prison inmates under the board of control in the maintenance and general improvement of state parks	75,000.00
For a county conservation fund, which fund is hereby created	150,000.00

The county conservation fund shall be allocated on a basis of need, as determined by the state conservation commission, to those counties of the state which have organized a county conservation board under the provisions of chapter one hundred eleven A (111A) of the Code and which, for the preceding year, have levied a tax under the provisions of section one hundred eleven A point six (111A.6) of the Code. No allocation shall exceed three thousand dollars (\$3,000.00) to any one county, nor be in excess of the amount of the tax levied by the county for its conservation fund for the preceding year. All moneys appropriated under this paragraph which are unexpended at the close of the biennium ending June 30, 1961, shall revert to the general fund of the state.

Grand total of all appropriations for all purposes for each year of the biennium for the conservation commission\$ 733,500.00

7. Amend section forty-one (41), line eight (8), by inserting after the word "purposes" the following: ", including twelve thousand five hundred dollars (\$12,500.00) for the establishment of a state planning department".

8. Amend section forty-six (46) by striking from line twelve (12) the figures "2,690,285.00" and inserting in lieu thereof the figures "2,840,285.00".

9. Amend section forty-seven (47) as follows:

c. By striking from line fifty-eight (58) the figures "4,607,900.00" and inserting in lieu thereof the figures "4,613,800.00".

d. By adding at the end of the section the following:

(10) Section eighty point eight (80.8), Code 1958, is hereby amended as follows:

By striking the word "fifteen" in line thirty-two (32) and by inserting in lieu thereof the word "twenty-five (25)".

By striking the word "fifteen" in line thirty-seven (37) and by inserting in lieu thereof the word "twenty-five (25)".

By striking the word "fifteen" in line forty-five (45) and by inserting in lieu thereof the word "twenty-five (25)".

By striking the word "fifteen" in line fifty-two (52) and by inserting in lieu thereof the word "twenty-five (25)".

10. Amend by striking all of section fifty-five (55) and renumbering the following section.

11. Amend the title to Senate File 532 by striking all of line eleven (11) after the figures "1958" and all of lines twelve (12) and thirteen (13) and inserting in lieu thereof the following: "and to amend section eighty point eight (80.8), Code 1958, relating to compensation of highway patrolmen."

HOUSE MESSAGES CONSIDERED

House File 427, a bill for an act relating to the appointment, removal, and responsibility of executive officers of institutions under the jurisdiction of the board of control.

Read first and second times and referred to the sifting committee.

House File 596, a bill for an act relating to private parking lots and buildings.

Read first and second times and referred to the sifting committee.

House File 759, a bill for an act relating to the agricultural land credit fund, providing for a method of securing such credit, denying the credit to nonresidents and certain corporations, and amending chapter four hundred twenty-six (426) and sections four hundred twenty-six point one (426.1), four hundred twenty-six point three (426.3), four hundred twenty-six point six (426.6) and four hundred twenty-six point seven (426.7), Code 1958, and making an appropriation therefor.

Read first and second times and referred to the committee on appropriations.

THIRD READING OF BILLS

On motion of Senator Prentis, House File 745, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions and for salaries, sup-

thereunder shall be discharged or removed without cause and after hearing before the executive council.'"

Senator Coleman raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

Ruling on the point of order was withheld.

Senator Henry moved the adoption of his amendment to the House amendment.

Senator Elijah moved the previous question on the amendment, which motion prevailed.

On the adoption of the amendment by Senator Henry to the committee amendment, roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Ayes, 29:

Boothby	Grimstead	Prentis	Nolan
Buck	Harbor	Prince	Shoeman
Butler	Henry	Putney	Stuart
Byers	Hoxie	Rigler	Turner
Dewel	Long	Ringgenberg	Vance
Dykhouse	Lynes	Scott	Walker
Elijah	Miller	Shaff	Weber
Fisher			

Nays, 18:

Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Mincks	Potter
Eppers	Hill	Moore	Price
Getting	Hoffman	O'Connor	Wolf
Gillespie	Hoschek		

Absent or not voting, 3:

Evans	Frommelt	Schroeder
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The amendment to the amendment was adopted.

Senator Nolan asked and received unanimous consent to withdraw the amendment to the House amendment filed by Senators Nolan and Long.

Senator Henry offered the following amendment to the amendment and moved its adoption:

Amend the House amendment to Senate File 532 by striking all of division 11 and inserting in lieu thereof the following:

"11. Amend the title to Senate File 532, by striking the period (.) in line 13 and inserting in lieu thereof the following: ', and to amend section eighty point eight (80.8), Code 1958, relating to compensation of highway patrolmen.'"

The amendment to the amendment was adopted.

Senator Boothby moved that the Senate concur in the House amendment to Senate File 532 as amended.

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Boothby moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Getting	Long	Rigler
Buck	Gillespie	Lynes	Ringgenberg
Butler	Gilmour	Miller	Scott
Byers	Grimstead	Moore	Shaff
Coleman	Hansen	Nolan	Shoeman
Dewel	Harbor	O'Connor	Stuart
Dykhouse	Henry	Prentis	Turner
Edelen	Hill	Price	Vance
Elijah	Hoschek	Prince	Weber
Eppers	Hoxie	Putney	Wolf
Fisher			

Nays, 7:

Frommelt	McCurdy	O'Malley	Walker
Hoffman	Mincks	Potter	

Absent or not voting, 2:

Evans	Schroeder
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The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Ringgenberg, Senate File 79, a bill for an act authorizing financial assistance for the construction of school facilities in certain school districts meeting the requirements set forth in the act, and making appropriations therefor, with report of committee on schools and educational institutions recommending passage and the report of the committee on appropriations recommending amendment and passage, was taken up, considered, and the reports of the committees adopted.

The following committee amendments were considered:

Amend Senate File 79 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. It is hereby appropriated from the general fund of the State of Iowa, the sum of five hundred thousand dollars (\$500,000.00) to the Ames community school district, Ames, Iowa, for schoolhouse funds."

2. Further amend Senate File 79 by striking all of the title after the words "An Act" in line 1 thereof and by inserting in lieu thereof the following: "to appropriate five hundred thousand dollars (\$500,000.00) to the Ames community school district, Ames, Iowa."

On motion of Senator Prentis, the committee amendment was adopted.

Senator Dewel moved the previous question on the bill, which motion prevailed.

Senator Ringgenberg moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 37:

Butler	Harbor	Mincks	Putney
Dewel	Henry	Moore	Ringgenberg
Edelen	Hill	Nolan	Scott
Elijah	Hoffman	O'Connor	Shaff
Fisher	Hoxie	O'Malley	Shoeman
Frommelt	Long	Potter	Stuart
Getting	Lynes	Prentis	Turner
Gillespie	McCurdy	Price	Vance
Gilmour	Miller	Prince	Weber
Grimstead			

Nays, 11:

Boothby	Coleman	Hansen	Walker
Buck	Dykhouse	Hoschek	Wolf
Byers	Eppers	Rigler	

Absent or not voting, 2:

Evans	Schroeder
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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 Getting moved that House File 174 be withdrawn from the appropriations committee.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 264 and 701.

LEROY GETTING,
Chairman Senate Committee.
 J. KENNETH STRINGER,
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 264 and 701.

BILLS SENT TO THE GOVERNOR

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 1st day of May, 1959, sent to the Governor for his approval: Senate Files 296, 380, 528 and 545.

LEROY GETTING, *Chairman.*

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 311, a bill for an act relating to the deposit of public funds not needed for current operating expense.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 378, a bill for an act relating to membership in the Iowa public employees' retirement system.

Also: That the House has adopted the conference committee report and the amendments contained therein and passed Senate File 336, a bill for an act relating to the reorganization of school districts.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 311

Amend Senate File 311 as follows:

1. Amend section 2, line 5, by inserting after the word "law," the following: "and any such transaction is reported to the executive council,".

2. Amend section 3 by striking from lines 2 and 3 the words "all of the last sentence therefrom." and inserting in lieu thereof the following: "from line eighteen (18) thereof the words 'at least' and inserting in lieu thereof the words 'not more than'".

3. Amend by striking all of sections 4 and 6 and renumbering the remaining sections.

HOUSE AMENDMENT TO SENATE FILE 378

Amend Senate File 378 by adding thereto the following section:

Sec. 2. Section ninety-seven B point forty-one (97B.41), Code 1958, subsection seventeen (17), is hereby amended by inserting in line two (2) thereof after the word "include" the words "employees of the county and".

REPORT OF SIFTING COMMITTEE

MR. PRESIDENT: Your sifting committee begs leave to report that it has had the following bills under consideration and recommends that they be placed on the sifting committee calendar:

H.F. 738 H.F. 129

Your sifting committee further recommends that the following bills be placed on the noncontroversial calendar:

H.F. 128	H.F. 519	H.F. 661	H.F. 695
H.F. 256	H.F. 525	H.F. 663	H.F. 748
H.F. 518	H.F. 571	H.F. 667	

J. KENDALL LYNES, *Ranking Member,*
Sifting Committee.

On motion of Senator Dewel, the Senate adjourned until Monday, May 4, 1959.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 4, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend Orlando Dick, pastor of the First Friends Church, Des Moines, Iowa.

INTRODUCTION OF BILL

Senate File 547, by committee on governmental affairs, a bill for an act relating to commissioners appointed under chapter sixty-seven (67), Code 1958, providing for payment of the expenses of such commissioners and amending section sixty-seven point twelve (67.12), Code 1958.

Read first and second times and referred to the sifting committee.

PRESENTATION OF VISITORS

Senator Schroeder rose on a point of personal privilege and presented to the Senate the Honorable Philip T. Hedin, a former member of the Senate from Scott County, who was present in the Senate chamber.

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-six fifth grade students from the Roosevelt School of Ames, Story County, who were present in the balcony accompanied by their instructor, Mrs. Gammell.

Senator Hoffman asked and received unanimous consent to present to the Senate thirty-two students from the Lake Wapello Rural School, Davis County, who were present in the balcony accompanied by their instructor, James L. Mott.

Senator Ringgenberg asked and received unanimous consent to present to the Senate eighty-two students from the Central Grade School of Nevada who were present in the balcony accompanied by their instructors, Belle Jones, Verle Brown and Nancy Losekamp.

Senator Grimstead presented the following memorial resolution:

JESSIE M. PARKER

On Friday, May 1, we heard the news that Miss Jessie Parker of Lake Mills, Iowa, had passed away. We, her close neighbors, knew that she had been in poor health, yet it came as a shock to us.

All the citizens of Iowa mourn her departure. We, who knew her personally, feel that we have not only lost a good friend, but also one of our most outstanding citizens.

We admired her good judgment and great leadership in the field of education. The result of her work will be noted for years to come.

Miss Parker was educated in the Lake Mills public schools, Iowa State Teachers College, Grinnell College, Valparaiso University and Des Moines University. She taught in the elementary schools and served as high school principal and Winnebago county superintendent of schools. Altogether, she spent more than 55 years in the field of education.

The people of Iowa honored her by electing her state superintendent of public instruction in 1938, a position she held until her retirement December 31, 1954.

During these years she raised the standard in our schools and she was recognized as a leader in her field in the state and nation.

Although we are saddened by her departure, we are also thankful for the service she rendered and we repeat the prayer, which is inscribed on a tombstone: "Raise up many such great citizens, O Lord!"

Senator Butler asked and received unanimous consent that the resolution by Senator Grimstead be printed in the Senate Journal.

THIRD READING OF BILLS

On motion of Senator Prentis, House Joint Resolution 3, a joint resolution creating a joint bipartisan committee to study public assistance in Iowa and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shoeman asked and received unanimous consent to withdraw the amendment filed by him and found on pages 1104 and 1105 of the Senate Journal.

The following committee amendment was considered:

Amend House Joint Resolution 3 as follows:

1. By striking section 1 and inserting in lieu thereof the following:

"Section 1. A joint bipartisan committee of twelve (12) members of the house of representatives and the senate of the Fifty-eighth General Assembly is hereby created to be known as the public assistance study committee. Said committee shall be composed of six (6) members of the senate, three (3) from each political party, and six (6) members of the house of representatives, three (3) from each political party, to be appointed by the president of the senate and the speaker of the house, who shall serve until the next regular session of the general assembly. Any vacancy in the membership of the committee shall be filled by appointment from the representative body to which such member of the committee belonged by the president of the senate or the speaker of the house, as the case may be."

2. By striking from section 2 in line 3 the word, "investigate,"

3. By striking from section 3 in line 7 the words, "and investigations".

4. By striking from section 3 in line 10 the word, "investigations" and by inserting in lieu thereof the word, "studies".

5. By striking from section 3 in lines 20 and 21 the words, "and conduct investigations".

On motion of Senator Shoeman, the committee amendment was adopted.

Senator Shoeman 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, 32:

Boothby	Getting	Moore	Schroeder
Buck	Gillespie	Nolan	Scott
Butler	Grimstead	Potter	Shaff
Byers	Hansen	Prentis	Shoeman
Dewel	Hill	Price	Stuart
Dykhouse	Hoxie	Prince	Turner
Elijah	Lynes	Rigler	Walker
Fisher	Miller	Ringgenberg	Weber

Nays, 10:

Coleman	Gilmour	McCurdy	O'Malley
Edelen	Hoffman	Mincks	Wolf
Eppers	Hoschek		

Absent or not voting, 8:

Evans	Harbor	Long	Putney
Frommelt	Henry	O'Connor	Vance

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and for the support and maintenance of the central office under said board of regents, 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 741 as follows:

1. Section 1, by striking from lines 7 and 8 the words and figures "thirty-six million six hundred six thousand seven hundred twenty-two dollars (\$36,606,722.00)" and inserting in lieu thereof the following: "thirty-six million five hundred eighty thousand seven hundred twenty-two dollars (\$36,580,722.00)".

2. Section 3, by striking from lines 4 and 5 the words and figures, "eleven million eight hundred forty-four thousand five hundred seventy dollars (\$11,844,570.00)" and inserting in lieu thereof the following: "eleven million eight hundred eighteen thousand five hundred seventy dollars (\$11,818,570.00)".

3. Further amend section 3 by striking line 12.

4. Further amend section 3 by striking from line 13 the figure "11,844,570.00" and inserting in lieu thereof the figure "11,818,570.00".

Senator Stuart moved the adoption of the committee amendment.

Senator Dewel moved the previous question on the amendment, which motion prevailed.

On the adoption of the committee amendment, roll call was demanded.

On the question "Shall the committee amendment be adopted?" the vote was:

Ayes, 26:

Buck	Gillespie	O'Malley	Schroeder
Butler	Hansen	Prentis	Scott
Coleman	Hoxie	Price	Shoeman
Dewel	Lynes	Prince	Stuart
Dykhouse	McCurdy	Rigler	Vance
Fisher	Mincks	Ringgenberg	Wolf
Getting	Nolan		

Nays, 18:

Boothby	Gilmour	Hoschek	Shaff
Byers	Grimstead	Miller	Turner
Edelen	Henry	Moore	Walker
Elijah	Hill	Potter	Weber
Eppers	Hoffman		

Absent or not voting, 6:

Evans	Harbor	O'Connor	Putney
Frommelt	Long		

The committee amendment was adopted.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gillespie	Mincks	Schroeder
Buck	Gilmour	Moore	Scott
Butler	Grimstead	Nolan	Shaff
Byers	Hansen	O'Malley	Shoeman
Coleman	Henry	Potter	Stuart
Dewel	Hill	Prentis	Turner
Dykhouse	Hoffman	Price	Vance
Edelen	Hoschek	Putney	Walker
Elijah	Hoxie	Rigler	Weber
Eppers	Lynes	Ringgenberg	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 8:

Evans	Frommelt	Long	O'Connor
Fisher	Harbor	Miller	Prince

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 753, a bill for an act creating the general contingent fund of the state for the biennium beginning July 1, 1959, and ending June 30, 1961, and appropriating thereto the sum of two million dollars from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund, 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 753 by adding the following new sections:

"Sec. 2. The budget and financial control committee, by the concurrence of two-thirds of its members, shall appoint an administrative director, who shall be trained in and have at least five (5) years' experience in governmental or corporation budgeting, accounting and financial control. The committee shall fix his compensation, and he shall serve at the pleasure of the committee and assist the committee in carrying out its authorized purposes.

"Sec. 3. The administrative director shall serve on a full-time basis and shall have the following powers and duties:

1. To assist the budget and financial control committee to carry out any of its functions and duties.

2. To conduct studies to ascertain facts and make recommendations to the budget and financial control committee concerning the state budget; the revenue and expenditures of the state; and the organization, functions and administration of the state government, its departments, offices, agencies, boards, bureaus, commissions and institutions.

3. Upon the instruction of the budget and financial control committee, to assist or make recommendations to any legislative standing committee in its consideration of any matter relating to state governmental finance or state governmental efficiency, when such assistance or recommendations are requested by any standing committee chairman.

4. To employ and supervise clerical, legal, accounting and other personnel in such positions and at such salaries as may be authorized by the committee.

"Sec. 4. The executive council shall furnish office space for the office of the administrative director."

Senator Stuart moved the adoption of the committee amendment.

Senator Gilmour raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Rigler offered the following amendment and moved its adoption:

Amend House File 753 by inserting after the second comma (,) in line 16, section 1, the following: "for expenses of members of the committee on interstate cooperation,".

Senator Gillespie raised a point of order on the amendment for the reason that the amendment was not germane to the bill.

The Chair ruled the point not well taken and the amendment in order.

Senator Shaff moved the previous question on the amendment, which motion prevailed.

The amendment was lost.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Getting	Miller	Rigler
Buck	Gillespie	Mincks	Ringgenberg
Butler	Gilmour	Moore	Scott
Byers	Grimstead	Nolan	Shaff
Coleman	Hansen	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoschek	Prentis	Vance
Elijah	Hoxie	Price	Walker
Eppers	Lynes	Prince	Weber
Fisher	McCurdy	Putney	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Evans	Hoffman	Long	Schroeder
Harbor			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, Senate Joint Resolution 19, a joint resolution creating the capitol planning commission having the duty to advise concerning the location of monuments, statues and related memorials on the capitol grounds and the type of architecture and construction of buildings to be erected on the capitol grounds, repairs and restoration thereof, and making appropriation therefor, was taken up and considered.

Senator Stuart 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:

Boothby	Byers	Dykhouse	Eppers
Buck	Coleman	Edelen	Fisher
Butler	Dewel	Elijah	Frommelt

Gettling	Hoxie	Potter	Scott
Gillespie	Lynes	Prentis	Shaff
Gilmour	McCurdy	Price	Shoeman
Grimstead	Miller	Prince	Stuart
Hansen	Mincks	Putney	Turner
Harbor	Nolan	Rigler	Vance
Hill	O'Connor	Ringgenberg	Weber
Hoschek	O'Malley	Schroeder	Wolf

Nays, 1:

Long

Absent or not voting, 5:

Evans	Hoffman	Moore	Walker
Henry			

The resolution having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Prentis, House File 747, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund, old-age assistance fund, and aid to the disabled fund; to make available to residents of the state, federal funds to be used for aid to the disabled; to appropriate county and state funds for said purposes; and to provide for the uniform administration throughout the state of said fund for the benefit of the disabled under the supervision of the state board of social welfare, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Putney offered the following amendment:

Amend House File 747, section 1, as follows:

1. By striking in lines 4 and 5 the words and figure "eighteen million four hundred fifty thousand dollars (\$18,450,000.00)" and inserting in lieu thereof the following: "eighteen million four hundred sixty thousand dollars (\$18,460,000.00)".

2. By inserting after line 12 the following:

"Support for Indians residing on a reservation.....\$10,000.00"

3. By striking in line 15 the figure "18,450,000.00" and inserting in lieu thereof the figure "18,460,000.00".

Senator Putney moved the adoption of division 2 of the amendment, which motion prevailed, and division 2 of the amendment was adopted.

The following committee amendment was considered:

Amend House File 747 as follows:

1. Section 1, by striking from lines 4 and 5 the words and figures "eighteen million four hundred fifty thousand dollars (\$18,450,000.00)" and inserting in lieu thereof the following: "eighteen million two hundred thousand dollars (\$18,200,000.00)".

2. Further amend section 1 by striking line 12.
3. Further amend section 1 by striking from line 15 the figure "18,450,000.00" and inserting in lieu thereof the figure "18,200,000.00".
4. By striking sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18.
5. Amend the title by striking all after the word "relief" in line 5 and inserting in lieu thereof the following: "fund and old-age assistance fund."

Senator Elijah offered the following amendment to the amendment, filed by Senators Elijah and Gilmour:

Amend the committee amendment as follows:

1. By striking all of line 5 and inserting in lieu thereof the following: "eighteen million three hundred thousand dollars (\$18,300,000.00)".
2. By striking line 6 and inserting in lieu thereof the following: "2. By striking in line 12 of section 1 the figure '250,000.00' and inserting in lieu thereof the figure '100,000.00'."
3. By striking in line 9 the figure "18,200,000.00" and inserting in lieu thereof the figure "18,300,000.00".

Senator Elijah moved the adoption of division 2 of the amendment.

On motion of Senator Schroeder, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

The Senate resumed consideration of House File 747, and the amendment to the committee amendment by Senators Elijah and Gilmour.

Senator Dewel moved the previous question on the amendment to the amendment, which motion prevailed.

On the adoption of the amendment to the amendment by Senators Elijah and Gilmour, roll call was demanded.

On the question "Shall the amendment to the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 22:

Butler	Grimstead	McCurdy	O'Malley
Coleman	Hansen	Miller	Potter
Edelen	Henry	Mincks	Price
Elijah	Hill	Moore	Walker
Eppers	Hoffman	O'Connor	Wolf
Frommelt	Hoschek		

Nays, 25:

Boothby	Harbor	Prince	Shaff
Buck	Hoxie	Putney	Shoeman
Byers	Long	Rigler	Stuart
Dewel	Lynes	Ringgenberg	Turner
Dykhouse	Nolan	Schroeder	Vance
Fisher	Prentis	Scott	Weber
Getting			

Absent or not voting, 3:

Evans Gillespie Gilmour

The amendment to the amendment was lost.

Senator Putney asked and received unanimous consent to withdraw divisions 1 and 3 of his amendment to House File 747.

Senator Elijah asked and received unanimous consent to withdraw divisions 1 and 3 of the amendment filed by Senators Elijah and Gilmour.

Senator Putney offered the following amendment to the committee amendment and moved its adoption:

Amend the committee amendment as follows:

1. By striking all of line 5 and inserting in lieu thereof the following: "eighteen million two hundred ten thousand dollars (\$18,210,000.00)".
2. By striking in line 9 the figure "18,200,000.00" and inserting in lieu thereof the figure "18,210,000.00".

The amendment to the amendment was adopted.

Senator Shoeman moved the adoption of the committee amendment as amended.

Roll call was demanded.

On the question "Shall the committee amendment as amended be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Boothby	Harbor	Prince	Shaff
Buck	Hoxie	Putney	Shoeman
Byers	Long	Rigler	Stuart
Dewel	Lynes	Ringgenberg	Turner
Dykhouse	Prentis	Schroeder	Vance
Fisher	Price	Scott	Weber
Getting			

Nays, 22:

Butler	Gilmour	Hoschek	O'Connor
Coleman	Grimstead	McCurdy	O'Malley
Edelen	Hansen	Miller	Potter
Elijah	Henry	Mincks	Walker
Eppers	Hill	Moore	Wolf
Frommelt	Hoffman		

Absent or not voting, 3:

Evans Gillespie Nolan

The motion prevailed and the amendment as amended was adopted.

Senator Shoeman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Prentis	Vance
Eppers	Long	Price	Walker
Fisher	Lynes	Prince	Weber
Frommelt	McCurdy	Putney	Wolf
Getting			

Nays, 1:

Rigler

Absent or not voting, 4:

Boothby	Evans	Gillespie	Hoffman
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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.

EXPLANATION OF VOTE

I voted against House File 747 as a protest to the action of the state board of social welfare last fall in instituting a medical aid program which was completely new to Iowa. My understanding is that the legislature has no power to stop this medical aid program. The six million dollars federal money which the board received and used to start this program could have been used to supplement other existing social welfare programs, some of which we are told are suffering from lack of funds. In my opinion the various Iowa counties were doing an adequate, efficient job of taking care of the medical expenses in their own counties, and were doing it on a fee basis much lower than the social welfare board has recommended. This is another step toward the socialization of medicine.

ROBERT R. RIGLER.

On motion of Senator Prentis, House File 758, a bill for an act to appropriate from the Iowa public employees retirement system fund two hundred seven thousand seven hundred dollars (\$207,700.00) to the employment security commission for the costs of the administration of chapter ninety-seven B (97B), Code 1958, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Lynes took the chair at 2:30 p.m.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Butler	Grimstead	Moore	Scott
Byers	Hansen	Nolan	Shaff
Coleman	Harbor	O'Connor	Shoeman
Dewel	Henry	O'Malley	Stuart
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Vance
Elijah	Hoschek	Price	Walker
Eppers	Hoxie	Prince	Weber
Fisher	Long	Putney	Wolf
Frommelt	Lynes	Rigler	

Nays, none.

Absent or not voting, 3:

Evans	Gillespie	McCurdy
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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 Getting re-offered his motion of May 1, 1959, found on page 1286 of the Senate Journal, and moved that House File 174 be withdrawn from the appropriations committee.

President McManus took the chair at 2:55 p.m.

Roll call was demanded.

Senator Hoffman moved as a substitute motion for the motion by Senator Getting that Senate Files 477 and 158 and House Files 174 and 759 be withdrawn from their respective committees for consideration by the Senate.

Senator Shaff moved that the substitute motion be laid on the table.

Roll call was demanded.

On the question "Shall the motion by Senator Hoffman be laid on the table?" the vote was:

Ayes, 14:

Buck	Long	Prince	Shaff
Elijah	Lynes	Rigler	Shoeman
Fisher	Nolan	Schroeder	Wolf
Harbor	Price		

Nays, 28:

Boothby	Frommelt	Hoschek	Potter
Butler	Getting	Hoxie	Ringgenberg
Byers	Gilmour	McCurdy	Scott
Coleman	Hansen	Miller	Turner
Dykhouse	Henry	Mincks	Vance
Edelen	Hill	Moore	Walker
Eppers	Hoffman	O'Connor	Weber

Absent or not voting, 8:

Dewel	Grimstead	Prentis	Putney
Evans	O'Malley	(present)	Stuart
Gillespie	(present)		

The motion to table was lost.

On the question "Shall Senate Files 477 and 158 and House Files 174 and 759 be withdrawn from the sifting committee?" the vote was:

Rule 8 was invoked.

Ayes, 22:

Butler	Frommelt	Hoschek	Putney
Byers	Getting	McCurdy	Ringgenberg
Coleman	Gilmour	Miller	Scott
Edelen	Hansen	O'Connor	Turner
Elijah	Hill	Potter	Walker
Eppers	Hoffman		

Nays, 24:

Boothby	Henry	Nolan	Schroeder
Buck	Hoxie	O'Malley	Shaff
Dewel	Long	Prentis	Shoeman
Dykhouse	Lynes	Price	Vance
Fisher	Mincks	Prince	Weber
Harbor	Moore	Rigler	Wolf

Absent or not voting, 4:

Evans	Gillespie	Grimstead	Stuart
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The motion to withdraw was lost.

On motion by Senator Getting to withdraw House File 174 from the sifting committee, the vote was:

Rule 8 was invoked.

Ayes, 20:

Boothby	Edelen	Hoschek	O'Malley
Buck	Elijah	Hoxie	Putney
Byers	Getting	Lynes	Ringgenberg
Coleman	Hansen	Miller	Walker
Dykhouse	Hoffman	Mincks	Weber

Nays, 26:

Butler	Henry	Potter	Scott
Dewel	Hill	Prentis	Shaff
Eppers	Long	Price	Shoeman
Fisher	McCurdy	Prince	Turner
Frommelt	Moore	Rigler	Vance
Gilmour	Nolan	Schroeder	Wolf
Harbor	O'Connor		

Absent or not voting, 4:

Evans	Gillespie	Grimstead	Stuart
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The motion was lost.

THIRD READING OF BILLS

On motion by Senator Prentis, House File 763, a bill for an act to make appropriation to pay witness fees, mileage and expenses of witnesses, attorney fees, mileage and expenses for counsel for the parties, and other expenses in the election contests of Clarence E. Lohff, contestant vs. Bert K. Fairchild, incumbent; George Good, contestant vs. Jack N. Milroy, incumbent; Cecil V. Lutz, contestant vs. Stanley Watts, incumbent; and T. J. Frey, contestant vs. Gilbert F. Klefstad and Jack Rooney, incumbents, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Prentis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 39:

Boothby	Frommelt	Lynes	Ringgenberg
Buck	Getting	McCurdy	Schroeder
Butler	Gilmour	Miller	Scott
Byers	Harbor	Mincks	Shaff
Coleman	Henry	Moore	Shoeman
Dewel	Hill	Nolan	Turner
Dykhouse	Hoffman	O'Connor	Vance
Edelen	Hoschek	O'Malley	Weber
Elijah	Hoxie	Prentis	Wolf
Eppers	Long	Price	

Nays, 5:

Hansen	Putney	Rigler	Walker
Potter			

Absent or not voting, 6:

Evans	Gillespie	Prince	Stuart
Fisher	Grimstead		

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

Senator Byers called up the following resolution:

SENATE CONCURRENT RESOLUTION 28

By Byers, Dykhouse and O'Malley

Be It Resolved by the Senate, the House Concurring: That the Fifty-eighth General Assembly adjourn sine die at five o'clock p.m., Wednesday, May 6, 1959.

Senator Dewel, under Senate Rule 42, objected to the consideration of the resolution.

Senator Byers moved that the rules be suspended and that the resolution be taken up for consideration.

Senator Long moved as a substitute motion that all bills, with the exception of appropriations bills, ways and means bills, bills on the noncontroversial calendar and bills amended by the House, be referred to the sifting committee.

Division was called for.

The substitute motion prevailed.

THIRD READING OF BILLS

On motion of Senator Shaff, House File 266, a bill for an act relating to the sale of cigarettes and tobacco, was taken up for further consideration.

Senator Frommelt offered the following amendment and moved its adoption:

Amend House File 266 by adding to section 5, as subsection (2) the following:

"2. By inserting in line 4 of subsection 1 after the word "has" the word "willfully".

2. Further amend by renumbering the following subsections.

The amendment was adopted.

Senator Frommelt asked and received unanimous consent to withdraw all other amendments filed by him.

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, 32:

Boothby	Hansen	Nolan	Schroeder
Buck	Harbor	O'Connor	Shaff
Byers	Henry	O'Malley	Shoeman
Dewel	Hoffman	Prentis	Stuart
Fisher	Hoxie	Price	Turner
Frommelt	Long	Prince	Vance
Getting	Lynes	Rigler	Weber
Grimstead	Mincks	Ringgenberg	Wolf

Nays, 13:

Butler	Eppers	Hoschek	Putney
Coleman	Gilmour	Miller	Scott
Dykhouse	Hill	Potter	Walker
Elijah			

Absent or not voting, 5:

Edelen	Gillespie	McCurdy	Moore
Evans			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff asked and received unanimous consent that Senate File 141 be withdrawn from further consideration of the Senate.

On motion of Senator Shaff, House File 706, a bill for an act to amend section four hundred twenty-two point thirty-three (422.33), Code 1958, to provide for an increase of the corporate income tax rate from two to three percent, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller offered the following amendment and moved its adoption:

Amend House File 706 by striking lines 3 and 4 of section 1 and inserting in lieu thereof the following:

"inserting before the word 'net' in line six (6) the words 'first twenty-five thousand (25,000) dollars and three and one-half (3½) percent of all over twenty-five thousand (25,000) dollars'."

Senator Butler moved the previous question on the amendment, which motion prevailed.

Roll call was requested.

On the question "Shall the amendment be adopted?" the vote was:

Ayes, 19:

Butler	Gilmour	McCurdy	O'Malley
Edelen	Hansen	Miller	Potter
Eppers	Hill	Mincks	Turner
Frommelt	Hoffman	Moore	Wolf
Getting	Hoschek	O'Connor	

Nays, 26:

Buck	Henry	Prince	Shaff
Byers	Hoxie	Putney	Shoeman
Dykhouse	Long	Rigler	Stuart
Elijah	Lynes	Ringgenberg	Vance
Fisher	Nolan	Schroeder	Walker
Grimstead	Prentis	Scott	Weber
Harbor	Price		

Absent or not voting, 5:

Boothby	Dewel	Evans	Gillespie
Coleman			

The amendment was lost.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Boothby	Dewel	Elijah	Fisher
Buck	Edelen	Eppers	Frommelt

Getting	Hoschek	O'Malley	Scott
Gilmour	Hoxie	Potter	Shaff
Grimstead	Lynes	Prentis	Stuart
Hansen	McCurdy	Price	Turner
Harbor	Mincks	Prince	Vance
Henry	Moore	Rigler	Weber
Hill	Nolan	Ringgenberg	Wolf
Hoffman	O'Connor	Schroeder	

Nays, 9:

Butler	Dykhouse	Miller	Shoeman
Byers	Long	Putney	Walker
Coleman			

Absent or not voting, 2:

Evans	Gillespie
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Stuart called up the following report and moved its adoption:

**REPORT OF SECOND CONFERENCE COMMITTEE ON
SENATE JOINT RESOLUTION 16**

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 16, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, begs leave to report that your conference committee is unable to agree and therefore requests the appointment of a third conference committee.

W. C. STUART.
DAVID O. SHAFF.
JOHN J. O'CONNOR.
MELVIN H. WOLF.
On the Part of the Senate.

WILLARD M. FREED.
MERLE W. HAGEDORN.
LESTER L. KLUEVER.
HENRY C. NELSON.
On the Part of the House.

The motion prevailed and the report was adopted and the committee discharged.

**APPOINTMENT OF THIRD CONFERENCE COMMITTEE ON
SENATE JOINT RESOLUTION 16**

President McManus announced the appointment of the following Senators on the part of the Senate on the third conference committee on Senate Joint Resolution 16: Senators Dewel, Mincks, Shoeman and Hoffman.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following Senate Concurrent Resolution 25, mak-

ing presentation of chairs to the Speaker of the House and President of the Senate.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 43, a bill for an act relating to hunting season upon a game breeding and shooting preserve area.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 189, a bill for an act relating to income tax deduction.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 223, a bill for an act relating to professional engineers.

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 the publication of the official ballot.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 283, a bill for an act to adjust the pay of appointive members of the state printing board.

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 to permit the expenditure of federal funds made available by Congress for a state conference on problems of the aging and for paying costs of Iowa delegates to the White House Conference on Aging.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 375, a bill for an act relating to the duties of the state highway commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 420, a bill for an act relating to employment security and the determination and payment of unemployment compensation benefits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 474, a bill for an act to provide that charge-back statements must be furnished employers within forty days, rather than twenty days, after the close of a calendar quarter.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 483, a bill for an act to increase the period within which employers may make voluntary employment security contributions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 519, a bill for an act relating to annual regulatory fees on motor vehicles used for the public transportation of freight.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 522, a bill for an act relating to the powers and duties of the director of industries 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 525, a bill for an act relating to the employment of certain directors by the board of control.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 542, a bill for an act relating to the display of evidence on trucks, truck tractors, trailers and semi-trailers registered in Iowa or other jurisdictions to designate the weights for which such vehicles are registered.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 493, a bill for an act relating to credit unions of state, county, city and town government employees.

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 relating to the sale and distribution of state publications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 522, a bill for an act relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements and relating to the collection costs of sidewalk repair.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 577, a bill for an act relating to distribution of state publications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 708, a bill for an act relating to filing of claims against contractors on highway work.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 755, a bill for an act to authorize and direct the issuance of a patent to certain real estate to Thomas A. Devlin, by the Governor and Secretary of State.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 757, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Eddyville Community School District, in the Counties of Wapello, Mahaska and Monroe.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 760, a bill for an act relating to motor vehicle dealer's license fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 762, a bill for an act to legalize and validate proceedings for organization and establishment of the Mormon Trail Community School District in Decatur, Wayne, Lucas and Clarke Counties.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 256, a bill for an act relating to the form of standard policy insuring against the peril of fire.

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 relating to inventory and records of state property.

Also: That the Speaker has appointed as members of the third conference committee on the part of the House on Senate Joint Resolution 16, a resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to the classification of Senators, Representatives Balch, Wilson, Ossian and Loss.

Also: That the House has tabled the motion to reconsider and has passed the following bill in which the concurrence of the House was asked:

Senate File 3, a bill for an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 316, a bill for an act relating to boiler inspection.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 533, a bill for an act relating to the leasing of property by park boards of cities and towns.

Also: That the House has concurred in Senate amendments to and passed House Joint Resolution 3, creating a joint, bipartisan committee to study public assistance in Iowa and to make a report to the Fifty-ninth General Assembly, and to make an appropriation therefor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 619, a bill for an act relating to change of name.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 737, a bill for an act relating to ice milk.

Also: That the House concurs in division 1 and division 3 of the Senate amendment to House amendment to Senate File 532, a bill for an act to appropriate from the general fund for the biennium funds for various departments and various divisions thereof. The House refuses to concur in division 2 of the Senate amendment to House amendment to Senate File 532.

Also: That the House refuses to concur in Senate amendment to House File 741, a bill for an act to appropriate from the general fund for the biennium to the state board of regents for the support, etc., of institutions under said state board of regents, and for the support and maintenance of the central office under said state board of regents.

Also: That the House concurs in section 1 and section 2 of the Senate amendment to House File 745, a bill for an act to appropriate from the general fund to the board of control for salaries, etc., of certain state institutions under the board of control. The House refuses to concur in section 3 and section 4 of the Senate amendment to House File 745.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 420

Amend Senate File 420 as follows:

1. Amend section 1, subsection 2, line 74, by inserting after the word "age", the following: "and over said age if physically or mentally incapacitated,".

2. Amend section 3, subsection 3, paragraph "f", by striking in line 30 the word "sole" and inserting in lieu thereof the word "principal".

3. Further amend section 3, subsection 3, paragraph "g", by striking in line 44 the word "sole" and inserting in lieu thereof the word "principal".

4. Amend section 3, subsection 3, paragraph "g", by striking in lines 49 and 50 the words ", notwithstanding any other provision of this subsection to the contrary".

5. Amend section 3, subsection 3, line 52, by striking the word "Sole" and inserting in lieu thereof the word "Principal".

6. Amend section 3, subsection 5, by striking the period at the end of paragraph "d" and inserting in lieu thereof the following: ", provided further, however, that retirement pay or compensation for service-connected disabilities or pensions based on military service, by the beneficiary, with the armed forces of the United States, irrespective of the amount of the benefit, shall in no way disqualify any individual, otherwise qualified, from any of the benefits contemplated herein."

HOUSE AMENDMENT TO SENATE FILE 533

Amend Senate File 533 as follows:

Amend by striking in section 1, line 6, the words "(whether within or without the corporate limits)" and inserting in lieu thereof the following: ", provided that the ground comprising the park or recreation area is wholly located outside the corporate limits and is in a county where there is located a federal reservoir,".

HOUSE MESSAGES CONSIDERED

House File 493, a bill for an act relating to credit unions of state, county, city and town government employees.

Read first and second times and referred to the sifting committee.

House File 509, a bill for an act relating to the sale and distribution of state publications.

Read first and second times and referred to the sifting committee.

House File 522, a bill for an act to repeal sections three hundred eighty-nine point thirty-one (389.1) to three hundred eighty-nine point thirty-six (389.36), Code 1958, inclusive, and to amend sections

three hundred eighty-nine point thirty-seven (389.37), three hundred eighty-nine point thirty-eight (389.38), three hundred ninety-one point one (391.1), subsection three (3), three hundred ninety-one point two (391.2), subsection one (1), and three hundred ninety-one point thirty-nine (391.39), Code 1958, all relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements and relating to the collection costs of sidewalk repair.

Read first and second times and referred to the sifting committee.

House File 577, a bill for an act relating to distribution of state publications.

Read first and second times and referred to the sifting committee.

House File 708, a bill for an act to amend section five hundred seventy-three point eight (573.8), Code 1958, relating to filing of claims against contractors on highway work.

Read first and second times and referred to the sifting committee.

House File 755, a bill for an act to authorize and direct the issuance of a patent to certain real estate, to Thomas A. Devlin, by the Governor and Secretary of State.

Read first and second times and referred to the sifting committee.

House File 757, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Eddyville Community School District, in the Counties of Wapello, Mahaska and Monroe, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

Read first and second times and referred to the sifting committee.

House File 760, a bill for an act to amend section three hundred twenty-two point five (322.5), Code 1958, relating to motor vehicle dealer's license fees.

Read first and second times and referred to the sifting committee.

House File 762, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Mormon Trail Community School District in the Counties of Decatur, Wayne, Lucas and Clarke, State of Iowa, and declaring said district a duly and legally organized corporate body.

Read first and second times and referred to the sifting committee.

House File 619, a bill for an act relating to change of name.

Read first and second times and referred to the sifting committee.

House File 737, a bill for an act to amend section one hundred ninety point one (190.1), Code 1958, relating to ice milk.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENTS CONSIDERED

Senator Miller called up for consideration Senate File 535, a bill for an act to amend section four hundred twenty-two point sixteen (422.16), subsection one (1), Code 1958, relating to withholding agents and nonresidents, amended by the House, and moved that the Senate concur in the following amendment:

Amend the title to Senate File 535 by striking all of said title after the figures "(422.16)," in line two (2) and inserting in lieu thereof the following: "Code 1958, relating to the percentage of withholdings on gross personal income of nonresidents by withholding agents."

The Senate concurred in the House amendment.

Senator Miller moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Byers	Harbor	Nolan	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Turner
Edelen	Hoffman	Prentis	Stuart
Elijah	Hoschek	Price	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 4:

Coleman	Evans	Gillespie	O'Connor
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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 Henry called up for consideration Senate File 311, a bill for an act relating to the deposit of public funds not needed for current operating expense, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 311 as follows:

1. Amend section 2, line 5, by inserting after the word "law," the following: "and any such transaction is reported to the executive council,".

2. Amend section 3 by striking from lines 2 and 3 the words "all of the last sentence therefrom." and inserting in lieu thereof the following: "from line eighteen (18) thereof the words 'at least' and inserting in lieu thereof the words 'not more than'".

3. Amend by striking all of sections 4 and 6 and renumbering the remaining sections.

The Senate concurred in the House amendment.

Senator Henry moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Getting	McCurdy	Putney
Buck	Gilmour	Miller	Ringgenberg
Butler	Grimstead	Mincks	Schroeder
Byers	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf
Frommelt	Lynes		

Nays, 1:

Rigler

Absent or not voting, 3:

Evans	Gillespie	Walker
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoffman called up for consideration Senate File 378, a bill for an act relating to membership in the Iowa public employees' retirement system, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 378 by adding thereto the following section:

Sec. 2. Section ninety-seven B point forty-one (97B.41), Code 1958, subsection seventeen (17), is hereby amended by inserting in line two (2) thereof after the word "include" the words "employees of the county and".

The Senate refused to concur in the House amendment.

Senator Prentis called up for consideration Senate File 532, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for various departments and various divisions thereof, of the

State of Iowa, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions, and to the location of the office of the state mine inspectors, and to the transfer of the Gardner log cabin and previously appropriated funds to the state historical society, and to the striking of a portion of section three hundred twenty-one point one hundred sixty-three (321.163), Code 1958, amended by the House and further amended by the Senate, and moved that the Senate insist on division 2 of the Senate amendment to the House amendment, and requested a roll call.

On the question "Shall the Senate insist on division 2 of its amendment to the House amendment?" the vote was:

Ayes, 26:

Buck	Harbor	Prentis	Shaff
Byers	Henry	Prince	Shoeman
Dykhouse	Hoxie	Rigler	Stuart
Elijah	Long	Ringgenberg	Turner
Fisher	Lymes	Schroeder	Vance
Getting	Miller	Scott	Weber
Grimstead	Nolan		

Nays, 19:

Boothby	Frommelt	Hoschek	O'Malley
Butler	Gilmour	McCurdy	Potter
Coleman	Hansen	Mincks	Price
Edelen	Hill	Moore	Wolf
Eppers	Hoffman	O'Connor	

Absent or not voting, 5:

Dewel	Gillespie	Putney	Walker
Evans			

The motion prevailed and the Senate insisted on its amendment.

SENATE FILE 387 WITHDRAWN

Senator Prentis asked and received unanimous consent that Senate File 387 be withdrawn from further consideration of the Senate.

**NONCONTROVERSIAL CALENDAR
THIRD READING OF BILLS**

On motion of Senator O'Malley, House File 153, a bill for an act to bail bonds by defendants arrested in another county in misdemeanor cases, and the duty of the arresting officer in such cases, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Butler	Hansen	Moore	Scott
Coleman	Harbor	Nolan	Shaff
Dewel	Henry	O'Connor	Shoeman
Dykhouse	Hill	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Elijah	Hoxie	Prentis	Vance
Eppers	Long	Price	Weber
Fisher	Lynes	Prince	Wolf
Frommelt	McCurdy	Rigler	

Nays, none.

Absent or not voting, 7:

Byers	Getting	Hoffman	Walker
Evans	Gillespie	Putney	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Coleman asked unanimous consent that the rules be suspended and that House File 738 be withdrawn from the sifting committee.

Objection was raised.

Senator Coleman moved that the rules be suspended and that House File 738 be withdrawn from the sifting committee and considered by the Senate.

Senator Miller moved as a substitute motion that the rules be suspended and that House File 152 and House File 738 be withdrawn from the sifting committee and placed on the calendar for immediate action.

Senator Dewel moved the previous question on the motions by Senators Coleman and Miller, which motion prevailed.

Under Senate Rule 13, a division was called for.

The request was granted:

On the motion by Senator Miller that House File 152 be withdrawn from the sifting committee and placed on the calendar for immediate action, a roll call was demanded.

On the question "Shall House File 152 be withdrawn from the sifting committee, etc.?" the vote was:

Rule 8 was invoked.

Ayes, 26:

Butler	Edelen	Frommelt	Gilmour
Coleman	Eppers	Gillespie	Grimstead

Hansen	Hoschek	Moore	Schroeder
Harbor	Hoxie	Nolan	Shaff
Henry	McCurdy	O'Conner	Turner
Hill	Miller	O'Malley	Wolf
Hoffman	Mincks		

Nays, 20:

Boothby	Elijah	Prentis	Scott
Buck	Fisher	Price	Shoeman
Byers	Getting	Prince	Stuart
Dewel	Long	Rigler	Vance
Dykhouse	Lynes	Ringgenberg	Weber

Absent or not voting, 4:

Evans	Potter	Putney	Walker
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The motion was lost.

On motion by Senator Coleman that House File 738 be withdrawn from the sifting committee and placed on the calendar for immediate action, the vote was:

Rule 8 was invoked.

Ayes, 37:

Boothby	Gillespie	Long	Price
Butler	Gilmour	Lynes	Rigler
Coleman	Grimstead	McCurdy	Ringgenberg
Dewel	Hansen	Miller	Schroeder
Edelen	Henry	Mincks	Shoeman
Elijah	Hill	Moore	Stuart
Eppers	Hoffman	Nolan	Turner
Fisher	Hoschek	O'Connor	Weber
Frommelt	Hoxie	O'Malley	Wolf
Getting			

Nays, 9:

Buck	Harbor	Prince	Shaff
Byers	Prentis	Scott	Vance
Dykhouse			

Absent or not voting, 4:

Evans	Potter	Putney	Walker
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The motion prevailed and House File 738 was withdrawn from the sifting committee and placed on the calendar for immediate action.

THIRD READING OF BILLS

On motion of Senator Coleman, House File 738, a bill for an act to change the name of the Iowa State College of Agriculture and Mechanic Arts to Iowa State University of Science and Technology and to amend certain sections of the Code to conform to said change, was taken up and considered.

Senator Rigler offered the following amendment, filed by Senators Rigler and Stuart, and moved its adoption:

Amend House File 738 as follows:

Amend House File 738 by inserting after the word "Act" in line 7 of section 42 the following:

"and nothing herein contained shall be construed as a change of policy as to the educational functions of the various institutions under the board of regents."

The amendment was adopted.

Senator Coleman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 45:

Boothby	Getting	Long	Prince
Buck	Gillespie	Lynes	Rigler
Butler	Gilmour	McCurdy	Ringgenberg
Byers	Grimstead	Miller	Schroeder
Coleman	Hansen	Mincks	Shaff
Dewel	Harbor	Moore	Shoeman
Dykhouse	Henry	Nolan	Stuart
Edelen	Hill	O'Connor	Turner
Elijah	Hoffman	O'Malley	Vance
Eppers	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt			

Nays, none.

Absent or not voting, 5:

Evans	Putney	Scott	Walker
Potter			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

THIRD CONFERENCE COMMITTEE REPORT ON SENATE FILE 345

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the third conference committee appointed to consider the differences between the Senate and House on Senate File 345, an act providing for veterinary inspection of animals passing through sale yards or barns, beg issue to report and make the following recommendations:

Amend Senate File 345 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The state department of agriculture shall collect a veterinary inspection fee agreed upon by the marketing unit operator and a qualified veterinary inspector, recommended by the marketing unit operator and approved by the secretary of agriculture, plus a cost of administration not to exceed two dollars per month per marketing unit, on all animals marketed through sale yards, sale barns, auction markets, or other marketing agencies required to hold permits issued by the department. Such fees, when collected, shall be placed by the secretary in an "inspection fee revolving fund" under his jurisdiction. The department shall pay fees to each such approved veterinary inspector for inspection services in accord-

ance with agreements between such veterinarians and the marketing units where inspections are accomplished, reduced by the allowable amounts for administration. Such fees shall be adjusted from time to time so that the amount collected will not exceed the costs of said veterinary inspections and the administration thereof. The provisions of this Act shall also apply to all sale yards, sale barns, and marketing agencies receiving livestock moved into the State of Iowa for sale through said sale yards, sale barns, and marketing agencies, except meat processing establishments or terminal markets where full time federal inspections are required and such requirement is complied with. Sale yards, sale barns and marketing agencies not handling livestock shipped into the State of Iowa for resale shall be exempt from the provisions of this Act, as well as livestock meeting federal and state requirements for interstate shipment as to health at the time of entry into Iowa.

ROBERT R. RIGLER, *Chairman.*

MELVIN H. WOLF.

CARROLL F. MCCURDY.

LYNN POTTER.

On the Part of the Senate.

CLARENCE CHRISTOPHEL, *Chairman.*

MARION A. CAGLEY.

FRED M. JARVIS.

RAYMOND EVELAND.

On the Part of the House.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Getting motion to withdraw House File 174 from appropriations committee failed.

DUANE E. DEWEL.

MOTION TO RECONSIDER

MR. PRESIDENT: I move that the vote by which the motion by Senator Long to dump the calendar (except as specified) carried be reconsidered.

GUY G. BUTLER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 287, 336, 496, 529, 544 and Senate Joint Resolution 18; also, House Files 57, 397, 429, 455, 688, 690, 709, 714, 752 and 764.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 287, 336, 496, 529, 544 and Senate Joint Resolution 18; also, House Files 57, 397, 429, 455, 688, 690, 709, 714, 752 and 764.

BILLS SENT TO THE GOVERNOR

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 4th day of May, 1959, sent to the Governor for his approval: Senate Files 287, 336, 496, 529, 544 and Senate Joint Resolution 18.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 1, 1959, the Governor had approved the following bills:

Senate File 262, relating to the education of handicapped children.

Senate File 409, relating to liability insurance for commissions, departments, boards and agencies of the state and their employees.

Senate File 541, relating to the height of reflectors on vehicles.

PROOFS OF PUBLICATION

Published copy of House File 757 and verified proof of publication of said bill in The Blakesburg Excelsior on April 30, 1959, and in The Eddyville Tribune, on April 30, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

Also: Published copy of House File 762 and verified proof of publication of said bill in The Humeston New Era on April 29, 1959, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RICHARD W. BERGLUND,
Secretary of the Senate.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Tuesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 5, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Reverend N. D. Frerking, pastor of the Douglas Avenue Presbyterian Church, Des Moines, Iowa.

PRESENTATION OF VISITORS

Senator Mincks asked and received unanimous consent to present to the Senate forty-seven students from the eighth grade class of the Eddyville Junior High School who were present in the balcony accompanied by their instructors, Mr. Madison and Mrs. Evans.

INTRODUCTION OF BILLS

Senate File 548, by committee on appropriations, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-eighth General Assembly.

Read first and second times and placed on the calendar.

PRESENTATION

Senator Lynes rose on a point of personal privilege and asked and received unanimous consent that Senators O'Malley and Schroeder escort Victor E. Lindquist, assistant sergeant-at-arms of the Senate, to the rostrum for a presentation.

Mr. Lindquist said:

MR. PRESIDENT: Senator Eppers procured a piece of oak lumber taken from the old First Methodist Church that stood at 323 Exchange Street in Keokuk, Iowa, and which was torn down during the summer of 1958.

The stone foundation of this building was laid in 1844 and the church was built of handmade brick, its oak and pine beams being held together with hickory pegs. The church was completed and dedicated in August of 1847, just seven months after Keokuk was incorporated.

In the early days this church was known as the "Bee Hive" because it was the center of all social life in that small community of five hundred population. The first session of the Lee County District Court was held there in 1848.

I have fashioned a gavel from a piece of this wood and now, on behalf of the Senate, the sergeants-at-arms and doorkeepers of the Fifty-eighth General Assembly, I present this gavel to you, Mr. President, as a token of our esteem and appreciation for the courtesies which have been extended to us by yourself and the members of this honorable body.

President McManus expressed his appreciation to Mr. Lindquist for this thoughtful memento of the Fifty-eighth General Assembly and thanked the sergeants-at-arms, the doorkeepers and the entire staff of the Senate for their cooperation.

GIFTS OF APPRECIATION TO SENATE LEADERS

Senator Eppers rose on a point of special privilege and asked and received unanimous consent that President pro tempore Lynes appear at the President's station for a special occasion.

President pro tempore Lynes appeared and on behalf of the members of the Senate presented to the Honorable Edward J. McManus, President of the Senate, the Honorable Jack Schroeder, majority floor leader, and the Honorable George E. O'Malley, minority floor leader, gifts of Westinghouse transistor portable radios inscribed from the Senate of the Fifty-eighth General Assembly.

Senator Schroeder said:

To serve as a member of the Senate is one thing, but to be selected as the leader of this Senate is one of the finest things that could ever be bestowed upon me. My sincere thanks to all of you.

Senator O'Malley said:

My thanks to you and I want to say that I have enjoyed this session more than any other session and you know why. With our competent presiding officer and the other sixteen fine members of our party in this Senate, it will be one that I shall always remember.

President McManus said:

The Chair again must repeat its pleasure and utter joy in receiving this wonderful gift. I wish to say that the greatest gift that the members of the Senate could give me has already been given, and that is the cooperation of every member of the Senate, the members of the staff and every person connected with the Fifty-eighth General Assembly. I shall never forget the experience and it is something that I shall greatly treasure. Again I thank each and everyone of you from the bottom of my heart.

SENATOR BYERS HONORED BY THE SENATE

Senator Nolan rose on a point of personal privilege and announced the following "Call of the Senate" honoring Senator Frank C. Byers:

CALL OF THE SENATE IN HONOR OF THE HONORABLE FRANK C. BYERS

We, your colleagues and fellow Senators of the Fifty-eighth General Assembly, hereby extend to you, on your completion of thirty (30) years continuous service in the Iowa Legislature, the longest continuous legislative service in the history of Iowa, our most warm and most sincere greetings. You have served with honor and distinction. You have demonstrated great leadership and outstanding ability. Your service to all Iowa

irrespective of party affiliation or other secondary reasons, has been of the highest order and unsurpassed by other legislators during your long public service. Your voice and influence will long resound and be remembered in this hallowed chamber. We wish you every enjoyment and blessing.

CHARLES F. EPPERS,
1st Senatorial District.

NORVAL B. EVANS,
2nd Senatorial District.

GENE L. HOFFMAN,
3rd Senatorial District.

W. C. STUART,
4th Senatorial District.

X. T. PRENTIS,
5th Senatorial District.

FRANCIS A. TURNER,
6th Senatorial District.

FRANK M. HOXIE,
7th Senatorial District.

WILLIAM H. HARBOR,
8th Senatorial District.

CARL HOSCHEK,
9th Senatorial District.

CLIFFORD M. VANCE,
10th Senatorial District.

J. LOUIS FISHER,
11th Senatorial District.

C. EDWIN GILMOUR,
12th Senatorial District.

JAKE B. MINCKS,
13th Senatorial District.

CARROLL F. MCCURDY,
14th Senatorial District.

CARROLL PRICE,
15th Senatorial District.

RAYMOND R. GILLESPIE,
16th Senatorial District.

G. W. PRINCE,
17th Senatorial District.

JOHN D. SHOEMAN,
18th Senatorial District.

JIM O. HENRY,
19th Senatorial District.

GEORGE W. WEBER,
20th Senatorial District.

JACK SCHROEDER,
21st Senatorial District.

DAVID O. SHAFF,
22nd Senatorial District.

EARL ELIJAH,
23rd Senatorial District.

J. T. DYKHOUSE,
24th Senatorial District.

D. C. NOLAN,
25th Senatorial District.

C. JOSEPH COLEMAN,
27th Senatorial District.

HOWARD C. BUCK,
28th Senatorial District.

EUGENE M. HILL,
29th Senatorial District.

GEORGE E. O'MALLEY,
30th Senatorial District.

CARL H. RINGGENBERG,
31st Senatorial District.

JACK MILLER,
32nd Senatorial District.

IRVING D. LONG,
33rd Senatorial District.

ROBERT G. MOORE,
34th Senatorial District.

ANDREW G. FROMMELT,
35th Senatorial District.

JOHN J. O'CONNOR,
36th Senatorial District.

JOHN A. WALKER,
37th Senatorial District.

MELVIN H. WOLF,
38th Senatorial District.

J. KENDALL LYNES,
39th Senatorial District.

GEORGE L. SCOTT,
40th Senatorial District.

JACOB GRIMSTEAD,
41st Senatorial District.

LYNN POTTER,
42nd Senatorial District.

WALTER E. EDELEN,
43rd Senatorial District.

ROBERT R. RIGLER,
44th Senatorial District.

LAWRENCE PUTNEY,
45th Senatorial District.

LAURENCE M. BOOTHBY,
46th Senatorial District.

LEROY GETTING,
47th Senatorial District.

PETER F. HANSEN,
48th Senatorial District.

DUANE E. DEWEL,
49th Senatorial District.

GUY G. BUTLER,
50th Senatorial District.

Attested: •

RICHARD W. BERGLUND,
Secretary of Senate.

EDNA GILLESPIE,
Assistant Secretary.

EDWARD J. MCMANUS,
President.

Senator Nolan praised Senator Byers for his thirty years of continuous service in the Iowa legislature, for his great leadership and outstanding ability and asked and received unanimous consent that Senator Byers be escorted to the President's station.

President McManus appointed Senators Nolan and Lynes to escort our honored Senator to the rostrum.

President McManus presented Senator Byers with a signed copy of the "Call of the Senate" in his honor, and congratulated him on his unequalled record of service.

Senator Byers expressed his sincere thanks for the high honor extended to him by the "Call of the Senate," and reminisced about his earlier sessions in the legislature. He also stated that it had been a great pleasure for him to serve with the members of the Senate in the Fifty-eighth General Assembly.

Senator Putney called up the following resolution:

SENATE CONCURRENT RESOLUTION 27

By Putney

Be It Resolved by the Senate, the House Concurring: That pursuant to section four point one (4.1), Code 1958, "Every mention of, or reference to, any hour or time in any law is to be construed with reference to and in accordance with the mean solar time of the ninetieth meridian of longitude west of Greenwich, commonly known as central standard time. The standard of time in this state is such solar time. No department of the state government and no county, city or town shall employ any other time or adopt any ordinance or order providing for the use of any other time than central standard time."

LAWRENCE PUTNEY.
JOHN D. SHOEMAN.
GEORGE L. SCOTT.
X. T. PRENTIS.
GENE HOFFMAN.
NORVAL B. EVANS.

JOHN A. WALKER.
D. C. NOLAN.
RAYMOND R. GILLESPIE.
L. M. BOOTHBY.
FRANK M. HOXIE.

Senator O'Malley moved that the resolution be laid on the table, which motion prevailed, and Senate Concurrent Resolution 27 was laid on the table.

CONFERENCE COMMITTEE REPORT
ON SENATE FILE 345

Senator Rigler called up the following report:

THIRD CONFERENCE COMMITTEE REPORT
ON SENATE FILE 345

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the third conference committee appointed to consider the differences between the Senate and House on Senate File 345, an act providing for veterinary inspection of animals passing through sale yards or barns, beg issue to report and make the following recommendations:

Amend Senate File 345 by striking all after the enacting clause and inserting in lieu thereof the following:

Section 1. The state department of agriculture shall collect a veterinary inspection fee agreed upon by the marketing unit operator and a qualified veterinary inspector, recommended by the marketing unit operator and approved by the secretary of agriculture, plus a cost of administration not to exceed two dollars per month per marketing unit, on all animals marketed through sale yards, sale barns, auction markets, or other marketing agencies required to hold permits issued by the department. Such fees, when collected, shall be placed by the secretary in an "inspection fee revolving fund" under his jurisdiction. The department shall pay fees to each such approved veterinary inspector for inspection services in accordance with agreements between such veterinarians and the marketing units where inspections are accomplished, reduced by the allowable amounts for administration. Such fees shall be adjusted from time to time so that the amount collected will not exceed the costs of said veterinary inspections and the administration thereof. The provisions of this Act shall also apply to all sale yards, sale barns, and marketing agencies receiving livestock moved into the State of Iowa for sale through said sale yards, sale barns, and marketing agencies, except meat processing establishments or terminal markets where full time federal inspections are required and such requirement is complied with. Sale yards, sale barns and marketing agencies not handling livestock shipped into the State of Iowa for resale shall be exempt from the provisions of this Act, as well as livestock meeting federal and state requirements for interstate shipment as to health at the time of entry into Iowa.

ROBERT R. RIGLER, *Chairman.*
MELVIN H. WOLF.
CARROLL F. MCCURDY.
LYNN POTTER.
On the Part of the Senate.

CLARENCE CHRISTOPHEL, *Chairman.*
MARION A. CAGLEY.
FRED M. JARVIS.
RAYMOND EVELAND.
On the Part of the House.

Senator Potter moved the adoption of the report, which motion prevailed, and the report was adopted.

Senator Rigler moved the adoption of the recommendation and amendment contained in the report, which motion prevailed, and the amendment was adopted.

Senator Rigler moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Gillespie	Long	Price
Byers	Gilmour	McCurdy	Prince
Coleman	Grimstead	Miller	Rigler
Dykhouse	Hansen	Mincks	Ringgenberg
Edelen	Harbor	Moore	Schroeder
Elijah	Henry	Nolan	Scott
Eppers	Hill	O'Connor	Shaff
Evans	Hoffman	O'Malley	Vance
Fisher	Hoschek	Potter	Weber
Frommelt	Hoxie	Prentis	Wolf
Getting			

Nays, 3:

Lynes	Shoeman	Turner
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Absent or not voting, 6:

Buck	Dewel	Stuart	Walker
Butler	Putney		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

EXPLANATION OF VOTE ON SENATE FILE 345

I voted "aye" on Senate File 345 only because I feared that failure of passage would result in the closing of many sale barns trying to operate legitimately. The exceptions noted in the latter part of the amendment will undoubtedly result in abuse of privilege and eventual action by the federal department of agriculture.

EARL ELIJAH.

Senator Rigler asked and received unanimous consent that all bills passed by the Senate today be immediately messaged to the House.

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and for the support and maintenance of the central office under said board of regents, amended by the Senate and further amended by the Senate, and moved that the Senate insist on its amendment to the House amendment.

On the question "Shall the Senate insist?" the vote was:

Ayes, 25:

Byers	Hoxie	O'Malley	Schroeder
Dewel	Long	Prentis	Scott
Dykhouse	Lynes	Price	Shoeman
Evans	McCurdy	Putney	Stuart
Getting	Nolan	Rigler	Weber
Gillespie	O'Connor	Ringgenberg	Wolf
Harbor			

Nays, 20:

Boothby	Eppers	Henry	Moore
Buck	Frommelt	Hill	Potter
Coleman	Gilmour	Hoffman	Shaff
Edelen	Grimstead	Hoschek	Turner
Elijah	Hansen	Mincks	Vance

Absent or not voting, 5:

Butler	Miller	Prince	Walker
Fisher			

The motion prevailed and the Senate insisted on its amendment.

Senator Hoxie called up the following motion filled by him:

MOTION ON SENATE JOINT RESOLUTION 16

MR. PRESIDENT: I move that the Senate conferees on the third conference committee on Senate Joint Resolution 16 be instructed to vote to bring out the amendment which incorporates the reapportionment plan by Senator Miller, copies of which were distributed in the Senate yesterday.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Hoxie asked unanimous consent to take up out of order his motion on Senate Joint Resolution 16.

Objection was raised.

Senator Hoxie moved that the rules be suspended and that the Senate take up out of order his motion on Senate Joint Resolution 16.

Senator Schroeder raised a point of order on the motion for the reason that the motion was out of order under the provisions of Joint Rule 1 of the House and Senate.

The Chair ruled the point not well taken.

On the question "Shall the motion by Senator Hoxie be considered by the Senate?" the vote was:

Ayes, 21:

Boothby	Elijah	Gillespie	Harbor
Buck	Getting	Grimstead	Hoxie

Long	Prince	Shaff	Vance
Lynes	Ringgenberg	Shoeman	Walker
Miller	Scott	Turner	Weber
Prentis			

Nays, 24:

Byers	Frommelt	Hoschek	O'Malley
Coleman	Gilmour	McCurdy	Putney
Dewel	Hansen	Mincks	Rigler
Eppers	Henry	Moore	Schroeder
Evans	Hill	Nolan	Stuart
Fisher	Hoffman	O'Connor	Wolf

Absent or not voting, 5:

Butler	Edelen	Potter	Price
Dykhouse			

The motion to consider the motion by Senator Hoxie was lost.

HOUSE AMENDMENT CONSIDERED

Senator Prentis called up for consideration House File 745, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries, support, maintenance, repairs, replacements, alterations or equipment of institutions and for salaries, support, maintenance and miscellaneous purposes for the central office, and for mobile housing units for inmates of certain state institutions, all under the board of control, and to provide that chapter eight (8), except section eight point five (8.5), Code 1958, shall apply to this act, amended by the Senate, and moved that the Senate insist on divisions 3 and 4 of the Senate amendment to the House amendment on House File 745.

Senator Potter moved that the Senate resolve itself into a committee of the whole for the purpose of further questioning Dr. Cromwell on the subject, which motion was lost.

On the question "Shall the Senate insist on divisions 3 and 4 of its amendment?" the vote was:

Rule 8 was invoked.

Ayes, 24:

Buck	Getting	Prentis	Schroeder
Byers	Gillespie	Price	Scott
Dewel	Harbor	Prince	Shoeman
Dykhouse	Long	Putney	Stuart
Evans	Lynes	Rigler	Walker
Fisher	Nolan	Ringgenberg	Weber

Nays, 25:

Boothby	Elijah	Gilmour	Henry
Coleman	Eppers	Grimstead	Hill
Edelen	Frommelt	Hansen	Hoffman

Hoschek	Mincks	O'Malley	Turner
Hoxie	Moore	Potter	Vance
McCurdy	O'Connor	Shaff	Wolf
Miller			

Absent or not voting, 1:

Butler

The motion to insist prevailed.

SENATE FILE 547 CONSIDERED

Senator Long moved that the rules be suspended and that Senate File 547 be taken up for consideration.

On the question, "Shall the rules be suspended and Senate File 547 be withdrawn from the sifting committee and considered?" the vote was:

Ayes, 42:

Buck	Gilmour	Miller	Ringgenberg
Byers	Grimstead	Moore	Schroeder
Coleman	Hansen	Nolan	Scott
Dykhouse	Harbor	O'Connor	Shaff
Edelen	Henry	O'Malley	Stuart
Elijah	Hill	Prentis	Turner
Eppers	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, none.

Absent or not voting, 8:

Boothby	Dewel	Hoffman	Potter
Butler	Gillespie	Mincks	Shoeman

The motion prevailed.

THIRD READING OF BILLS

On motion of Senator Long, Senate File 547, a bill for an act relating to commissioners appointed under chapter sixty-seven (67), Code 1958, providing for payment of the expenses of such commissioners and amending section sixty-seven point twelve (67.12), Code 1958, was taken up and considered.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 43:

Boothby	Coleman	Elijah	Fisher
Buck	Dykhouse	Eppers	Frommelt
Byers	Edelen	Evans	Getting

Gillespie	Long	Prentis	Shaff
Gilmour	Lynes	Price	Stuart
Hansen	McCurdy	Prince	Turner
Harbor	Miller	Putney	Vance
Henry	Moore	Rigler	Walker
Hill	Nolan	Ringgenberg	Weber
Hoschek	O'Connor	Schroeder	Wolf
Hoxie	Potter	Scott	

Nays, none.

Absent or not voting, 7:

Butler	Grimstead	Mincks	Shoeman
Dewel	Hoffman	O'Malley	

The bill having received a constitutional and two-thirds majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 326, a bill for an act relating to the authority of the county board of supervisors to regulate and license certain business establishments.

Also: That the House has receded from its amendment and passed the following bill in which the concurrence of the House was asked:

Senate File 378, a bill for an act relating to membership in the Iowa public employees' retirement system.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 463, a bill for an act relating to the suspension of licenses to operate motor vehicles.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 466, a bill for an act to increase the authorized strength of the highway patrol to three hundred twenty-five members.

Also: That the House has passed the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 24, relating to the election and term of county attorneys.

Also: That the House has concurred in Senate amendments to and passed House File 266, a bill for an act relating to the sale of cigarettes and tobacco.

Also: That the House has concurred in Senate amendments to and passed House File 738, a bill for an act to change the name of the Iowa State College of Agriculture and Mechanic Arts to Iowa State University of Science and Technology and to amend certain sections of the Code to conform to said change.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE FILE 463

Amend Senate File 463 as follows:

1. Amend section 2, line 22, by striking the words "one (1) point" and inserting in lieu thereof the words "two (2) points".

2. Further amend section 2, line 25, by striking the word "five (5)" and inserting in lieu thereof the word "ten (10)".

3. Amend by adding thereto the following section:

Sec. 3. Section three hundred twenty-one point two hundred ten (321.210), Code 1958, is hereby amended by adding the following paragraph at the end thereof:

"However, a warning memorandum, summons, conviction or forfeiture of bail, not vacated, for a violation of any section of the Code pertaining to the standards to be maintained for motor vehicle equipment, shall not be taken into consideration in determining suspension or the length of suspension of an operator's or chauffeur's license if the equipment in violation of the Code has been repaired within seventy-two (72) hours of such warning memorandum, summons, conviction, or forfeiture of bail not vacated, and evidence of such repair has immediately been sent to the commissioner."

4. Amend by adding thereto the following new section:

Sec. 4. If a person is engaged in an occupation making it essential that he operate a motor vehicle for his livelihood, the convicting judge or the safety commissioner may, on application, issue a supplementary license to the person convicted for the purpose of continuing his livelihood, but not for pleasure. However, this section shall not apply when one is convicted for any of the offenses listed in section three hundred twenty-one point two hundred nine (321.209) of the Code.

HOUSE AMENDMENT TO SENATE FILE 466

Amend Senate File 466 as follows:

1. Amend section 1, line 4, by striking the words and figures "three hundred twenty-five (325)" and inserting in lieu thereof the words and figures "three hundred (300)".

2. Amend section 1 by inserting after the period in line 4 the following: "Additional members of the highway patrol employed on or after May 4, 1959, shall be employed as patrolmen on duty on the highways of this state, and not as office personnel except for replacement."

3. Amend the title by striking from the third line the words and figures "three hundred twenty-five (325)" and inserting in lieu thereof the words and figures "three hundred (300)".

HOUSE MESSAGE CONSIDERED

House Joint Resolution 24, a joint resolution proposing a constitutional amendment repealing section thirteen (13) of article five (V) of the constitution of the State of Iowa relating to the election and term of county attorneys.

Read first and second times and referred to the sifting committee.

HOUSE AMENDMENT CONSIDERED

Senator Lynes called up for consideration Senate File 466, a bill for an act to amend section eighty point four (80.4), Code 1958, to in-

crease the authorized strength of the highway patrol to three hundred fifty (350) members, amended by the House, and moved that the Senate concur in the House amendment.

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 last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Byers	Grimstead	Miller	Schroeder
Coleman	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Connor	Stuart
Eppers	Hill	Potter	Turner
Evans	Hoschek	Price	Vance
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting			

Nays, none.

Absent or not voting, 9:

Butler	Hoffman	O'Malley	Shoeman
Dewel	Mincks	Prentis	Walker
Elijah			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

CONFERENCE COMMITTEES APPOINTED SENATE FILE 532

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on Senate File 532: Senators Boothby, Getting, Coleman and Edelen.

HOUSE FILE 741

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on House File 741: Senators Rigler, Nolan, Hill and Wolf.

HOUSE FILE 745

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on House File 745: Senators Frommelt, Gilmour, Henry and Scott.

On motion of Senator Schroeder, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

Senator Schroeder asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 29

By Schroeder and Lynes

Be It Resolved by the Senate, the House Concurring: That the budget and financial control committee, together with the President of the Senate and the Speaker of the House, assume full responsibility in determining the policies incident to the details of the closing of the session of the Fifty-eighth General Assembly and the reconvening of any special or subsequent regular session.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House make an inventory of all equipment and supplies on hand at the close of the session, and file the same with the Secretary of the Executive Council.

Be It Further Resolved: That the Executive Council, in accordance with section nineteen point twenty-five (19.25), Code 1958, provide all the supplies required for the convening of the next regular, any special and during the session of the General Assembly, upon requisition signed by the Secretary of the Senate for the Senate, and the Chief Clerk of the House for the House.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House are hereby authorized to reserve for the exclusive use of the General Assembly, during the interim, such rooms now occupied and used by said General Assembly as may be necessary for any official use and for the purpose of storing supplies and equipment as they may deem proper and advisable and notify the Executive Council of their conclusions in said matter, and the Executive Council shall in no wise make other assignments of the rooms which are so reserved.

Be It Further Resolved: That the Secretary of the Senate and the Chief Clerk of the House shall make a complete survey of all the typewriters on hand for the purpose of determining the advisability of replacing some of this equipment. The machines to be replaced shall be appraised and made immediately available to the Secretary of the Executive Council for distribution, for trade-in to typewriter suppliers or for sale at amounts based on the appraisal. The legislative fund shall be credited with any funds received or with the appraised value of the machines, if the same are distributed to other state departments or traded in. All other equipment is to be stored in rooms reserved by the legislative officials above designated, and the Executive Council shall thereafter have exclusive custody of the same and make it available for the succeeding General Assembly.

Be It Further Resolved: That any officers or employees of the Fifty-eighth General Assembly who shall be engaged for work in connection with the closing up of the work of the Fifty-eighth General Assembly and the reconvening of any subsequent regular or special session, shall be compensated for such services at the same rate as was fixed for the regular session of the Fifty-eighth General Assembly.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senator Schroeder called up for consideration Senate File 420, a bill for an act to amend chapter ninety-six (96), Code 1958, relating to employment security and the determination and payment of unemployment compensation benefits, so as to provide for increased weekly benefits up to a maximum of forty-four dollars (\$44.00) per week taking into consideration family status and number of dependents, and up to twenty-six (26) weeks duration; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of certain disqualification provisions, amended by the House, and moved that the Senate concur in the following amendments:

Amend Senate File 420 as follows:

1. Amend section 1, subsection 2, line 74, by inserting after the word "age", the following: "and over said age if physically or mentally incapacitated,".

2. Amend section 3, subsection 3, paragraph "f", by striking in line 30 the word "sole" and inserting in lieu thereof the word "principal".

3. Further amend section 3, subsection 3, paragraph "g", by striking in line 44 the word "sole" and inserting in lieu thereof the word "principal".

4. Amend section 3, subsection 3, paragraph "g", by striking in lines 49 and 50 the words ", notwithstanding any other provision of this subsection to the contrary".

5. Amend section 3, subsection 3, line 52, by striking the word "Sole" and inserting in lieu thereof the word "Principal".

6. Amend section 3, subsection 5, by striking the period at the end of paragraph "d" and inserting in lieu thereof the following: ", provided further, however, that retirement pay or compensation for service-connected disabilities or pensions based on military service, by the beneficiary, with the armed forces of the United States, irrespective of the amount of the benefit, shall in no way disqualify any individual, otherwise qualified, from any of the benefits contemplated herein."

The Senate concurred in the House amendments.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Getting	Nolan	Scott
Buck	Gillespie	Prentiss	Shaff
Byers	Grimstead	Price	Shoeman
Dewel	Harbor	Prince	Stuart
Dykhouse	Henry	Putney	Turner
Elijah	Hoxie	Rigler	Vance
Evans	Long	Ringgenberg	Walker
Fisher	Lynes	Schroeder	Weber

Nays, 17:

Coleman	Hansen	McCurdy	O'Connor
Edelen	Hill	Miller	O'Malley
Eppers	Hoffman	Mincks	Potter
Frommelt	Hoschek	Moore	Wolf
Gilmour			

Absent or not voting, 1:

Butler

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Nolan called up for consideration Senate File 533, a bill for an act to amend section three hundred seventy point thirteen (370.13), Code 1958, relating to the leasing of property by park boards of cities and towns, amended by the House, and moved that the Senate concur in the following amendment:

Amend Senate File 533 as follows:

Amend by striking in section 1, line 6, the words "(whether within or without the corporate limits)" and inserting in lieu thereof the following: " , provided that the ground comprising the park or recreation area is wholly located outside the corporate limits and is in a county where there is located a federal reservoir,".

The Senate concurred in the House amendment.

Senator Nolan 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:

Boothby	Getting	Lynes	Putney
Buck	Gillespie	McCurdy	Rigler
Byers	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Connor	Shoeman
Elijah	Hill	O'Malley	Stuart
Eppers	Hoffman	Potter	Turner
Evans	Hoschek	Prentis	Vance
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf

Nays, none.

Absent or not voting, 2:

Butler Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoxie called up for consideration Senate File 463, a bill for an act to amend section three hundred twenty-one point two

hundred ten (321.210), Code 1958, relating to the suspension of licenses to operate motor vehicles, amended by the House, and moved that the Senate concur in divisions 1 and 2 of the House amendment.

The Senate refused to concur in divisions 1 and 2 of the House amendment.

On motion of Senator Stuart, the Senate concurred in division 3 of the House amendment.

Senator Stuart moved that the Senate concur in division 4 of the House amendment.

Senator Boothby moved the previous question on the motion by Senator Stuart, which motion prevailed.

Roll call was demanded.

On the question "Shall the Senate concur in division 4 of the House amendment?" the vote was:

Rule 8 was invoked.

Ayes, 18:

Coleman	Hansen	Mincks	Schroeder
Elijah	Henry	O'Connor	Shoeman
Eppers	Hoffman	O'Malley	Vance
Frommelt	Hoschek	Potter	Walker
Grimstead	Lynes		

Nays, 31:

Boothby	Getting	Miller	Ringgenberg
Buck	Gillespie	Moore	Scott
Byers	Gilmour	Nolan	Shaff
Dewel	Harbor	Prentis	Stuart
Dykhouse	Hill	Price	Turner
Edelen	Hoxie	Prince	Weber
Evans	Long	Putney	Wolf
Fisher	McCurdy	Rigler	

Absent or not voting, 1:

Butler

The Senate refused to concur in division 4 of the House amendment.

Senator Stuart moved that the bill as amended by the House and concurred in by the Senate be read a last time now, which motion prevailed, and the bill was read a last time.

On the question "Shall the bill pass?" the vote was:

Rule 8 was invoked.

Ayes, 43:

Boothby	Byers	Dykhouse	Elijah
Buck	Dewel	Edelen	Eppers

Evans	Hill	O'Connor	Scott
Fisher	Hoffman	Potter	Shaff
Getting	Hoxie	Prentiss	Shoeman
Gillespie	Long	Price	Stuart
Gilmour	Lynes	Prince	Turner
Grimstead	McCurdy	Putney	Walker
Hansen	Miller	Rigler	Weber
Harbor	Moore	Ringgenberg	Wolf
Henry	Nolan	Schroeder	

Nays, 6:

Coleman	Hoschek	O'Malley	Vance
Frommelt	Mincks		

Absent or not voting, 1:

Butler

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 19, a joint resolution creating the capitol planning commission having the duty to advise concerning the location of monuments, statues and related memorials on the capitol grounds and the types of architecture and construction of buildings to be erected on the capitol grounds, repairs and restoration thereof, and making appropriation therefor.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 526, a bill for an act to authorize the issuance of bonds by any county having a population in excess of ninety thousand for recreation and conservation purposes and legalizing and validating all proceedings heretofore taken in connection therewith.

Also: That the House has adopted the conference committee report on and adopted the amendments recommended therein and passed Senate File 345, a bill for an act providing for veterinary inspection of animals passing through sale yards or barns.

Also: That the House refuses to concur in Senate amendment to House File 747, a bill for an act to appropriate from the general fund for the biennium to the social welfare department.

HOUSE AMENDMENT TO SENATE FILE 526

Amend Senate File 526, section 1, line 14, by striking the word "shall" and inserting in lieu thereof the word "may".

Senator Dewel called up the following conference committee report:

REPORT OF THIRD CONFERENCE COMMITTEE ON
SENATE JOINT RESOLUTION 16

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the third conference committee appointed to consider the differences between the Senate and the House on Senate Joint Resolution 16, a joint resolution relating to reapportionment of the General Assembly, beg leave to report and make the following recommendations:

Amend Senate Joint Resolution 16 as follows:

By striking all after the resolving clause and inserting in lieu thereof the following:

Section 1. The following amendment to the constitution of the State of Iowa is hereby proposed:

Section six (6) of article three (III), legislative department, constitution of the State of Iowa, and sections thirty-four (34), thirty-five (35) and thirty-six (36) of article three (III), legislative department, constitution of the State of Iowa as adopted by amendment in 1904, and the amendment to section thirty-four (34) of article three (III) as adopted in 1928 are hereby repealed and the following is adopted as a substitute therefor:

"Section 34. The state shall be divided into fifty-three (53) senatorial districts along county boundaries as they existed on January 1, 1959 as follows:

- 1st District—Lee and Van Buren Counties
- 2nd District—Davis and Appanoose Counties
- 3rd District—Wayne and Lucas Counties
- 4th District—Clarke and Decatur Counties
- 5th District—Ringgold and Union Counties
- 6th District—Taylor and Adams Counties
- 7th District—Fremont and Page Counties
- 8th District—Des Moines and Henry Counties
- 9th District—Jefferson and Washington Counties
- 10th District—Wapello and Monroe Counties
- 11th District—Mills and Montgomery Counties
- 12th District—Muscatine and Louisa Counties
- 13th District—Mahaska and Keokuk Counties
- 14th District—Marion and Warren Counties
- 15th District—Madison and Adair Counties
- 16th District—Cass and Shelby Counties
- 17th District—Pottawattamie County
- 18th District—Scott County
- 19th District—Cedar and Jones Counties
- 20th District—Johnson and Ida Counties
- 21st District—Jasper and Poweshiek Counties
- 22nd District—Polk County
- 23rd District—Dallas and Greene Counties
- 24th District—Audubon and Guthrie Counties
- 25th District—Harrison and Monona Counties
- 26th District—Clinton and Jackson Counties
- 27th District—Linn County
- 28th District—Tama and Benton Counties
- 29th District—Marshall and Grundy Counties
- 30th District—Boone and Story Counties
- 31st District—Carroll and Sac Counties
- 32nd District—Ida and Crawford Counties

- 33rd District—Dubuque County
- 34th District—Buchanan and Delaware Counties
- 35th District—Black Hawk County
- 36th District—Hardin and Franklin Counties
- 37th District—Hamilton and Wright Counties
- 38th District—Calhoun and Webster Counties
- 39th District—Woodbury County
- 40th District—Allamakee and Clayton Counties
- 41st District—Fayette and Winneshiek Counties
- 42nd District—Butler and Bremer Counties
- 43rd District—Humboldt and Kossuth Counties
- 44th District—Buena Vista and Pocahontas Counties
- 45th District—Plymouth and Cherokee Counties
- 46th District—Floyd and Chickasaw Counties
- 47th District—Hancock and Cerro Gordo Counties
- 48th District—Emmet and Palo Alto Counties
- 49th District—Clay and Dickinson Counties
- 50th District—Sioux and O'Brien Counties
- 51st District—Howard and Mitchell Counties
- 52nd District—Winnebago and Worth Counties
- 53rd District—Lyon and Osceola Counties

Each senatorial district shall be entitled to one (1) senator.

Provided, however, that the General Assembly at the time fixed herein for redistricting the House of Representatives may review the senatorial districts herein provided for and upon such review shall have the power to revise and change such senatorial districts.

Further amend the constitution by adding as section seventeen (17) to article twelve (XII) the following:

"In the general election for members of the general assembly in 1962 the senators representing the odd-numbered districts shall be elected for four (4) year terms and the senators representing the even-numbered districts shall be elected for two (2) year terms. Thereafter all senators shall be elected for four (4) year terms as provided in section five (5) of article three (III). The terms of all senators elected prior to the effective date of this amendment shall terminate on December 31, 1962.

"Section 35. Representation in the house of representatives shall be determined as hereinafter provided.

"Each county in the state shall be a representative district, except as hereinafter provided.

"Any county having a population, as shown by the most recent United States decennial census, of less than thirty (30) per cent of the population unit determined as hereinafter provided, shall not be a representative district and shall be attached to and become a part of another representative district having a common boundary with such county; and shall, as far as practicable, be attached to and become a part of whichever representative district having such a common boundary with such county shall have the smallest population as shown by said census. Such attachment shall be designated by the secretary of state and certified by the secretary of state to the county auditor of each county directly affected thereby, promptly upon receipt by the secretary of state of the official population totals of the state and of the counties after the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter.

"The general assembly may attach any county which shall be a part of a

representative district consisting of more than one county, to a different representative district having a common boundary with such county.

"Counties joined only at the point of a corner thereof shall not be regarded as having a common boundary.

"For the purposes of this section, the counties and their boundaries shall be those in existence on the first day of the year in which the official population totals of the state and of the counties as shown by the most recent United States decennial census shall have been received by the secretary of state.

"The population unit for representation in the house of representatives shall be determined by dividing the whole number of the population of the state, as shown by the most recent United States decennial census, by one hundred ten (110).

"Each representative district shall be entitled to one (1) representative for each population unit or major fraction thereof, except that each representative district shall be entitled to at least one (1) representative.

"Upon receipt by the secretary of state of the official population totals of the state and of the counties after the 1960 United States decennial census and each United States decennial census thereafter, the secretary of state shall promptly compute and certify to each county auditor the number of representatives to which each representative district shall be entitled.

"Changes in representation and representative districts and creation of new representative districts under the provisions of this section shall become effective on the first (1st) day of January following the first general election for members of the general assembly held more than one (1) year after such official population totals as shown by the most recent United States decennial census shall have been received by the secretary of state; but such changed or new representative districts shall be representative districts, and such changes in representation shall be taken into account, for the purpose of such general election and any primary election at which candidates for the office of representative at such general election shall be chosen.

In the five most populous representative districts, two representatives shall be elected at large, and the remainder of the representatives to which such representative districts are entitled shall be elected by subdistricts of such representative districts. All other representative districts entitled to more than one representative shall be subdistricted as herein provided.

Each representative elected from a representative subdistrict shall have been a resident of the subdistrict from which he shall be elected for sixty (60) days prior to such election; and shall be elected by the qualified electors of such subdistrict.

For the purpose of establishing such representative subdistricts, the subdistrict population unit in each representative district shall be determined by dividing the whole number of the population of such representative district, as shown by the most recent United States decennial census, by the number of representatives to be elected from representative subdistricts within such representative district.

The boundaries of representative subdistricts shall be so drawn that each representative subdistrict shall have a population, as shown by the most recent United States decennial census, equal to that of every other representative subdistrict in the same representative district, a deviation of not more than ten (10) per cent from such subdistrict population unit being allowed; shall consist of compact and contiguous territory; and shall conform to the boundaries of townships or voting precincts. Areas joined only at the point of a corner thereof shall not be regarded as contiguous.

"Section 36. Subdistricting of representative districts in which such subdistricting is required under the provisions of section thirty-five (35) of this article shall be accomplished after each United States decennial census by a subdistricting commission.

"Upon receipt by the secretary of state of the official population totals of the state and of the counties after the nineteen hundred sixty (1960) United States decennial census and each United States decennial census thereafter, the secretary of state shall promptly certify to the members of the state central committee of each of the two (2) political parties casting the highest number of votes for governor in the last preceding general election in which a governor shall have been elected, the number of representatives to which each representative district shall be entitled.

"Within thirty (30) days after the mailing by the secretary of state of such certification to the members of such state central committees, each of such state central committees shall appoint five (5) qualified electors as members of such subdistricting commission, and shall file with the secretary of state the names of such members. If either of the state central committees fails to file such names within the time prescribed, the governor shall promptly appoint five (5) members of his choice from among the qualified voters of the political party of such committee. Each member of the subdistricting commission may receive such compensation as may be provided by law.

"The subdistricting commission shall establish representative subdistricts in accordance with the provisions of section thirty-five (35) of this article and shall, within sixty (60) days after the date by which all members of the subdistricting commission shall have been appointed, file with the secretary of state a complete statement of the subdistricting action of the commission and the boundaries of all representative subdistricts. No such statement shall be valid unless it shall have been approved and signed by seven (7) members of such commission.

"If the subdistricting commission does not file the required statement within the time prescribed, it shall stand discharged and such subdistricting shall be accomplished by the supreme court of the state in accordance with the provisions of section thirty-five (35) of this article. In such event, an appropriate order of the court setting forth its subdistricting action and the boundaries of all representative subdistricts shall be entered and certified to the secretary of state within sixty (60) days after the final date by which the subdistricting commission should have filed its statement with the secretary of state. Such order shall be final.

"Upon the petition of any ten (10) members of the general assembly filed within thirty (30) days after the filing of the statement of the subdistricting commission, the supreme court shall determine within sixty (60) days after the filing of such petition whether the subdistricting action of the subdistricting commission substantially complies with the subdistricting provisions of the constitution. Such determination shall be entered and certified to the secretary of state within sixty (60) days after the filing of such petition, and shall be final. If the court's determination is that such subdistricting action does not substantially comply, such subdistricting shall be accomplished by the court in accordance with the provisions of section thirty-five (35) of this article; and an appropriate order of the court setting forth its subdistricting action and the boundaries of all representative subdistricts shall be entered and certified to the secretary of state within thirty (30) days after the certification of such determination of the court to the secretary of state. Such order shall be final.

"In the event that prior to the final determination or subdistricting order

of the supreme court in response to any such petition, nominations for the office of representative in representative districts or subdistricts affected thereby shall have been made and such nominations shall not be in accord with the court's determination or order, the requisite number of qualified candidates for representatives from such districts and subdistricts shall be chosen in the manner prescribed by law.

"Subdistricting under the provisions of this section shall become effective on the first (1st) day of January following the first general election for members of the general assembly held more than one (1) year after such official population totals as shown by the most recent United States decennial census shall have been received by the secretary of state; but the representative subdistricts established by such subdistricting shall be the representative subdistricts for the purpose of such election and any primary election at which candidates for the office of representative at such general election shall be chosen.

"Subdistricting under the provisions of this section shall be final and binding upon all concerned until the next subdistricting under the provisions of this section becomes effective, notwithstanding any other provisions of the constitution."

"Section 2. The foregoing proposed amendment to the constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three (3) months previous to the date of said general election; and if approved by said general assembly, shall be submitted to the people at a special election to be held in nineteen hundred sixty-one (1961) as provided by law."

DUANE E. DEWEL.

JAKE B. MINCKS.

GENE HOFFMAN.

On the Part of the Senate.

CASEY LOSS.

ROBERT D. WILSON.

BERNARD R. BALCH.

On the Part of the House.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

We, the undersigned, pursuant to Rule 5 of the Senate, do hereby demand a call of the Senate on Senate Joint Resolution 16 and all amendments and proceedings thereon.

ROBERT R. RIGLER.

LYNN POTTER.

EUGENE M. HILL.

LAWRENCE PUTNEY.

W. C. STUART.

FRANK C. BYERS.

D. C. NOLAN.

F. A. TURNER.

CARROLL PRICE.

MELVIN H. WOLF.

NORVAL EVANS.

GEORGE E. O'MALLEY.

R. G. MOORE.

Senator Dewel asked and received unanimous consent that Senator Butler be excused from the call of the Senate on account of illness.

Roll call revealed all other members present.

Senator Dewel moved the adoption of the third conference committee report, which motion prevailed, and the report was adopted.

Senator Dewel moved the adoption of the amendment contained in the third conference committee report.

Senator Hoffman moved the previous question on the amendment, which motion was lost.

Senator Boothby moved the previous question on the amendment, which motion prevailed.

Roll call was demanded.

On the question, "Shall the amendment contained in the third conference committee report on Senate Joint Resolution 16 be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Boothby	Gilmour	Mincks	Putney
Byers	Hansen	Moore	Rigler
Coleman	Hill	Nolan	Schroeder
Dewel	Hoffman	O'Connor	Scott
Edelen	Hoschek	O'Malley	Stuart
Eppers	McCurdy	Potter	Wolf
Frommelt			

Nays, 24:

Buck	Gillespie	Lynes	Shaff
Dykhouse	Grimstead	Miller	Shoeman
Elijah	Harbor	Prentis	Turner
Evans	Henry	Price	Vance
Fisher	Hoxie	Prince	Walker
Getting	Long	Ringgenberg	Weber

Absent or not voting, 1:

Butler

The amendment was adopted.

Senator Dewel moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

Rule 8 was invoked.

Ayes, 25:

Boothby	Gillespie	McCurdy	Potter
Byers	Gilmour	Mincks	Putney
Coleman	Hansen	Moore	Rigler
Dewel	Hill	Nolan	Schroeder
Edelen	Hoffman	O'Connor	Stuart
Eppers	Hoschek	O'Malley	Wolf
Frommelt			

Nays, 24:

Buck	Grimstead	Miller	Shaff
Dykhouse	Harbor	Prentis	Shoeman
Elijah	Henry	Price	Turner
Evans	Hoxie	Prince	Vance
Fisher	Long	Ringgenberg	Walker
Getting	Lynes	Scott	Weber

Absent or not voting, 1:

Butler

The resolution having failed to receive a constitutional majority was declared to have failed to pass the Senate.

EXPLANATION OF VOTE ON SENATE JOINT RESOLUTION 16

My vote is "No" on the passage of Senate Joint Resolution 16 because the report of the third conference committee includes the population factor in the Senate and House. This plan does not protect the geographical integrity of the smaller counties.

FRANK M. HOXIE.

Senator Hoxie offered the following motion:

MR. PRESIDENT: I now move that the fourth conference committee on Senate Joint Resolution 16 be appointed and that this committee be instructed to report out for action the reapportionment plan by Senator Miller, except with a provision for one representative from each county.

Senator Dewel raised a point of order on the motion for the reason that the subject matter had already been considered and rejected by the Senate.

The Chair ruled the point well taken and the motion out of order.

Senator Byers again called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 28

By Byers, Dykhouse and O'Malley

Be It Resolved by the Senate, the House Concurring: That the Fifty-eighth General Assembly adjourn sine die at five o'clock p.m., Wednesday, May 6, 1959.

Roll call was demanded.

On the question "Shall the resolution be adopted?" the vote was:

Ayes, 35:

Boothby	Fisher	Moore	Ringgenberg
Buck	Grimstead	Nolan	Scott
Byers	Hansen	O'Connor	Shaff
Coleman	Harbor	O'Malley	Stuart
Dewel	Hoffman	Potter	Vance
Dykhouse	Hoschek	Price	Walker
Edelen	Long	Prince	Weber
Eppers	McCurdy	Putney	Wolf
Evans	Mincks	Rigler	

Nays, 13:

Elijah	Henry	Lynes	Schroeder
Frommelt	Hill	Miller	Shoeman
Gillespie	Hoxie	Prentis	Turner
Gilmour			

Absent or not voting, 2:

Butler	Getting
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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 547, a bill for an act relating to commissioners appointed under chapter sixty-seven (67), Code 1958, providing for payment of the expenses of such commissioners and amending section 67.12, Code 1958.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 29, a resolution relating to the closing of the session.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 766, a bill for an act to appropriate from the general fund of the state for the biennium funds for the department of public safety.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House File 766, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for the department of public safety of the State of Iowa for salaries, support, maintenance and miscellaneous purposes, and relating to the peace officers' retirement system for the increased number of highway patrolmen, as increased by the Fifty-eighth General Assembly.

Read first and second times and referred to the committee on appropriations.

HOUSE AMENDMENT CONSIDERED

Senator Schroeder called up for consideration Senate File 526, a bill for an act to amend section one hundred eleven A point six (111A.6), Code 1958, to authorize the issuance of bonds by any county having a population in excess of ninety thousand (90,000) for recreation and conservation purposes and legalizing and validating all proceedings heretofore taken in connection therewith, amended by the House, and moved that the Senate concur in the House amendment.

The Senate concurred in the House amendment.

Senator Schroeder moved that the bill as amended by the House and concurred in by the Senate be read a third 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 :

Boothby	Hansen	Mincks	Schroeder
Buck	Harbor	Moore	Shaff
Coleman	Henry	Nolan	Shoeman
Dewel	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Elijah	Hoscheck	Potter	Vance
Eppers	Hoxie	Price	Walker
Evans	Long	Prince	Weber
Fisher	Lynes	Rigler	Wolf
Gilmour	McCurdy	Ringgenberg	

Nays, none.

Absent or not voting, 11 :

Butler	Frommelt	Grimstead	Putney
Byers	Getting	Miller	Scott
Dykhouse	Gillespie	Prentis	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Schroeder, the Senate recessed until 7:00 p.m.

EVENING SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Buck, House File 378, a bill for an act relating to the qualification of employees of the department of social welfare, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was :

Ayes, 28 :

Boothby	Grimstead	McCurdy	Ringgenberg
Buck	Henry	Moore	Schroeder
Dewel	Hill	O'Connor	Shaff
Elijah	Hoffman	Potter	Shoeman
Eppers	Hoschek	Prentis	Stuart
Gillespie	Hoxie	Price	Vance
Gilmour	Long	Rigler	Weber

Nays, none.

Absent or not voting, 22 :

Butler	Fisher	Miller	Putney
Byers	Frommelt	Mincks	Scott
Coleman	Getting	Nolan	Turner
Dykhouse	Hansen	O'Malley	Walker
Edelen	Harbor	Prince	Wolf
Evans	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 Henry, House File 523, a bill for an act relating to powers and duties of the commission for the blind, was taken up and considered.

Senator Henry moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Boothby	Gillespie	McCurdy	Ringgenberg
Buck	Grimstead	Miller	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Henry	O'Connor	Shoeman
Edelen	Hill	O'Malley	Stuart
Elijah	Hoffman	Potter	Turner
Eppers	Hoschek	Prentis	Vance
Evans	Hoxie	Price	Weber
Fisher	Long	Rigler	Wolf
Frommelt			

Nays, none.

Absent or not voting, 13:

Butler	Gilmour	Mincks	Putney
Byers	Harbor	Nolan	Scott
Dykhouse	Lynes	Prince	Walker
Getting			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, House File 681, a bill for an act to amend chapter ninety-seven C (97C), Code 1958, relating to tax on employers under the Social Security Act, was taken up and considered.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Shaff
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 11:

Butler	Getting	Nolan	Shoeman
Byers	Harbor	Putney	Walker
Dykhouse	Lynes	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 718, a bill for an act relating to charitable trusts and the supervision thereof by the attorney general, was taken up and considered.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Gillespie	Long	Prince
Buck	Gilmour	McCurdy	Rigler
Coleman	Grimstead	Miller	Ringgenberg
Dewel	Hansen	Mincks	Schroeder
Edelen	Harbor	Moore	Shaff
Elijah	Henry	O'Connor	Stuart
Eppers	Hill	O'Malley	Turner
Evans	Hoffman	Potter	Vance
Fisher	Hoschek	Prentis	Weber
Frommelt	Hoxie	Price	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Getting	Putney	Shoeman
Byers	Lynes	Scott	Walker
Dykhouse	Nolan		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, House File 128, a bill for an act relating to fees charged by the clerk of the district court, with report of committee recommending passage, was taken up and considered.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Harbor	Moore	Shaff
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 11:

Butler	Getting	Nolan	Shoeman
Byers	Hansen	Putney	Walker
Dykhouse	Lynes	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dewel, House File 678, a bill for an act relating to voting machine procedure and to amend various sections of the Code relating thereto, was taken up and considered.

Senator Dewel offered the following amendment and moved its adoption:

Amend House File 678, section 1, lines 4 and 5, by striking the words "deputies prior to the delivery of the voting machines to the various polling places" and insert in lieu thereof the words "agents not less than twelve hours before the opening of the polls on the morning of the election".

The amendment was adopted.

Senator Elijah offered the following amendment and moved its adoption:

Amend House File 678 by striking section 2 thereof and renumbering the remaining sections.

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:

Buck	Gillespie	McCurdy	Rigler
Butler	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Harbor	Moore	Shaff
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Weber
Fisher	Hoxie	Price	Wolf
Frommelt	Long	Prince	

Nays, none.

Absent or not voting, 11:

Boothby	Getting	Nolan	Shoeman
Byers	Hansen	Putney	Walker
Dykhouse	Lynes	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Harbor, House File 256, a bill for an act relating to the compensation of the soldiers relief commission and relating to the commission emergency fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Harbor moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Price took the chair at 7:50 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Gilmour	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Coleman	Harbor	Mincks	Schroeder
Edelen	Henry	Moore	Shaff
Elijah	Hill	O'Connor	Shoeman
Eppers	Hoffman	O'Malley	Stuart
Evans	Hoschek	Potter	Turner
Fisher	Hoxie	Prentis	Vance
Frommelt	Long	Price	Weber
Gillespie	Lynes	Prince	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Dykhouse	Nolan	Scott
Byers	Getting	Putney	Walker
Dewel	Hansen		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Mincks, House File 518, a bill for an act to amend chapter ninety-six (96), Code 1958, to enable the Iowa employment security commission to use, for administrative purposes, including the acquisition of real estate, moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act, was taken up and considered.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Fisher	Hill	Miller
Buck	Frommelt	Hoffman	Mincks
Coleman	Gillespie	Hoschek	Moore
Edelen	Gilmour	Hoxie	O'Connor
Elijah	Grimstead	Long	O'Malley
Eppers	Harbor	Lynes	Potter
Evans	Henry	McCurdy	Prentis

Price	Ringgenberg	Shoeman	Vance
Prince	Schroeder	Stuart	Weber
Rigler	Shaff	Turner	Wolf

Nays, none.

Absent or not voting, 10:

Butler	Dykhouse	Nolan	Scott
Byers	Getting	Putney	Walker
Dewel	Hansen		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Buck, House File 519, a bill for an act to amend chapter ninety-six (96), Code 1958, to enable the employment security commission to acquire lands and buildings for employment security administrative purposes with funds allocated to the State of Iowa by the United States, was taken up and considered.

Senator Buck moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 41:

Boothby	Gilmour	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberg
Coleman	Harbor	Mincks	Schroeder
Dewel	Henry	Moore	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9:

Butler	Getting	Nolan	Scott
Byers	Hansen	Putney	Walker
Dykhouse			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Wolf, House File 297, a bill for an act to amend sections two hundred thirty point twenty-four (230.24) and two hundred twenty-seven point eighteen (227.18), Code 1958, relating to the county fund for the insane, was taken up and considered.

Senator Wolf moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Gillespie	Lynes	Rigler
Buck	Gilmour	McCurdy	Ringgenberg
Coleman	Grimstead	Miller	Schroeder
Dewel	Harbor	Mincks	Shaff
Edelen	Henry	Moore	Shoeman
Elijah	Hill	O'Connor	Stuart
Eppers	Hoffman	O'Malley	Turner
Evans	Hoschek	Potter	Vance
Fisher	Hoxie	Price	Weber
Frommelt	Long	Prince	Wolf

Nays, 1:

Prentis

Absent or not voting, 9:

Butler	Getting	Nolan	Scott
Byers	Hansen	Putney	Walker
Dykhouse			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator McCurdy, House File 663, a bill for an act relating to payments on the contract price of public construction contracts, was taken up and considered.

Senator McCurdy moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Long, House File 695, a bill for an act to amend chapter nineteen (19), Code 1958, relating to competitive bidding on supplies and equipment purchased by the executive council, was taken up and considered.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

President McManus took the chair at 8:20 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dewel, House File 748, a bill for an act to amend section four hundred four point eleven (404.11), Code 1958, relating to the recreation fund of municipal corporations, 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:

Boothby	Gilmour	McCurdy	Rigler
Butler	Grimstead	Miller	Ringgenberg
Coleman	Harbor	Mincks	Schroeder
Dewel	Henry	Moore	Shaff
Edelen	Hill	Nolan	Shoeman
Elijah	Hoffman	O'Connor	Stuart
Eppers	Hoschek	O'Malley	Turner
Evans	Hoxie	Potter	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie			

Nays, none.

Absent or not voting, 9:

Buck	Getting	Prentis	Scott
Byers	Hansen	Putney	Walker
Dykhouse			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Stuart, House File 525, a bill for an act to amend section four hundred ninety-nine point fifty-four (499.54), Code 1958, relating to the admission of foreign corporations and fixing of the fees therefor, was taken up and considered.

Senator Stuart moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberger
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Dewel, House File 667, a bill for an act to amend section four hundred twenty-two point twenty-six (422.26), Code 1958, relating to lien of tax, collection, and action authorized, was taken up and considered.

Senator O'Malley moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Senator Grimstead took the chair at 8:25 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Gilmour	McCurdy	Rigler
Buck	Grimstead	Miller	Ringgenberger
Coleman	Harbor	Mincks	Schroeder
Dewel	Henry	Moore	Schaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Evans	Hoschek	Potter	Turner
Fisher	Hoxie	Prentis	Vance
Frommelt	Long	Price	Weber
Gillespie	Lynes	Prince	Wolf

Nays, 1:

Nolan

Absent or not voting, 9:

Butler	Eppers	Hansen	Scott
Byers	(present)	Putney	Walker
Dykhouse	Getting		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Miller, House File 571, a bill for an act relating to expenditures from the municipal enterprises fund to obtain intercity bus service for the inhabitants of the municipal corporation or to continue or establish intracity routes of an urban transit system, was taken up and considered.

Senator Shaff offered the following amendment and moved its adoption:

Amend House File 571 by inserting after the word "contract" in line 4 the following: "(for a period of not in excess of two years)".

The amendment was adopted.

Senator Miller moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Long, House File 437, a bill for an act relating to placing institutional payrolls on a semimonthly basis, was taken up and considered.

Senator Long moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Eldelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator McCurdy, House File 661, a bill for an act to permit the transfer of patients from institutions under the jurisdiction of the director of mental health to the men's reformatory, was taken up and considered.

Senator McCurdy moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

President McManus took the chair at 8:40 p.m.

On the question "Shall the bill pass?" the vote was:

Ayes, 32:

Boothby	Fisher	Hoschek	Potter
Buck	Gillespie	Hoxie	Prentis
Coleman	Gilmour	Lynes	Price
Dewel	Grimstead	McCurdy	Prince
Edelen	Harbor	Mincks	Ringgenberg
Elijah	Henry	Moore	Stuart
Eppers	Hill	O'Connor	Turner
Evans	Hoffman	O'Malley	Weber

Nays, 7:

Frommelt	Rigler	Shaff	Wolf
Nolan	Schroeder	Shoeman	

Absent or not voting, 11:

Butler	Getting	Miller	Vance
Byers	Hansen	Putney	Walker
Dykhouse	Long	Scott	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

At the objection of Senator Schroeder, House File 487 was stricken from the noncontroversial calendar.

At the objection of Senator Rigler, House File 186 was stricken from the noncontroversial calendar.

SUPPLEMENTAL NONCONTROVERSIAL CALENDAR

The Chair announced that there were more than thirty members present and Senator Schroeder asked and received unanimous consent that the rules be suspended and that the Senate take up for consideration the following bills:

On motion of Senator Hoxie, Senate Joint Resolution 17, a joint resolution to amend House Joint Resolution 8, of the Fifty-seventh General Assembly of Iowa, appearing as Chapter 307, Acts of the regular session thereof, to provide that the boundary study committee therein created be authorized and empowered to study the present boundary line between the State of Missouri and the State of Iowa, and between the State of South Dakota and the State of Iowa and to report to the General Assembly of Iowa as therein provided, was taken up and considered.

Senator Hoxie offered the following amendment, filed by Senators Hoxie and Henry, and moved its adoption:

Amend Senate Joint Resolution 17 as follows:

By striking from lines 5 and 6 of section 1 the words, "Missouri and Iowa and between the states of".

By striking from lines 2 and 3 of section 2 the words, "Missouri and Iowa and".

By striking from line 3 of section 3 the words, "Missouri and Iowa and".

By striking from lines 6 and 7 of the title the words, "Missouri and the State of Iowa, and between the state of".

By striking from lines 6 and 7 of the preamble the words, "Missouri and Iowa and the boundary line between".

The amendment was adopted.

Senator Hoxie moved that the resolution be read a third time now, which motion prevailed, and the resolution was read a third time.

On the question "Shall the resolution pass?" the vote was:

Ayes, 42:

Boothby	Fisher	Hoffman	Moore
Buck	Frommelt	Hoschek	Nolan
Coleman	Gillespie	Hoxie	O'Connor
Dewel	Gilmour	Long	O'Malley
Edelen	Grimstead	Lynes	Potter
Elijah	Harbor	McCurdy	Prentis
Eppers	Henry	Miller	Price
Evans	Hill	Mincks	Prince

Rigler	Shaff	Turner	Weber
Ringgenberg	Shoeman	Vance	Wolf
Schroeder	Stuart		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The resolution having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Mincks, House File 755, a bill for an act to authorize and direct the issuance of a patent to certain real estate, to Thomas A. Devlin, by the Governor and Secretary of State, was taken up and considered.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Mincks, House File 757, a bill for an act to legalize and validate the proceedings for the organization and establishment of the Eddyville Community School District, in the Counties of Wapello, Mahaska and Monroe, State of Iowa, and declaring said district a duly and legally organized corporate body as provided by law, was taken up and considered.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Coleman	Harbor	Moore	Schroeder
Dewel	Henry	Nolan	Shaff
Edelen	Hill	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Stuart
Eppers	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Frommelt	Lynes	Prince	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Scott
Byers	Getting	Putney	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Price, House File 760, a bill for an act to amend section three hundred twenty-two point five (322.5), Code 1958, relating to motor vehicle dealer's license fees, was taken up and considered.

Senator Price moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 36:

Boothby	Gilmour	McCurdy	Ringgenberg
Buck	Grimstead	Mincks	Schroeder
Coleman	Harbor	Moore	Scott
Dewel	Hill	O'Connor	Shaff
Edelen	Hoffman	O'Malley	Stuart
Elijah	Hoschek	Potter	Turner
Eppers	Hoxie	Prentis	Vance
Frommelt	Long	Price	Weber
Gillespie	Lynes	Rigler	Wolf

Nays, 6:

Evans	Henry	Prince	Shoeman
Fisher	Nolan		

Absent or not voting, 8:

Butler	Dykhouse	Hansen	Putney
Byers	Getting	Miller	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Schroeder asked and received unanimous consent that the rules be suspended and that the following bills be withdrawn from

the sifting committee and placed on the noncontroversial calendar: House Files 126, 162, 492, 493, 509, 522, 708, 732 and 762.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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, 43, 189, 223, 268, 283, 289, 316, 375, 474, 483, 519, 522, 525 and 542.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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, 43, 189, 223, 268, 283, 289, 316, 375, 474, 483, 519, 522, 525 and 542.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 May, 1959, sent to the Governor for his approval: Senate Files 3, 43, 189, 223, 268, 283, 289, 316, 375, 474, 483, 519, 522, 525 and 542.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 4, 1959, the Governor had approved the following bills:

Senate File 296, relating to damages under eminent domain.

Senate File 380, relating to river-front improvement commissions of cities.

Senate File 528, relating to the speed limit on passenger busses.

Senate File 545, relating to the election contest of Blyth C. Conn vs. Carl Hoschek.

AMENDMENT FILED

- 1 Amend Senate File 158 by striking the period (.) in line
- 2 9 of section 2 and inserting in lieu thereof the following:
- 3 "and the balance of said collections shall be used for
- 4 the payment of the agricultural land tax credit. Any amount

5 remaining from said collections shall revert to the general
6 fund.”

JACK MILLER.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Wednesday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 6, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Bishop F. Gerald Ensley, Bishop of Iowa Methodist Church, Des Moines, Iowa.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-eight students from the Roosevelt Public School at Ames who were present in the balcony accompanied by their instructor, Jean Jenkins.

The following communication was read by the Secretary:

STATE OF IOWA
Office of the Governor
Des Moines

May 6, 1959.

The Hon. Edward J. McManus,
Lieutenant Governor,
President of the Senate,
Fifty-eighth General Assembly,
Local.

Honorable Members of the Senate:

Senate File 3, an act relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, is hereby disapproved and, in accordance with Article III, Section 16, Constitution of Iowa, returned to the Senate.

While recognizing the need for remedial legislation to define "shoplifting", and to provide a feasible means whereby the merchant can protect his interests, it is also recognized that basic human rights are involved in Senate File 3. The disapproval of Senate File 3 is based upon the following considerations:

First, the use of such terms as "reasonable length of time", "reasonable manner", and "reasonable grounds" leaves both merchants and the general public without a clear cut understanding of their rights under the bill.

Second, there is some ambiguity as between sections three (3) and four (4) of the bill with respect to who may search the suspect, and under what circumstances.

Third, the absolute defense against civil or criminal suit contained in Senate File 3 goes further, in my opinion, than is either necessary or desirable. As a consequence of this provision, persons unjustly accused are categorically denied redress in the courts. By this measure, the spirit if not the letter of Article I, Section 8, of the Constitution of the State of Iowa would be violated.

Serious as the problem of shoplifting may be, it is respectfully suggested that it does not merit the disregard for basic human rights which would be possible under Senate File 3.

Very truly yours,
/s/ HERSCHEL C. LOVELESS,
Governor.

HOUSE AMENDMENTS CONSIDERED

Senator Prentis called up for consideration House File 747, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the social welfare department for the purpose of aid to blind fund, aid to dependent children fund, child welfare fund, emergency relief fund, old-age assistance fund, and aid to the disabled fund; to make available to residents of the state, federal funds to be used for aid to the disabled; to appropriate county and state funds for said purpose; and to provide for the uniform administration throughout the state of said fund for the benefit of the disabled under the supervision of the state board of social welfare, amended by the Senate, and moved that the Senate insist on the Senate amendment to House File 747.

On the question "Shall the Senate insist on its amendment?" the vote was:

Ayes, 23:

Buck	Hoxie	Prince	Shaff
Dewel	Long	Putney	Shoeman
Dykhouse	Lynes	Rigler	Stuart
Evans	Nolan	Ringgenberg	Vance
Fisher	Prentis	Schroeder	Weber
Harbor	Price	Scott	

Nays, 19:

Elijah	Grimstead	McCurdy	O'Malley
Eppers	Hansen	Miller	Potter
Frommelt	Henry	Mincks	Turner
Gillespie	Hoffman	Moore	Wolf
Gilmour	Hoschek	O'Connor	

Absent or not voting, 8:

Boothby	Byers	Edelen	Hill
Butler	Coleman	Getting	Walker

The motion prevailed and the Senate insisted on its amendment.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE FILE 747

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on House File 747: Senators Elijah, Stuart, Frommelt and Eppers.

THIRD READING OF BILLS

On motion of Senator Lynes, Senate File 548, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by the Fifty-eighth General Assembly, 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, 42:

Buck	Grimstead	Mincks	Rigler
Dewel	Hansen	Moore	Ringgenberg
Dykhouse	Harbor	Nolan	Schroeder
Edelen	Henry	O'Connor	Scott
Elijah	Hoffman	O'Malley	Shaff
Eppers	Hoschek	Potter	Shoeman
Evans	Hoxie	Prentis	Stuart
Fisher	Long	Price	Vance
Frommelt	Lynes	Prince	Weber
Gillespie	McCurdy	Putney	Wolf
Gilmour	Miller		

Nays, none.

Absent or not voting, 8:

Boothby	Byers	Getting	Turner
Butler	Coleman	Hill	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Lynes asked and received unanimous consent that all bills passed by the Senate today be immediately messaged to the House.

On motion of Senator Weber, House File 126, a bill for an act to increase the maximum millage rate which may be levied by townships for fire-fighting equipment and fire protection, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Weber offered the following amendment and moved its adoption:

Amend House File 126 as follows:

1. By striking all after the enacting clause and inserting in lieu thereof the following:

"Section 1. Section three hundred fifty-nine point forty-three (359.43), Code 1958, is hereby amended by inserting the following at the end thereof: "However, in any township having a fire protection agreement with a special charter city having a paid fire department, the township trustees may levy an annual tax not exceeding two (2) mills on such taxable property for such purpose, when so authorized by an affirmative vote equal to at least sixty (60) percent of the total vote cast for and against a proposal

therefor at an election held pursuant to section three hundred fifty-nine point forty-four (359.44); provided, however, that if the levy of an annual tax not exceeding one and one-half (1½) mills has been authorized in such township pursuant to this section prior to January 1, 1959, no new or additional election shall be required in order to authorize the township trustees of such township to levy an annual tax not exceeding two (2) mills pursuant to this section."

2. Amend the title by inserting the word "certain" before the word "townships" in line two (2) of the title.

The amendment was adopted.

Senator Weber moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Buck	Grimstead	Moore	Ringgenberg
Byers	Hansen	Nolan	Schroeder
Dewel	Harbor	O'Connor	Scott
Dykhouse	Henry	O'Malley	Shaff
Elijah	Hoschek	Potter	Shoeman
Eppers	Hoxie	Prentis	Stuart
Evans	Lynes	Price	Turner
Fisher	McCurdy	Prince	Vance
Gillespie	Miller	Putney	Weber
Gilmour	Mincks	Rigler	Wolf

Nays, 1:

Hoffman

Absent or not voting, 9:

Boothby	Edelen	Getting	Long
Butler	Frommelt	Hill	Walker
Coleman			

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

On motion of Senator Schroeder, the Senate resolved itself into executive session.

EXECUTIVE SESSION

The Senate, in executive session, confirmed the following appointments:

A. W. Noehren of Spencer, Clay County, Iowa, as a member of the State Board of Regents for a six-year term expiring July 1, 1965.

William F. Poorman of Des Moines, Polk County, Iowa, as a member of the Advisory Investment Board of the Iowa Public Employees' Retirement System for a six-year term beginning July 1, 1959.

Roy C. Smith of Davenport, Scott County, Iowa, for appointment to the Iowa Aeronautics Commission for a six-year term expiring July 1, 1965.

Waldo F. Wheeler of Des Moines, Polk County, Iowa, as Commerce Counsel of Iowa for the full term beginning July 1, 1959, and ending June 30, 1963.

The Senate, in executive session, failed to confirm the following appointment:

Wilbur S. Peters of Persia, Harrison County, Iowa, as a member of the Soil Conservation Committee for a six-year term ending July 1, 1965.

The Senate arose from executive session and resumed regular session.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Price, House File 492, a bill for an act relating to special mobile equipment, was taken up and considered.

Senator Schroeder objected to further consideration of House File 492 and the bill was stricken from the noncontroversial calendar.

On motion of Senator Grimstead, House File 509, a bill for an act relating to the sale and distribution of state publications, was taken up and considered.

Senator Grimstead moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 40:

Boothby	Gillespie	Lynes	Prince
Buck	Gilmour	McCurdy	Schroeder
Coleman	Grimstead	Miller	Scott
Dykhouse	Hansen	Mincks	Shaff
Edelen	Harbor	Moore	Shoeman
Elijah	Henry	O'Connor	Turner
Eppers	Hoffman	O'Malley	Vance
Evans	Hoschek	Potter	Walker
Fisher	Hoxie	Prentis	Weber
Getting	Long	Price	Wolf

Nays, 5:

Byers	Putney	Rigler	Stuart
Nolan			

Absent or not voting, 5:

Butler	Frommelt	Hill	Ringgenberg
Dewel			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

HOUSE FILE 116 WITHDRAWN FROM SIFTING COMMITTEE

Senator Mincks moved that the rules be suspended and that House File 116 be withdrawn from the sifting committee and placed on the calendar for immediate action.

On the question "Shall House File 116 be withdrawn from the sifting committee and placed on the calendar for immediate action?" the vote was:

Ayes, 31:

Boothby	Getting	Hoxie	Price
Buck	Gillespie	McCurdy	Rigler
Coleman	Gilmour	Miller	Schroeder
Dewel	Grimstead	Mincks	Shaff
Edelen	Hansen	Moore	Turner
Elijah	Hill	O'Connor	Walker
Eppers	Hoffman	O'Malley	Wolf
Frommelt	Hoschek	Potter	

Nays, 14:

Byers	Long	Prince	Stuart
Dykhouse	Lynes	Scott	Vance
Evans	Nolan	Shoeman	Weber
Fisher	Prentis		

Absent or not voting, 5:

Butler	Henry	Putney	Ringgenberg
Harbor			

The motion prevailed and House File 116 was withdrawn from the sifting committee.

On motion of Senator Mincks, House File 116, a bill for an act relating to labor organization dues, was taken up and considered.

Senator Mincks moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 35:

Boothby	Gillespie	McCurdy	Putney
Buck	Gilmour	Miller	Rigler
Byers	Grimstead	Mincks	Schroeder
Coleman	Hansen	Moore	Shaff
Dewel	Henry	Nolan	Turner
Edelen	Hill	O'Connor	Vance
Eppers	Hoffman	O'Malley	Walker
Frommelt	Hoschek	Potter	Wolf
Getting	Hoxie	Price	

Nays, 11:

Dykhouse	Long	Prince	Stuart
Evans	Lynes	Scott	Weber
Fisher	Prentis	Shoeman	

Absent or not voting, 4:

Butler	Elijah	Harbor	Ringgenberg
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

On motion of Senator Coleman, House File 522, a bill for an act to repeal sections three hundred eighty-nine point thirty-one (389.31) to three hundred eighty-nine point thirty-six (389.36), Code 1958, inclusive, and to amend sections three hundred eighty-nine point thirty-seven (389.37), three hundred eighty-nine point thirty-eight (389.38), three hundred ninety-one point one (391.1), subsection three (3), three hundred ninety-one point two (391.2), subsection one (1), and three hundred ninety-one point thirty-nine (391.39), Code 1958, all relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements and relating to the collection costs of sidewalk repair, was taken up and considered.

Senator Coleman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Schroeder
Coleman	Harbor	Moore	Scott
Dewel	Henry	Nolan	Shoeman
Dykhouse	Hill	O'Connor	Stuart
Edelen	Hoffman	O'Malley	Turner
Elijah	Hoschek	Potter	Vance
Evans	Hoxie	Prentis	Walker
Fisher	Long	Price	Weber
Getting	Lynes	Putney	Wolf
Gillespie	McCurdy		

Nays, 3:

Eppers	Hansen	Shaff
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Absent or not voting, 5:

Butler	Frommelt	Prince	Ringgenberg
Byers			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Coleman asked and received unanimous consent that Senate File 438 be withdrawn from further consideration of the Senate.

On motion of Senator Dykhouse, House File 708, a bill for an act to amend section five hundred seventy-three point eight (573.8), Code 1958, relating to filing of claims against contractors on highway work, was taken up and considered.

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

The Chair announced that there were in excess of thirty members present and Senator Prentis asked and received unanimous consent to take up for consideration House File 751, a bill for an act to appropriate funds to the board of control for the repair or restoration of a building, and for the restoration and replacement of furniture, fixtures, equipment and other items of inventory damaged or destroyed by fire in the shops building at the training school for boys at Eldora on April 4, 1959.

Senator Prentis moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	McCurdy	Rigler
Buck	Gillespie	Miller	Schroeder
Byers	Gilmour	Mincks	Scott
Coleman	Grimstead	Moore	Shaff
Dewel	Hansen	Nolan	Shoeman
Dykhouse	Harbor	O'Connor	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoschek	Prentis	Walker
Evans	Hoxie	Price	Weber
Fisher	Long	Prince	Wolf
Frommelt	Lynes	Putney	

Nays, none.

Absent or not voting, 3:

Butler	Hoffman	Ringgenberg
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGES 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 126, a bill for an act to increase the maximum millage rate which may be levied by certain townships for fire-fighting equipment and fire protection.

Also: That the House has concurred in Senate amendments to and passed House File 571, a bill for an act relating to expenditures from the municipal enterprise fund to obtain intercity bus service for the inhabitants of the municipal corporation, or to continue or establish intracity routes of an urban transit system.

Also: That the House has concurred in Senate amendments to and passed House File 678, a bill for an act relating to voting machine procedure.

Also: That the House insists on divisions 1, 2 and 4 of its amendment to Senate File 463, a bill for an act relating to the suspension of licenses to operate motor vehicles, and requests a conference, and the Speaker has appointed as members of the conference committee on the part of the House: Representatives Sersland, Reppert, Halling and Duffy.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on Senate File 532, a bill for an act to appropriate from the general fund for the biennium funds for various departments and various divisions thereof, Representatives Naden, Edgington, Brown and Hall.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 741, a bill for an act to appropriate from the general fund for the biennium to the state board of regents, Representatives Milroy, Falvey, Paul and Reppert.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 745, a bill for an act to appropriate from the general fund of the state for the biennium to the board of control for salaries, etc., for certain state institutions under the board of control, Representatives Walter, Loss, Main and Stephens.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 548, a bill for an act making appropriations for payment of miscellaneous expense incurred or authorized by Fifty-eighth General Assembly.

Also: That the Speaker has appointed as members of the conference committee on the part of the House on House File 747, a bill for an act to appropriate from the general fund of the state for the biennium to the social welfare department, Representatives Jarvis, Mensing, Dodds and Maule.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Miller raised a point of information as to whether or not the original call of the Senate on House File 152 would still apply to further action on the bill.

The Chair ruled that the original call filed on April 23 on the bill would still apply and be in effect.

The Chair stated that there were in excess of thirty members present and Senator Schroeder asked and received unanimous consent that the rules be suspended and that House File 710 be placed on the noncontroversial calendar.

Senator Hill also asked and received unanimous consent that the rules be suspended and that House File 703 be withdrawn from the sifting committee and placed on the noncontroversial calendar.

APPOINTMENT OF CONFERENCE COMMITTEE
ON SENATE FILE 463

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on Senate File 463: Senators Nolan, O'Malley, Lynes and Hoffman.

At the objection of Senator Elijah, House File 493 was stricken from the noncontroversial calendar.

At the objection of Senator Dykhouse, House File 732 was stricken from the noncontroversial calendar.

On motion of Senator Schroeder, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

THIRD READING OF BILLS

On motion of Senator Shoeman, House File 710, a bill for an act to provide for the continued operation of the mental health institutes under emergency disaster, and to authorize their use as emergency general hospitals, was taken up and considered.

Senator Shoeman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Gilmour	Miller	Ringgenberg
Buck	Grimstead	Moore	Schroeder
Byers	Hansen	Nolan	Scott
Coleman	Harbor	O'Connor	Shaff
Dewel	Henry	O'Malley	Shoeman
Dykhouse	Hill	Potter	Stuart
Edelen	Hoffman	Prentis	Turner
Elijah	Hoschek	Price	Vance
Evans	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Getting	Lynes	Rigler	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 4:

Butler	Eppers	Frommelt	Mincks
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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 Hill, House File 703, a bill for an act relating to voluntary mental illness patients and to the creation of a mental illness patient fund, was taken up and considered.

Senator Hill offered the following amendments, filed by Senators Hill and Henry, and moved their adoption:

Amend House File 703 by striking from line 7 of section 1 all after the figures "(29)" and inserting a period (.) and by striking all of lines 8 to 20, inclusive.

Further amend said House File 703 by striking all of section 2 after the word "hospital." in line 14.

Amend the title of House File 703 as follows:

Insert a period (.) after the word "patients" in line 1 and strike the balance "and to the creation of a mental illness patient fund."

The amendment was adopted.

Senator Hill moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 42:

Boothby	Gilmour	Miller	Rigler
Buck	Grimstead	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Coleman	Henry	Nolan	Shaff
Dewel	Hill	O'Connor	Shoeman
Dykhous	Hoffman	O'Malley	Stuart
Edelen	Hoschek	Potter	Turner
Evans	Hoxie	Prentis	Vance
Fisher	Long	Price	Weber
Getting	Lynes	Putney	Wolf
Gillespie	McCurdy		

Nays, none.

Absent or not voting, 8:

Butler	Eppers	Harbor	Scott
Elijah	Frommelt	Prince	Walker

The bill having received a constitutional majority was declared to have passed the Senate and the title as amended was agreed to.

Senator Gillespie moved that the rules be suspended and that House File 82 be withdrawn from the sifting committee and placed on the calendar for immediate consideration of the Senate.

On the question "Shall House File 82 be withdrawn from the sifting committee?" the vote was:

Ayes, 18:

Boothby	Gilmour	Hoxie	Potter
Coleman	Henry	Mincks	Scott
Edelen	Hill	O'Connor	Turner
Getting	Hoschek	O'Malley	Wolf
Gillespie	McCurdy		

Nays, 22:

Dewel	Frommelt	Hoffman	Miller
Dykhous	Grimstead	Long	Nolan
Fisher	Hansen	Lynes	Prentis

Price	Rigler	Shoeman	Vance
Prince	Schroeder	Stuart	Weber
Putney	Shaff		

Absent or not voting, 10:

Buck	Elijah	Evans	Ringgenberg
Butler	Eppers	Harbor	Walker
Byers	(present)	Moore	

The motion was lost.

On motion of Senator Lynes, the rules were suspended and House File 766, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for the department of public safety of the State of Iowa for salaries, support, maintenance and miscellaneous purposes, and relating to the peace officers' retirement system for the increased number of highway patrolmen, as increased by the Fifty-eighth General Assembly, was taken up and considered.

Senator Lynes moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Grimstead	Mincks	Ringgenberg
Coleman	Hansen	Moore	Schroeder
Dewel	Harbor	Nolan	Scott
Dykhouse	Henry	O'Connor	Shaff
Edelen	Hill	O'Malley	Shoeman
Elijah	Hoffman	Potter	Stuart
Eppers	Hoschek	Prentis	Turner
Fisher	Hoxie	Price	Vance
Frommelt	Long	Prince	Walker
Getting	Lynes	Putney	Weber
Gillespie	McCurdy	Rigler	Wolf
Gilmour	Miller		

Nays, none.

Absent or not voting, 4:

Buck	Butler	Byers	Evans
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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 re-offered the following motion and moved its adoption:

MR. PRESIDENT: I move that the rules be suspended and House File 152 be placed on the calendar as an immediate order of business.

Senator Dewel raised a point of order on the motion for the reason that the subject matter had been fully considered and reconsidered and therefore was out of order.

The Chair ruled the point well taken and the motion out of order.

Senator Eppers moved that the rules be suspended and that House File 129 be withdrawn from the sifting committee for immediate action of the Senate.

On the question "Shall House File 129 be withdrawn from the sifting committee?" the vote was:

Ayes, 22:

Coleman	Hansen	Moore	Shaff
Dewel	Harbor	O'Connor	Shoeman
Elijah	Hoffman	O'Malley	Turner
Eppers	Hoschek	Potter	Weber
Frommelt	McCurdy	Schroeder	Wolf
Gilmour	Mincks		

Nays, 23:

Boothby	Grimstead	Nolan	Ringgenberg
Byers	Henry	Prentis	Scott
Dykhouse	Hill	Price	Stuart
Fisher	Long	Prince	Vance
Getting	Lynes	Putney	Walker
Gillespie	Miller	Rigler	

Absent or not voting, 5:

Buck	Edelen	Evans	Hoxie
Butler			

The motion was lost.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Hoxie moved that the rules be suspended and that House File 487 be withdrawn from the sifting committee and placed on the calendar for immediate consideration by the Senate.

On the question "Shall House File 487 be withdrawn from the sifting committee and considered by the Senate?" the vote was:

Rule 8 was invoked.

Ayes, 29:

Coleman	Hansen	McCurdy	Potter
Edelen	Henry	Miller	Price
Elijah	Hill	Mincks	Shoeman
Eppers	Hoffman	Moore	Turner
Evans	Hoschek	Nolan	Vance
Fisher	Hoxie	O'Connor	Weber
Gillespie	Lynes	O'Malley	Wolf
Gilmour			

Nays, 13:

Boothby	Grimstead	Putney	Shaff
Byers	Long	Rigler	Stuart
Dykhouse	Prentis	Scott	Walker
Getting			

Absent or not voting, 8:

Buck	Dewel	Harbor	Ringgenberg
Butler	Frommelt	Prince	Schroeder

The motion was lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following Senate joint resolution in which the concurrence of the House was asked:

Senate Joint Resolution 17, a joint resolution to amend House Joint Resolution 8, of the Fifty-seventh General Assembly of Iowa, to provide that the boundary study committee therein created be authorized and empowered to study the present boundary line between the State of South Dakota and State of Iowa and to report to the General Assembly of Iowa.

Also: That the House has adopted the conference committee report on and adopted the amendments recommended therein and passed House File 745, a bill for an act to appropriate to the board of control institutions and central office for salaries, support, maintenance, repairs, replacements, alterations or equipment and for mobile housing units at certain state institutions.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Frommelt called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 745

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on House File 745, a bill for an act to appropriate from the general fund of the State of Iowa to the board of control, beg issue to report and make the following recommendations:

1. That the Senate recede from divisions 3 and 4 of their amendment and the following be substituted therefor:

a. Amend section sixteen (16), lines seven (7) and eight (8), by striking the figures "nine hundred seventeen thousand six hundred dollars (\$917,600.00)" and inserting in lieu thereof the following: "seven hundred ninety-two thousand six hundred dollars (\$792,600.00)".

b. Further amend section sixteen (16) by striking in line twelve (12) the figures "\$500,000.00", and inserting in lieu thereof the following "\$375,000.00".

c. Further amend section sixteen (16) by adding the following after line twelve (12). "The said sum of three hundred seventy-five thousand dollars (\$375,000.00) shall be used as follows: For out-patient care to approximately 2,400 mental patients in county homes; for aid and support to community mental health clinics; and to strengthen children's programs.

For mental health services at the Training School for Boys, the Training School for Girls, the Juvenile Home, the Iowa Annie Wittenmyer Home, the Women's Reformatory, the Men's Reformatory, and the State Penitentiary\$375,000.00

d. Further amend section sixteen (16), line twenty (20), by striking the figures "917,600.00" and inserting in lieu thereof the following: "792,600.00".

2. Amend section one (1), lines nine (9) and ten (10), by striking the words and figures "forty million four hundred eighty-seven thousand forty dollars (\$40,487,040.00)" and inserting in lieu thereof the following: "forty million two hundred thirty-seven thousand forty dollars (\$40,237,040.00)".

ANDREW FROMMELT, *Chairman.*
EDWIN GILMOUR.
JIM HENRY.
GEORGE SCOTT.
On the Part of the Senate.

PAUL WALTER, *Chairman.*
CASEY LOSS.
FRANKLIN MAIN.
RICHARD STEPHENS.
On the Part of the House.

The motion prevailed and the conference committee report was adopted.

Senator Frommelt moved the adoption of the amendments contained in the report, which motion prevailed, and the amendments were adopted.

Senator Frommelt moved that the bill be read a third 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:

Boothby	Gillespie	McCurdy	Rigler
Buck	Gilmour	Miller	Ringgenberg
Coleman	Grimstead	Mincks	Schroeder
Dewel	Hansen	Moore	Scott
Dykhouse	Harbor	Nolan	Shaff
Edelen	Henry	O'Connor	Stuart
Elijah	Hill	O'Malley	Turner
Eppers	Hoffman	Potter	Vance
Evans	Hoschek	Prentis	Walker
Fisher	Hoxie	Prince	Weber
Frommelt	Long	Putney	Wolf
Getting	Lynes		

Nays, none.

Absent or not voting, 4:

Butler	Byers	Price	Shoeman
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Coleman called up the following report and moved its adoption:

REPORT OF CONFERENCE COMMITTEE ON SENATE FILE 532

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File

532, a bill for an act to make appropriations from the general fund to various departments and various divisions thereof of the State of Iowa, beg leave to report that your conference committee makes the following recommendation:

1. Amend Senate File 532 by striking all of section 55 and renumbering the remaining section.

2. Amend the title by striking the following in lines 11, 12 and 13: "and exempting employees whose salaries are provided for by this Act from the provisions of section eight point five (8.5), Code 1958".

JOE COLEMAN, *Chairman.*

LAURENCE M. BOOTHBY.

LEROY GETTING.

WALTER E. EDELEN.

On the Part of the Senate.

ROBERT W. NADEN, *Chairman.*

FLOYD P. EDGINGTON.

JOHN J. BROWN.

FRED W. HALL.

On the Part of the House.

The motion prevailed and the conference committee report was adopted.

Senator Coleman moved the adoption of the amendments contained in the report, which motion prevailed, and the amendments were adopted.

Senator Coleman moved that the bill be read a third time now, which motion prevailed.

Senator Schroeder moved as a substitute motion that the vote by which Senate File 532 went to its third reading be reconsidered, which motion prevailed.

Senator Schroeder moved that the vote by which the amendment contained in the conference committee was adopted be reconsidered, and requested a roll call.

On the question "Shall the Senate reconsider the vote by which the amendment was adopted?" the vote was:

Ayes, 28:

Buck	Henry	Prentis	Shaff
Byers	Hoschek	Prince	Shoeman
Dewel	Hoxie	Putney	Stuart
Evans	Long	Rigler	Turner
Fisher	Lynes	Ringgenberg	Vance
Grimstead	Miller	Schroeder	Walker
Harbor	Nolan	Scott	Weber

Nays, 16:

Edelen	Gilmour	McCurdy	O'Malley
Elijah	Hansen	Mincks	Potter
Eppers	Hill	Moore	Price
Frommelt	Hoffman	O'Connor	Wolf

Absent or not voting, 6:

Boothby	Coleman	Getting	Gillespie
Butler	Dykhouse		

The motion prevailed and the Senate reconsidered.

Senator Schroeder asked and received unanimous consent that action on Senate File 532 be temporarily deferred. ✓

The Senate resumed consideration of the amendment contained in the conference committee report on Senate File 532.

On motion of Senator Coleman, the amendment was adopted.

Senator Coleman moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 39:

Buck	Frommelt	Hoschek	Schroeder
Byers	Getting	Hoxie	Scott
Coleman	Gillespie	Lynes	Shaff
Dewel	Gilmour	McCurdy	Shoeman
Dykhouse	Grimstead	Mincks	Stuart
Edelen	Hansen	Moore	Vance
Elijah	Harbor	O'Malley	Walker
Eppers	Henry	Potter	Weber
Evans	Hill	Price	Wolf
Fisher	Hoffman	Rigler	

Nays, 4:

Long	Prentis	Putney	Ringgenberg
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Absent or not voting, 7:

Boothby	Miller	O'Connor	Turner
Butler	Nolan	Prince	

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Shaff moved to reconsider the vote by which the motion by Senator Hoxie to withdraw House File 487 from the sifting committee failed to pass the Senate, which motion prevailed.

Senator Hoxie re-offered his motion that the rules be suspended and that House File 487 be withdrawn from the sifting committee and taken up for consideration.

On the question "Shall House File 487 be withdrawn from the sifting committee and considered by the Senate?" the vote was:

Ayes, 45:

Boothby	Fisher	Hill	Moore
Buck	Frommelt	Hoffman	Nolan
Byers	Getting	Hoschek	O'Malley
Coleman	Gillespie	Hoxie	Potter
Dewel	Gilmour	Long	Price
Edelen	Grimstead	Lynes	Putney
Elijah	Hansen	McCurdy	Rigler
Eppers	Harbor	Miller	Ringgenberg
Evans	Henry	Mincks	Schroeder

Scott	Stuart	Vance	Weber
Shaff	Turner	Walker	Wolf
Shoeman			

Nays, 1:
Dykhouse

Absent or not voting, 4:

Butler	O'Connor	Prentis	Prince
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The motion prevailed.

On motion of Senator Hoxie, House File 487, a bill for an act relating to the limitation on amount to be expended for passenger motor vehicles for the highway patrol, the narcotics division, and the bureau of criminal investigation, was taken up for further consideration.

Senator O'Malley offered the following amendment, filed by Senators O'Malley and Grimstead, and moved its adoption:

Amend House File 487, section 1, by striking in lines 8 and 9 the words and figures "twenty-seven hundred fifty (2,750)" and inserting in lieu thereof the following: "twenty-two hundred fifty (2,250)".

The amendment was adopted.

Senator Hoxie moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 47:

Boothby	Getting	Lynes	Ringgenberg
Buck	Gillespie	McCurdy	Schroeder
Byers	Gilmour	Miller	Scott
Coleman	Grimstead	Mincks	Shaff
Dewel	Hansen	Moore	Shoeman
Dykhouse	Harbor	Nolan	Stuart
Edelen	Henry	O'Malley	Turner
Elijah	Hill	Potter	Vance
Eppers	Hoffman	Prentis	Walker
Evans	Hoschek	Price	Weber
Fisher	Hoxie	Putney	Wolf
Frommelt	Long	Rigler	

Nays, none.

Absent or not voting, 3:

Butler	O'Connor	Prince
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The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

Senator Hoschek moved that the rules be suspended and that House File 94 be withdrawn from the sifting committee and placed on the calendar for immediate action.

On motion of Senator Schroeder, the Senate recessed until the fall of the gavel.

The Senate reconvened, President McManus presiding.

Senator Rigler called up the following report and moved its adoption:

**REPORT OF FIRST CONFERENCE COMMITTEE
ON HOUSE FILE 741**

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and for the support and maintenance of the central office under said state board of regents, begs leave to report that your conference committee is unable to agree and therefore requests the appointment of a second conference committee.

ROBERT R. RIGLER.

D. C. NOLAN.

MELVIN H. WOLF.

EUGENE M. HILL.

On the Part of the Senate.

JACK MILROY.

KATHERINE M. FALVEY.

HOWARD C. REPPERT.

GEORGE L. PAUL.

On the Part of the House.

The motion prevailed and the report was adopted and the committee discharged.

**APPOINTMENT OF SECOND CONFERENCE
COMMITTEE ON HOUSE FILE 741**

President McManus approved the appointment of the following Senators on the part of the Senate on the second conference committee on House File 741: Senators Boothby, Shoeman, Gilmour and McCurdy.

The Chair announced that there were in excess of thirty members present and Senator Hoschek re-offered his motion that House File 94 be withdrawn from the sifting committee and placed on the calendar for immediate action.

On the question "Shall House File 94 be withdrawn from the sifting committee, etc.?" the vote was:

Rule 8 was invoked.

Ayes, 26:

Boothby
Buck
Byers
Coleman

Edelen
Elijah
Eppers
Fisher

Frommelt
Gillespie
Gilmour
Grimstead

Hansen
Hill
Hoschek
Hoxie

Lynes	Moore	Potter	Shoeman
McCurdy	O'Connor	Schroeder	Wolf
Mincks	O'Malley		

Nays, 19:

Dewel	Long	Putney	Turner
Dykhouse	Nolan	Rigler	Vance
Evans	Prentis	Scott	Walker
Harbor	Price	Shaff	Weber
Henry	Prince	Stuart	

Absent or not voting, 5:

Butler	Hoffman	Miller	Ringgenberg
Getting			

Motion was lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report on and adopted the amendments recommended therein and passed House File 747, a bill for an act to appropriate from the general fund for the biennium to the social welfare department.

Also: That the House has adopted the conference committee report on and adopted the amendments recommended therein and passed Senate File 532, a bill for an act to appropriate from the general fund for the biennium funds for various departments and various divisions thereof.

Also: That the Speaker has appointed as members of the second conference committee on the part of the House on House File 741, a bill for an act to appropriate from the general fund for the biennium to the state board of regents for support, etc., of institutions under the board of regents and for the support and maintenance of the central office under said state board of regents, Representatives McNeal, Swisher, Patton and Gordy.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Elijah called up the following report and moved its adoption:

CONFERENCE COMMITTEE REPORT ON HOUSE FILE 747

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House on House File 747, a bill for an act to make an appropriation from the general fund to the social welfare department, beg leave to report and make the following recommendations:

Amend House File 747 as follows:

1. Section 1, by striking from lines 4 and 5 the words and figures "eighteen million four hundred fifty thousand dollars (\$18,450,000.00)" and inserting in lieu thereof the following: "eighteen million three hundred thirty-five thousand dollars (\$18,335,000.00)".

2. Further amend section 1, line 12, by striking the figure "250,000.00" and inserting in lieu thereof the figure "125,000.00".

3. Further amend section 1 by inserting after line 12 the following:

"Support for Indians residing on a reservation.....\$10,000.00"

4. Further amend section 1, line 15, by striking the figure "18,450,000.00" and inserting in lieu thereof the figure "18,335,000.00".

5. Section 7, line 8, by adding after the period (.) the following: "The state board may require an applicant to submit to a physical examination by a physician chosen by the state board."

EARL ELIJAH, *Chairman.*

W. C. STUART.

ANDREW G. FROMMELT.

CHARLES F. EPPERS.

On the Part of the Senate.

FRED M. JARVIS, *Chairman.*

A. L. MENSING.

ROBERT R. DODDS.

ELROY MAULE.

On the Part of the House.

The motion prevailed and the report was adopted.

Senator Elijah moved the adoption of the amendment contained in the report.

Roll call was demanded.

On the question "Shall the amendment be adopted?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Byers	Gilmour	Hoschek	O'Malley
Coleman	Grimstead	McCurdy	Potter
Edelen	Hansen	Miller	Price
Elijah	Henry	Mincks	Shaff
Eppers	Hill	Moore	Stuart
Frommelt	Hoffman	O'Connor	Wolf
Gillespie			

Nays, 21:

Boothby	Getting	Nolan	Scott
Buck	Harbor	Prentis	Shoeman
Dewel	Hoxie	Rigler	Turner
Dykhouse	Long	Ringgenberg	Vance
Evans	Lynes	Schroeder	Weber
Fisher			

Absent or not voting, 4:

Butler	Prince	Putney	Walker
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The motion prevailed and the conference committee amendment was adopted.

Senator Elijah moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 37:

Buck	Elijah	Gilmour	Hill
Byers	Eppers	Grimstead	Hoffman
Coleman	Frommelt	Hansen	Hoschek
Dewel	Getting	Harbor	Hoxie
Edelen	Gillespie	Henry	Long

Lynes	Nolan	Prentis	Shaff
McCurdy	O'Connor	Price	Stuart
Miller	O'Malley	Ringgenberg	Weber
Mincks	Potter	Schroeder	Wolf
Moore			

Nays, 8:

Boothby	Evans	Rigler	Shoeman
Dykhouse	Fisher	Scott	Turner

Absent or not voting, 5:

Butler	Putney	Vance	Walker
Prince			

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

DECLARATION OF LEGISLATIVE INTENT IN RESPECT TO SENATE JOINT RESOLUTION 18

We, the undersigned, members of the Senate of the State of Iowa in the Fifty-eighth General Assembly, state that it was the intent of the legislature in the enactment of Senate Joint Resolution 18, for the purchase of the YMCA Building located at Fourth and Keosauqua, Des Moines, Iowa, that said building should be used as a rehabilitation and reorientation center for the blind of the State of Iowa and for such other purposes and uses as may be deemed advisable by the Executive Council of the State of Iowa. It was further the intent of the legislature that the Executive Council would have the full jurisdiction over the use, maintenance and operation of said building and that it would allot to the Commission for the Blind and other departments and commissions of the State of Iowa such space therein and to make such use thereof as the Executive Council finds proper and expedient from time to time.

D. C. NOLAN.
ROBERT R. RIGLER.
GEORGE E. O'MALLEY.
L. M. BOOTHBY.
GEORGE W. WEBER.
EARL ELIJAH.
FRANK M. HOXIE.
WILLIAM H. HARBOR.
GEORGE L. SCOTT.
X. T. PRENTIS.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 256, 311, 326, 345, 378, 478, 533, 535 and Senate Joint Resolution 19; also, House Files 153, 266, 706, 753, 758, 763 and House Joint Resolution 3.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 256, 311, 326, 345, 378, 478, 533, 535 and Senate Joint Resolution 19; also, House Files 153, 266, 706, 753, 758, 763 and House Joint Resolution 3.

BILLS SENT TO THE GOVERNOR

Senator Getting, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 6th day of May, 1959, sent to the Governor for his approval: Senate Files 256, 311, 326, 345, 378, 478, 533, 535 and Senate Joint Resolution 19.

LEROY GETTING, *Chairman.*

Passed on file.

On motion of Senator Schroeder, the Senate adjourned until 9:00 a.m., Thursday.

JOURNAL OF THE SENATE

SENATE CHAMBER,
DES MOINES, IOWA, MAY 7, 1959.

The Senate met in regular session, President McManus presiding.

Prayer was offered by Doctor H. W. Opperman, pastor of the St. John's Lutheran Church, Des Moines, Iowa.

PRESENTATION OF VISITORS

Senator Ringgenberg asked and received unanimous consent to present to the Senate twenty-five students from the Ames Public School who were present in the balcony accompanied by their instructor.

Senator Hill asked and received unanimous consent to present to the Senate twelve students from the Kellogg grade school who were present in the balcony accompanied by their instructor, Stanley Eugene Barker.

Senator Hansen rose on a point of personal privilege and presented to the Senate the Honorable I. G. Chrystal, a former member of the Senate from Carroll 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 resolution in which the concurrence of the Senate is asked:

House Joint Resolution 27, proposing a constitutional amendment relating to representation in the Senate and House.

Also: That the House has concurred in Senate amendments to and passed House File 487, a bill for an act relating to the limitation on amount to be expended for passenger motor vehicles for the highway patrol, narcotics division, and bureau of criminal investigation.

Also: That the House has adopted the conference committee report on, and adopted the amendments contained therein, and passed House File 745, a bill for an act to appropriate from the general fund for the biennium to the board of control.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

House Joint Resolution 27, a joint resolution proposing a constitutional amendment relating to representation in the Senate and House of Representatives and to congressional districts.

Read first and second times and referred to the sifting committee.

The Chair announced the following call of the Senate:

CALL OF THE SENATE

Pursuant to Rule 5 of the Rules of the Senate of the Fifty-eighth General Assembly, we, the undersigned, do hereby request a call of the Senate on the motion to suspend the rules and take up immediately House Joint Resolution 27.

JACK MILLER.
HOWARD BUCK.
JOHN D. SHOEMAN.
G. W. PRINCE.
DAVID O. SHAFF.
GEORGE L. SCOTT.
FRANK M. HOXIE.
GEORGE W. WEBER.
LEROY GETTING.
L. M. BOOTHBY.
F. A. TURNER.
WILLIAM H. HARBOR.
J. KENDALL LYNES.

Senator Miller called up the following motion filed by him:

MR. PRESIDENT: I move that the rules be suspended and the Senate take up immediately House Joint Resolution 27.

Senator Dewel asked and received unanimous consent that Senator Butler be excused from the call of the Senate.

Senator Shaff moved that Senator Evans be excused from the call of the Senate.

On the question "Shall Senator Evans be excused from the call of the Senate?" the vote was:

Ayes, 41:

Boothby	Grimstead	Mincks	Ringgenberg
Byers	Hansen	Moore	Schroeder
Coleman	Harbor	Nolan	Scott
Dewel	Henry	O'Connor	Shaff
Dykhouse	Hill	O'Malley	Shoeman
Edelen	Hoschek	Potter	Stuart
Eppers	Hoxie	Price	Turner
Fisher	Long	Prince	Walker
Frommelt	Lynes	Putney	Weber
Gillespie	McCurdy	Rigler	Wolf
Gilmour			

Nays, 2:

Buck Getting

Absent or not voting, 7:

Butler	Evans	Miller	Vance
Elijah	Hoffman	Prentis	

The motion prevailed and Senator Evans was excused from the call of the Senate.

Roll call revealed all members present with the exception of those excused from the call.

Senator Miller moved the adoption of the motion filed by him.

On the question "Shall the rules be suspended and House Joint Resolution 27 be taken up for immediate action by the Senate?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Boothby	Henry	Price	Shaff
Buck	Hoxie	Prince	Shoeman
Elijah	Long	Putney	Turner
Fisher	Lynes	Ringgenberg	Vance
Getting	Miller	Schroeder	Walker
Grimstead	Prentis	Scott	Weber
Harbor			

Nays, 23:

Byers	Frommelt	Hoschek	O'Malley
Coleman	Gillespie	McCurdy	Potter
Dewel	Gilmour	Mincks	Rigler
Dykhouse	Hansen	Moore	Stuart
Edelen	Hill	Nolan	Wolf
Eppers	Hoffman	O'Connor	

Absent or not voting, 2:

Butler	Evans
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The motion was lost.

Senator Miller presented a communication from Senator Butler and asked unanimous consent that the Secretary be permitted to read the communication.

Objection was raised.

Senator Nolan asked and received unanimous consent that the following communication from Senator Butler be printed in the Senate Journal:

May 6, 1959.

MR. PRESIDENT AND MEMBERS OF THE SENATE:

I respectfully request consent to be recorded as voting "aye" on the motion to suspend the rules and take up House Joint Resolution 27. I am sick and under doctor's orders to not return to the Senate at this time.

Sincerely,
/s/ GUY G. BUTLER.

EXPLANATION OF VOTE

I have never considered myself an obstructionist and I am not happy about being placed in a position of having voted against the final effort toward reapportionment this session. However, I do not feel that we should become panicked in these final hours of the session and pass any reappor-

tionment bill just to say we have done so. I personally can accept neither the theory nor the practical effect of House Joint Resolution 27 and I am confident that to vote for something of which you strongly disapprove is neither good government nor good politics.

W. C. STUART.

Senator Gilmour moved that the rules be suspended and that he be permitted to introduce a bill relating to a convention to revise the constitution.

Senator Coleman raised a point of order on the motion for the reason that, in accordance with the Constitution of the State of Iowa, the motion was out of order.

The Chair ruled the point well taken and the motion out of order.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus presiding.

On motion of Senator O'Malley, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President McManus presiding.

Senator Nolan called up the following report and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 463

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House on Senate File 463, a bill relating to the suspension of licenses to operate motor vehicles, beg leave to report and make the following recommendations:

1. That the House recede from divisions 1, 2 and 4 of their amendment.
2. Amend Senate File 463 by adding the following as a new section:

"The safety commissioner may, on application, issue a temporary restricted license to any person convicted whose regular employment is the operation of a motor vehicle or who cannot perform his regular occupation without the use of a motor vehicle, but such person shall not operate a vehicle for pleasure while holding such restricted license. However, this section shall not apply to any person whose license is revoked under the provisions of section three hundred twenty-one point two hundred nine (321.209), Code 1958."

D. C. NOLAN.
GENE L. HOFFMAN.
J. KENDALL LYNES.
GEORGE E. O'MALLEY.
On the Part of the Senate.

HILLMAN S. SERSLAND.
HOWARD C. REPERT, JR.
EUGENE HALLING.
JOHN L. DUFFY.
On the Part of the House.

The motion prevailed and the report was adopted.

Senator Nolan moved the adoption of the recommendations and the amendment contained in the report.

The motion prevailed.

Senator Nolan moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 46:

Boothby	Gillespie	Miller	Ringgenberg
Buck	Gilmour	Mincks	Schroeder
Byers	Grimstead	Moore	Scott
Coleman	Hansen	Nolan	Shaff
Dewel	Harbor	O'Connor	Shoeman
Dykhouse	Henry	O'Malley	Stuart
Edelen	Hoffman	Potter	Turner
Elijah	Hoschek	Prentis	Vance
Eppers	Hoxie	Prince	Walker
Fisher	Long	Putney	Weber
Frommelt	Lynes	Rigler	Wolf
Getting	McCurdy		

Nays, 2:

Hill	Price
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Absent or not voting, 2:

Butler	Evans
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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 Chair stated that there were in excess of thirty members present and Senator Schroeder asked and received unanimous consent to take up for consideration House File 427.

THIRD READING OF BILLS

On motion of Senator Schroeder, House File 427, a bill for an act relating to the appointment, removal, and responsibility of executive officers of institutions under the jurisdiction of the board of control, was taken up and considered.

Senator Schroeder moved that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?" the vote was:

Ayes, 48:

Boothby	Elijah	Grimstead	Hoxie
Buck	Eppers	Hansen	Long
Byers	Fisher	Harbor	Lynes
Coleman	Frommelt	Henry	McCurdy
Dewel	Getting	Hill	Miller
Dykhouse	Gillespie	Hoffman	Mincks
Edelen	Gilmour	Hoschek	Moore

Nolan	Price	Schroeder	Turner
O'Connor	Prince	Scott	Vance
O'Malley	Putney	Shaff	Walker
Potter	Rigler	Shoeman	Weber
Prentis	Ringgenberg	Stuart	Wolf

Nays, none.

Absent or not voting, 2:

Butler	Evans
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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 Boothby called up the following report and moved its adoption:

REPORT OF SECOND CONFERENCE COMMITTEE
ON HOUSE FILE 741

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the second conference committee appointed to consider the differences between the Senate and the House on House File 741, a bill for an act to appropriate from the general fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions under said state board of regents, and for the support and maintenance of the central office under said state board of regents, beg leave to report that your conference committee is unable to agree and therefore requests the appointment of a third conference committee.

LAURENCE M. BOOTHBY.

JOHN D. SHOEMAN.

C. EDWIN GILMOUR.

CARROLL F. MCCURDY.

On the Part of the Senate.

CLARK H. MCNEAL.

SCOTT SWISHER.

JAMES E. PATTON.

ROYCE GORDY.

On the Part of the House.

The motion prevailed and the report was adopted and the committee discharged.

APPOINTMENT OF THIRD CONFERENCE COMMITTEE
ON HOUSE FILE 741

President McManus announced the appointment of the following Senators on the part of the Senate on the third conference committee on House File 741: Senators Shaff, Dewel, Gillespie and Potter.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, Senator Hoffman presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has concurred in Senate amendments to and passed House File 703, a bill for an act relating to voluntary mental illness patients and to the creation of a mental illness patient fund.

Also: That the House refuses to concur in Senate amendment to House File 517, a bill for an act to appropriate moneys credited to the account of the state in the unemployment trust fund.

WILLIAM R. KENDRICK, *Chief Clerk.*

The Chair announced the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus 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 second conference committee report on House File 741, a bill for an act to appropriate from the general fund for the biennium to the state board of regents. The Speaker has appointed as members of the third conference committee on the part of the House: Representatives Ossian, Johns, Houston and Aubrey.

Also: That the House has adopted the conference committee report on, and adopted the amendments contained therein, and passed, Senate File 463, a bill for an act relating to the suspension of licenses to operate motor vehicles.

WILLIAM R. KENDRICK, *Chief Clerk.*

HOUSE MESSAGE CONSIDERED

Senator Buck called up House File 517, a bill for an act to appropriate moneys credited to the account of the State of Iowa in the unemployment trust fund pursuant to section nine hundred three (903) of the Social Security Act, otherwise known as the Reed Bill, and moved that the Senate recede from its amendment to House File 517.

On the question "Shall the Senate recede from its amendment?" the vote was:

Ayes, 16:

Buck	Edelen	Hill	Mincks
Byers	Eppers	Hoffman	O'Connor
Coleman	Frommelt	Hoschek	O'Malley
Dewel	Hansen	McCurdy	Potter

Nays, 31:

Boothby	Harbor	Prentis	Shaff
Dykhouse	Henry	Price	Shoeman
Elijah	Hoxie	Prince	Stuart
Fisher	Long	Putney	Turner
Getting	Lynes	Rigler	Vance
Gillespie	Miller	Ringgenberg	Weber
Gilmour	Moore	Schroeder	Wolf
Grimstead	Nolan	Scott	

Absent or not voting, 3:

Butler Evans Walker

The motion to recede failed and the Senate insisted on its amendment.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 28, sine die adjournment.

WILLIAM R. KENDRICK, *Chief Clerk.*

Senator Dewel called up the following motion filed by him on May 5, 1959:

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Getting motion to withdraw House File 174 from appropriations committee failed.

Senator Miller offered the following substitute motion:

SUBSTITUTE MOTION

MR. PRESIDENT: I move, as a substitute motion, that Senate Files 158, 477, and 174 be placed on the calendar in that order as an immediate order of business.

The Chair ruled the substitute motion out of order.

Senator Long moved that the motion to reconsider by Senator Dewel be laid on the table.

On the question "Shall the motion by Senator Dewel to reconsider be laid on the table?" the vote was:

Rule 8 was invoked.

Ayes, 25:

Buck	Grimstead	Mincks	Scott
Byers	Henry	Moore	Shaff
Eppers	Hill	O'Connor	Shoeman
Fisher	Hoffman	Potter	Turner
Frommelt	Hoschek	Prince	Vance
Gillespie	Long	Rigler	Wolf
Gilmour			

Nays, 19:

Boothby	Getting	Nolan	Ringgenberg
Coleman	Hansen	O'Malley	Schroeder
Dewel	Lynes	Prentis	Stuart
Dykhouse	McCurdy	Price	Weber
Edelen	Miller	Putney	

Absent or not voting, 6:

Butler	Evans	Hoxie	Walker
Elijah	Harbor		

The motion to table prevailed.

HOUSE AMENDMENT CONSIDERED

Senator Byers called up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 28

By Byers, Dykhouse and O'Malley

Be It Resolved by the Senate, the House Concurring: That the Fifty-eighth General Assembly adjourn sine die at five o'clock p.m., Wednesday, May 6, 1959.

Senator Byers moved that the Senate concur in the following House amendment:

Amend Senate Concurrent Resolution 28 by striking the words and figures "five o'clock p.m., Wednesday, May 6, 1959" and inserting in lieu thereof "four o'clock p.m., Thursday, May 7, 1959".

The Senate concurred in the House amendment.

On motion of Senator Byers, the resolution as amended was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE
ON HOUSE FILE 517

President McManus announced the appointment of the following Senators on the part of the Senate to the conference committee on House File 517: Senators Buck, Hill, Fisher and O'Malley.

Senator Dewel moved the adoption of the following report:

REPORT OF THE THIRD CONFERENCE COMMITTEE
ON HOUSE FILE 741

TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE:

We, the undersigned members of the third conference committee appointed to consider the differences between the Senate and the House on House File 741, a bill for an act to make an appropriation to the state board of regents, beg leave to report and make the following recommendations:

1. That the House concur in divisions 1, 2, and 4 of the Senate amendment.

2. Strike division 3 of the Senate amendment and insert in lieu thereof the following:

"3. Further amend section 3 by striking line 12 and inserting in lieu thereof the following: "A school of mortuary science may be established at the State University of Iowa at the discretion of the Board of Regents."

DUANE E. DEWEL.

DAVID O. SHAFF.

LYNN POTTER.

RAYMOND R. GILLESPIE.

On the Part of the Senate.

CONRAD OSSIAN.

NEIL E. JOHNS.

HAROLD HOUSTON.

W. DEAN AUBREY.

On the Part of the House.

The motion prevailed and the report was adopted.

On motion of Senator Dewel, the amendment contained in the report 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, 40:

Byers	Harbor	Mincks	Ringgenberg
Coleman	Henry	Nolan	Schroeder
Dewel	Hill	O'Connor	Scott
Dykhouse	Hoffman	O'Malley	Shaff
Eppers	Hoschek	Potter	Shoeman
Frommelt	Hoxie	Prentis	Stuart
Getting	Long	Price	Turner
Gillespie	Lynes	Prince	Vance
Grimstead	McCurdy	Putney	Walker
Hansen	Miller	Rigler	Wolf

Nays, none.

Absent or not voting, 10:

Boothby	Edelen	Fisher	Moore
Buck	Elijah	Gilmour	Weber
Butler	Evans		

The bill having received a constitutional majority was declared to have passed the Senate and the title was agreed to.

MESSAGE FROM THE HOUSE

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the third conference committee report on, and adopted the amendments contained therein, and passed House File 741, a bill for an act to make an appropriation to the State Board of Regents.

WILLIAM R. KENDRICK, *Chief Clerk.*

APPOINTMENT OF COMMITTEES

President McManus announced the appointment of the following committees:

BUDGET AND FINANCIAL CONTROL COMMITTEE

President McManus announced the appointment of the following Senators on the budget and financial control committee: Senators Shoeman, Scott and Frommelt.

COMMITTEE ON INTERSTATE COOPERATION

(Senate File 362)

President McManus announced the appointment of the following Senators on the interstate cooperation committee: Senators Rigler, Stuart, Hansen, Shaff and Eppers.

COMMITTEE ON LEGISLATIVE RESEARCH
(Senate File 448, Fifty-seventh General Assembly)

President McManus announced the appointment of the following Senators on the legislative research committee: Senators Prentis, Dewel and Gilmour.

COMMITTEE ON CENTENNIAL CIVIL WAR
(House Joint Resolution 17)

President McManus announced the appointment of the following Senators on the Centennial Civil War committee: Senators Hill and Weber.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 420, 466, 526, 547, 548 and Senate Joint Resolution 17; also, House Files 128, 256 and 738.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 420, 466, 526, 547, 548 and Senate Joint Resolution 17; also, House Files 128, 256 and 738.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 May, 1959, sent to the Governor for his approval: Senate Files 420, 466, 526, 547, 548 and Senate Joint Resolution 17.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 5, 1959, the Governor had approved the following bills:

Senate Joint Resolution 18, relating to the purchase of certain real estate.
Senate File 43, relating to hunting season upon a game breeding and shooting preserve area.

- Senate File 189, relating to income tax deduction.
 Senate File 223, relating to professional engineers.
 Senate File 268, relating to publication of official ballot.
 Senate File 283, relating to State Printing Board.
 Senate File 287, relating to salaries of conservation officers.
 Senate File 289, relating to a state conference on problems of the aging and for paying the costs of Iowa delegates to the White House Conference on Aging.
 Senate File 316, relating to boiler inspection.
 Senate File 336, relating to the reorganization of school districts.
 Senate File 474, relating to charge-back statements.
 Senate File 496, relating to annual dues of the League of Iowa Municipalities.
 Senate File 522, relating to the powers and duties of the director of industries under the Board of Control.
 Senate File 525, relating to the employment of certain directors by the Board of Control.
 Senate File 529, relating to a newly elected board of community district.
 Senate File 542, relating to the registration of trucks, truck tractors, etc.
 Senate File 544, relating to public warehouses.

A communication was also received announcing that on May 6, 1959, the Governor had approved the following bills:

- Senate File 483, relating to voluntary employment security contributions.
 Senate File 519, relating to annual regulatory fees on motor vehicles used for the public transportation of freight.

The Chair announced that the Senate would stand at ease until the fall of the gavel.

The Senate reconvened, President McManus presiding.

The following communication was received:

STATE OF WISCONSIN

(Jt. Res. No. 4, A.)

No. _____, 1959

A JOINT RESOLUTION

Memorializing Congress to reduce age requirements for eligibility for old-age and survivors insurance.

- Whereas*, there is a serious shortage of jobs across the nation; and
Whereas, automation or the use of modernized machinery has enabled industry to boost production while the job market sags further; and
Whereas, unemployment in Wisconsin is still widespread; and
Whereas, people over 60 years of age with no special skills find it almost impossible to obtain jobs; and
Whereas, the employment outlook for young people is considerably dimmed because older workers with seniority rights are continued at arduous tasks which tax their strength and vitality in order to meet requirements under present retirement plans; now, therefore, be it

Resolved by the Assembly, the Senate Concurring, That the legislature urge the Congress of the United States to re-evaluate the age requirements for eligibility for old-age and survivors insurance in an effort to provide social security for unemployed older workers at an earlier age; and, be it further

Resolved, That a copy of this resolution be sent to the Honorable Dwight D. Eisenhower, to each member of the House of Representatives from Wisconsin, to Senators Proxmire and Wiley and to the Governor and legislative body of each state.

PHILLES NASH,
President of the Senate.

LAURENCE R. LARSEN,
Chief Clerk of the Senate.

GEORGE MOLINARO,
Speaker of the Assembly.

NORMAN C. ANDERSON,
Chief Clerk of the Assembly.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Getting, 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 463 and 532; also, House Files 116, 126, 297, 378, 427, 437, 487, 509, 518, 519, 522, 523, 525, 571, 661, 663, 667, 678, 681, 695, 703, 708, 710, 718, 741, 745, 747, 748, 751, 755, 757, 760, 762 and 766.

LEROY GETTING,
Chairman Senate Committee.
J. KENNETH STRINGER,
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 463 and 532; also, House Files 116, 126, 297, 378, 427, 437, 487, 509, 518, 519, 522, 523, 525, 571, 661, 663, 667, 678, 681, 695, 703, 708, 710, 718, 741, 745, 747, 748, 751, 755, 757, 760, 762 and 766.

BILLS SENT TO THE GOVERNOR

Senator Getting, 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 May, 1959, sent to the Governor for his approval: Senate Files 463 and 532.

LEROY GETTING, *Chairman.*

Passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 6, 1959, the Governor had approved the following bills:

Senate File 256, relating to the form of standard policy insuring against the peril of fire.

Senate File 311, relating to the deposit of public funds not needed for current operating expense.

Senate File 326, relating to authority of county boards of supervisors to regulate and license certain business establishments.

Senate File 345, relating to inspection of animals passing through sale yards or barns.

Senate File 478, relating to inventory and records of state property.

Senate File 533, relating to the leasing of property by park boards of cities and towns.

Senate File 535, relating to the percentage of withholdings on gross personal income of nonresidents by withholding agents.

Senate Joint Resolution 19, creating the capitol planning commission and relating to location of monuments, buildings, etc., on the capitol grounds.

A communication was also received announcing that on May 7, 1959, the Governor had approved the following bills:

Senate File 378, relating to membership in the Iowa Public Employees' Retirement System.

Senate File 466, relating to the Highway Patrol.

Senate File 526, relating to the issuance of bonds by counties for recreation and conservation purposes.

Senate File 547, relating to appointment of state officers.

Senate File 548, relating to miscellaneous expense incurred by the Fifty-eighth General Assembly.

Senate Joint Resolution 17, relating to the boundary study committee.

RECOMMENDATIONS OF COMMITTEE ON PUBLIC LANDS AND BUILDINGS

Senator Weber presented the following recommendations of the committee on public lands and buildings:

Senator Putney asked and received unanimous consent that division 8 of the recommendations be incorporated in the report.

REPORT OF COMMITTEE

Matters to be brought to the attention of the Executive Council relative to expenditure of a portion of maintenance appropriation, viz.:

1. Replace broken glass in House dome.
2. New guard ropes and standards, longer and proper length to reach from each side of center aisle to wall in the House and Senate chambers.
3. Calendars (advertising) be removed and replaced by electric dater showing day, month and year, and if not too costly, have electric automatic letter and numeral indicator for showing bills being considered.
4. In the House cloak room and washroom small speakers should be mounted and hooked to our public address system.
5. The guard rail in the rotunda in both the State House and Historical building is too low for safety since Americans have gained in height during past one hundred years. We therefore request that an additional rail be mounted above the present ones giving at least ten (10) inches of protection.
6. Because of a leak high up in the rotunda, plaster is damaged, some of

which is back of certain canvasses on which are expensive paintings. These canvasses should be removed at once and be carefully preserved until they can be replaced after wall is repaired.

7. Handrails should be placed on House and Senate steps—placed in center so one rail will serve.

8. That a report be made to the next General Assembly regarding the cost and feasibility of restoring the road on the south side of the Capitol grounds.

MR. PRESIDENT: I move that a copy of these recommendations be delivered to the Executive Council in addition to being published in the Journal.

Respectfully submitted,

COMMITTEE ON PUBLIC LANDS AND BUILDINGS,

GEORGE W. WEBER.

HOWARD C. BUCK.

LAURENCE M. BOOTHBY.

CHARLES F. EPPERS.

C. EDWIN GILMOUR.

LAWRENCE PUTNEY.

On the Part of the Senate.

ROBERT E. MAGGERT.

FRED W. WIER.

CHARLES R. BURTCHE.

J. D. CURRIE.

KEITH H. DUNTON.

ROYCE GORDY.

JOHN GRAY.

HAROLD HOUSTON.

FRED L. JOHNSON.

JOHN B. ROCKWELL.

On the Part of the House.

The motion prevailed and the recommendations were accepted and ordered printed in the Senate Journal.

APPOINTMENT OF COMMITTEES

President McManus announced the appointment of the following committees:

HIGHWAY STUDY COMMITTEE

In accordance with House Joint Resolution 12, President McManus announced the appointment of the following Senators on the part of the Senate on the highway study committee: Senators Nolan, McCurdy and Hoffman.

IOWA-NEBRASKA BOUNDARY STUDY COMMITTEE

(Senate Joint Resolution 17)

President McManus announced the appointment of Senator Dykhouse on the part of the Senate on the Iowa-Nebraska boundary study committee.

CAPITOL PLANNING COMMISSION

In accordance with Senate Joint Resolution 19, President McManus announced the appointment of the following Senators on the part of the Senate on the capitol planning commission: Senators Lynes and Moore.

PUBLIC ASSISTANCE STUDY COMMITTEE

In accordance with House Joint Resolution 3, President McManus announced the appointment of the following Senators on the part of the Senate on the public assistance study committee: Senators Mincks, O'Malley, Edelen, Schroeder, Evans and Butler.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Schroeder 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 Schroeder, O'Malley and Gilmour.

COMMITTEE TO NOTIFY THE HOUSE

Senator O'Malley 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 O'Malley, Buck and Price.

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 Price reported that the committee appointed to notify the House that the Senate was ready to adjourn sine die had performed its duty.

The report was received and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator Schroeder reported that the committee appointed to notify the Governor that the Senate was ready to adjourn sine die had performed its duty, and that the Governor had sent the following message:

The Honorable Edward J. McManus,
Lieutenant Governor,
President of the Senate,
Fifty-eighth General Assembly,
Local.

HONORABLE MEMBERS OF THE GENERAL ASSEMBLY:

I hereby acknowledge receipt of your official notification that the Fifty-eighth General Assembly stands ready to adjourn sine die, pursuant to Senate Joint Resolution 28.

As the Fifty-eighth General Assembly concludes its deliberations, I wish to commend the members for their many hours of laborious attention to the many proposals submitted for consideration during the session now drawing to a close.

Although the wisdom of legislative action can seldom be fully ascertained until the passage of time has supplied the necessary perspective, the Fifty-eighth General Assembly has enacted legislation that will prove of lasting benefit to the citizens of Iowa.

You are to be commended for your action in repealing the cruel "notice to depart" law, and for the authorization of a modest program of aid to the totally and permanently disabled citizens of our State. Both of these actions express the continued humanitarian concern of the General Assembly for programs to assist the needy members of society.

Legislation passed by the Fifty-eighth General Assembly extending speed limits to daylight hours, establishing minimum and maximum limits on the new interstate system of highways, and setting maximum speed limits on the secondary road system, will be of great value in the State's continuing efforts to reduce highway fatalities. A significant contribution to highway safety was also provided by legislation establishing a highway grade crossing safety fund.

Long-range benefits will also be derived from the action of the Fifty-eighth General Assembly in providing for a special fiscal, administrative, and engineering study of the highway system, and the establishment of responsibility for planning.

The Fifty-eighth General Assembly is also to be commended for its action in providing major appropriations for capital improvements at state institutions and for various projects under the supervision of the Conservation Commission.

The creation of a Civil Defense Administration by the Fifty-eighth General Assembly will permit Iowa to plan and put into effect programs to deal with possible future emergencies. In making the Iowa Commerce Commissioners appointive rather than elective, the General Assembly has taken an important step to facilitate improved administration of State government. The thorough audit of the Gas Tax Division authorized by the Fifty-eighth General Assembly will also provide information and suggestions for improved administration of this important fiscal operation.

While the Fifty-eighth General Assembly has a number of important accomplishments to its credit, candor also requires recognition of several vital areas in which the citizens of Iowa are understandably disappointed.

The failure of the Fifty-eighth General Assembly to take the initial steps required to bring about a fair and equitable pattern of representation in the General Assembly must be considered the major shortcoming of the current session. Under pressures exerted by special interest groups, the General Assembly has defaulted on its responsibilities to the general public.

In the face of continuously rising costs of State government the General Assembly has failed to take steps to provide for desperately needed reorganization to meet the operating conditions of the twentieth century. Failure to enact a Civil Service program for State employees also leaves intact the outdated methods of personnel selection, promotion, and classification.

The reason for the failures noted above are many and varied. But they are not to be discovered by personal recriminations; rather, it is the continuing responsibility of each of us to seek—in good faith—areas of agreement of benefit to all of the citizens of Iowa.

As you return to your homes, I extend to each of you my appreciation for the many courtesies you have shown me. With sincere good wishes for your health and happiness, I am

Respectfully,
/s/ **HERSCHEL C. LOVELESS,**
Governor.

FINAL ADJOURNMENT

In accordance with Senate Concurrent Resolution 28, duly adopted, the hour of 4:00 p.m., May 7, 1959, having arrived, President McManus declared the Senate of the Fifty-eighth General Assembly adjourned sine die.

JOINT CONVENTION

(Journal of March 26, 1959, page 726)

In accordance with Senate Concurrent Resolution 10 duly adopted, the joint convention was called to order by President McManus.

A quorum being present, the Chair declared the joint convention duly organized.

President McManus welcomed the Pioneer Lawmakers and guests and presented Senator Jack Schroeder of Scott County, who on behalf of the members of the Senate of the Fifty-eighth General Assembly said:

Thank you, Mr. President.

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION, MEMBERS OF THE JOINT CONVENTION, LADIES AND GENTLEMEN:

On behalf of your colleagues in the Iowa Senate today I want to extend to each of you pioneer lawmakers a hearty welcome. We pause today to pay tribute to you veteran legislators. You have set the pattern for many of the things that we are doing today.

I only regret that we received news this morning of the heart attack of one of our great pioneer lawmakers, Arch McFarlane, and I know that we all join together in hoping that God will grant him a few more years with us.

You know that today in the Senate we discuss many things I suppose that many of you lawmakers discussed for many years—reapportionment. I suppose that for many of you who come back and see the same issues year after year, it gives you quite a pleasure to think back on the great tribute and the great contribution that you, as individuals, made to the great State of Iowa. I think that you join with me in remembering your days in the legislature as probably some of your most cherished days. One of the most cherished honors that can come to any man or woman in this state is to serve with the fellowship and the dedication with which you have served in the past, and with which we are attempting to serve in the present, by representing the people of Iowa in this General Assembly.

We, the lawmakers of today, commend you, the lawmakers of yesterday, for the forthright and steadfast manner in which you came to grips with the problems which faced you in the assemblies in which you served. We are delighted with your presence in these halls today and may God bless each and everyone of you."

President McManus presented Representative Scott Swisher of Johnson County, who, on behalf of the members of the House of Representatives, said:

HONORED GUESTS, PIONEER LAWMAKERS OF IOWA:

Pioneer, according to Webster's dictionary means: "One who goes before, as into the wilderness; preparing the way for others to follow."

We pay tribute to those who have prepared the way for us to follow. As each generation goes through youth to maturity, each experience is

fresh and new—each happening is for the first time. For the parent who can but observe that the child is learning that which the parent already knows, great indulgence is needed.

So it is, as between you pioneer lawmakers and those of us who occupy your chairs today. The problems we face, the satisfactions, the frustrations, the friendships. You have battled the fiscal matters, gotten us good schools, helped make our institutions for higher education great, gotten us out of the mud, we ask your indulgence as we try to settle the same old issues.

We can but hope that, as pioneer lawmakers, we will be as highly regarded as we regard you. WELCOME.

President McManus presented to the joint convention the Honorable Harold E. Davidson, District Judge, Clarinda, Page County, Iowa, President of the Pioneer Lawmakers Association.

MR. PRESIDENT, MEMBERS OF THE PIONEER LAWMAKERS ASSOCIATION, MEMBERS OF THE FIFTY-EIGHTH GENERAL ASSEMBLY, LADIES AND GENTLEMEN:

I have the distinguished privilege and honor today to present to you still a young man who is a "Pioneer Lawmaker," who is a native of our great state, having been born and raised and spent his lifetime within its borders; a young man who distinguished himself in college and after getting out of college went back to Dubuque, his home county, became one of its most distinguished citizens if not the most distinguished citizen.

Soon after his graduation from law school he was elected to the office of county attorney and served in that capacity with distinction. In 1934 while still a young man, became a member of this House of Representatives, and served in the 1935 session. He was re-elected in 1937 and again in 1939, when he became the majority floor leader of this House. In 1941 his colleagues honored him with the unique distinction of electing him the "Speaker of the House." In 1943, two years later, he was elected Lieutenant Governor of the state, and served with honor and distinction.

Two years later, in 1945, he was elected to the office of Governor, chief executive of the State of Iowa, where he served two terms in this capacity. I think that we can all join in saying that during those two terms as Governor of Iowa, he served all of the people of this state well, creditably and with credit to himself.

So I deem it an extremely fine privilege, a pleasure and a distinguished honor to present to this group today this fine American, Robert D. Blue of Eagle Grove, Wright County, Iowa.

* * *

Thank you, Harold Davidson.

MR. PRESIDENT, MR. SPEAKER, MEMBERS OF THE GENERAL ASSEMBLY, HONORED GUESTS AND FRIENDS:

It is said that the two most important words that a man can ever utter are the two words "I believe." On these two words hinge the success or failure of all human endeavor. Saint Paul states this basic truth in these words: "Now faith is the substance of things hoped for, the evidence of things not seen."

Humanity is caught between the cross fire of two powerful philosophies of government. One is the philosophy of individual capitalism, the other is the philosophy of governmental capitalism. We call it the "cold war."

Some may think that it is something new. Actually, it is one of the oldest facts of life. It is a battle almost without beginning or end. Eliminate the names, the places, the dates, and you find the objectives the same. It is the eternal battle to control the mind of man, and by controlling his mind, control his actions. The weapons are not new. Fear, hate, superstition, prejudice, greed, lies, slander and naked brutal force are the ancient and the modern weapons of materialism and communism. Courage, love, knowledge, fair mindedness, generosity, truth and reason are the weapons of freedom and of a spiritually minded man.

Why am I saying these things to you? Because belief, or attitude, is the keystone on which every social, governmental, economic and religious institution—past, present and future—must rest. Challenged and threatened by communist ideology, fear to some extent, rather than faith, is controlling the minds and the actions of our people today.

We are living in an age of great scientific discovery, and in our fear we turn to science for protection. We can and we must spend large sums for national defense and scientific research, but guided missiles, atomic bombs and space ships alone cannot save us. While we are probing into the mysteries of space, let us not neglect exploring and strengthening our attitudes and our faith. One of our great psychologists has said: "The greatest discovery in our day is that, by changing our attitudes, we can change our lives."

This nation was born in faith. The signers of the Declaration of Independence said: "With a firm reliance on the protection of Divine Providence, we mutually pledge to each other our lives, our fortunes and our sacred honor." And that indeed is what they gave to us. The attitude of Washington before that vital crossing of the Delaware is disclosed by the watchword of the night: "Victory or death." It was Lincoln's attitude as revealed in his words and his actions that saved this nation from dissolution.

In one section of India the people worship the earth as their mother and will not permit a plow to be used, the ground to be cultivated; in other sections the sacred cow consumes the produce of the land while the people hunger.

The record of the turncoats in Korea and others has raised a question in the minds of at least our military leaders as to how clear, and how firm is the attitude of our younger generation about our form of government. Are we neglecting to emphasize to our own people and to those of other nations, that modern capitalism is a totally different capitalism than the European capitalism of the day of Karl Marx, and how it is different?

I believe that we could profit by some adaptation of the communist technique of self-criticism by engaging in a period of discussion of the basic moral values and the social and economic processes upon which our society is founded. For example, we might contrast the profit motive of the capitalistic corporation with the service motive of the literally thousands of non-profit organizations of this nation. Withdraw the non-profit organizations, the churches, the YMCA, the Boy Scouts and the dozens of other organizations I might name, from our social structure and it would be drastically altered. It is said that it is better to debate a matter, even though it be not settled, than to settle a matter without debate. So for a few moments I want to briefly discuss some of our attitudes and to restate some basic truths.

What is our attitude about government? Americans have great faith in law, but law is mere frozen morality. It is sterile, it is unproductive, it can never be a substitute for moral principle and the action of the indi-

vidual. Legal morality may rest upon the shifting sands of expediency or the bedrock of individual and collective moral conscience.

As a legislator, you may base your vote primarily upon the next election and thus become the politician which the conscientious public scorns; or you may base your action upon the welfare of the next generation and become, to a greater or lesser degree, the statesman that the public reveres.

Good laws, my friends, merely make good government possible—they can never guarantee good government. The attitude of the administrator, therefore, becomes most important in the success of any law. Behind the administrator is the attitude of the public. The slaughter upon our highways will never end until the attitude of the public toward a motor vehicle is changed. The law which deters because of fear of a penalty is indeed a poor substitute for reverence for the commandment "Thou shalt not kill."

The attitude of the administrator is determined by his education, by his experience, and by public conscience. It therefore becomes a matter of vital importance in a representative government that every voter and every administrator be well grounded in the fundamental principles of government and of history. Although there is substantial improvement, a study of the required courses of instruction and those which are elective indicates that a large segment of our society is not getting this training. Let no one underestimate the importance of this matter, either to our national security or to good government.

It was the attitude of men like Benedict Arnold, Aaron Burr and others who placed personnel advancement and gain over loyalty that from time to time has placed our national life in jeopardy. It was the attitude of self-sacrifice and loyalty of Adams, Washington, Lincoln, Wilson and Eisenhower and a host of others that has made and that has saved this nation. Law alone, such as law barring communism, will not save us. Neither will oaths of loyalty. Nevertheless, the attitude of students and scientists alike toward loyalty oaths is disturbing.

The President of the United States, as well as the notary public, must take an oath of loyalty. The witness in the court and the guardian of the minor likewise take an oath. Without loyalty, our nation will disintegrate.

We need a better understanding of the purpose of oaths. Intellectual liberty is being confused with license. Lincoln said: "The world has never had a good definition of the word 'liberty', and the American people just now are much in need of one." In today's work, the attitude of the scientist can be as important as that of a president or a general.

What is our attitude toward education? Has it become a household god? It can help, but it alone cannot save us. A diploma is a poor substitute for knowledge and for good judgment.

Our attitude has changed and is changing. Once the eighth grade was the goal. Recently it has been the high school; it is rapidly becoming the college. Once, the student who failed was held back or dropped from the school. In too many places the standards have been lowered.

I believe that the present policy of retaining the mentally slow child in school to learn what he can is good, but let's stop kidding the child and his parents. High school diplomas are often little more than certificates of attendance, rather than certificates of academic achievement. It might be well for us to consider giving diplomas for college entrance preparation, and others for shop, agriculture, business practice and home making. It should be the basic purpose of school to provide an education, rather than to provide a social and athletic center.

It is the attitude of the parents, and of business interests, rather than the attitude of the teachers, that has created the present situation. The public should recognize its responsibility. The schools will put forth greater effort on academic achievement when the attitude of the public demands such an emphasis.

During the recent months there has been building up a dangerous attitude toward agriculture. The public is being told by administrators, and the press, of the high cost. Only this week Iowa's own Leo Hoegh, Civil Defense Director, told me that the funds invested in strategic raw materials are nearly as great as the amount invested in surplus foods. But these comparisons are not being made public.

Agricultural costs are seldom compared with cost to the government of the high depreciation rates enjoyed by the oil industry, or the huge indirect subsidies given to both labor and industry in the form of defense contracts, and by both the social security and the unemployment acts. Agriculture has only recently become eligible for social security benefits, and still has no protection from unemployment.

While the unit price to the food producer has been decreasing, the processing cost per unit has been increasing. A large part of the near-stability in the cost of living has been achieved in a substantial degree at the expense of the farmer by reducing the sale price of the unit of unprocessed foods. No comparison is made for public consumption of the cost of obsolete armament, running into billions of dollars.

Public conscience is not offended by melting down an old battleship, but we are too close to the age-old problem of famine to consider corn and wheat as so much phosphate, potash and nitrogen, and return the surplus to the soil where the elements can be used again in accordance with the laws of nature to provide new food, just as we melt down the old battleships to provide steel for fabrication into hundred of new shapes.

The ambitions of our farm organizations and the single-track minds of our agricultural scientists are personally responsible for many of our agricultural problems. Unless their attitudes change, the producing farmer will continue to receive less than a fair share of the national income.

It might be profitable to spend more research time on the economic problems of agriculture. Wool was the product that played a vital part in destroying the feudal system of old England. I wish I did, but I do not have the time to tell you the story.

Cotton is playing an equally vital role in our history. The cotton gin led to the perpetuation of slavery. Slavery led to the Civil War. The Civil War led to the Solid South and to the problems of segregation. The Solid South supported the agricultural program that priced cotton out of the world market.

Southern land was shifted to grass, grain and livestock production in competition with the Middle West. At the same time that we lost a substantial part of our world market for cotton, cotton production was increased in the Middle East, and thus Nasser was able to trade cotton to Russia for arms. These arms in turn led to the Suez trouble, and fanned age-old conflicts of the Middle East into flame. Economic chain reaction was at work, and our dangers increased.

Agriculture is a part of our complex social and economic system, both at the national and international level. We must cease considering it as a separate problem. Let the experts and the press spend more time discussing the inter-relationships of agriculture to our total economy, and less time on the techniques of production.

The producing farmer cannot forever continue to exist in an economic structure where he must sell the product that he raises in a market governed by the law of supply and demand, and purchase the product for family consumption and business operation in a market where labor rates are determined by collective bargaining, and the sale prices are determined by fair trade laws and oft-times the industrial leader and the labor leader act in collusion. He cannot continue to exist in an economic climate where the returns for his labor and his product are constantly being deflated in value, while the things he must buy are constantly being inflated in value.

The industrial might of Russia today was built in a substantial part by the seizure of the Kulak's land without compensation and the confiscation of all or a large part of his produce. Are we doing the same thing in the United States? Researchers might well be asked to determine what part of the dividends on stock, and what part of the increase in the value of stock, can be fairly attributed to the inequitable share of the national income received by the farmer for his product. The laborer is worthy of his hire, and so is the farmer. We must revise our attitudes toward agriculture.

Under our theory of the division of powers of government there is a tendency to place more stress upon the attitude of individuals in the executive and legislative branches of our government than on the judicial branch. In a sense, this constitutes a very high tribute to the ethical standards of our judiciary. Inevitably, however, in a government of divided powers there is a tendency of one branch to trespass in the legitimate field of authority of another branch, and there is a constant need for alertness and the re-defining of the boundaries of authority.

In recent years in Iowa the Budget and Financial Control Committee, which originated primarily as a study committee, has tended to usurp authority which belongs primarily to the Executive Council. There is a constant and natural jealousy between the legislative and executive branches of government. Too often the candidate for executive office is apt to campaign on the theory that he can change the law, as opposed to the doctrine that it is his province to propose needed changes and the basic responsibility of the Legislature to enact the law. The public, unfortunately, tends to accept the former doctrine.

During the last several months the federal Supreme Court has found a number of its decisions under critical scrutiny. Criticism has come from no less distinguished bodies than the Association of Justices of the State Supreme Courts, and from the American Bar Association. The criticism is to the alleged attitude of the Court toward the rights of states to protect themselves in certain areas such as state legislation against subversive activities, the removal of the authority of the state and local governments in educational matters, and by the narrow legalistic construction of the Acts of Congress, and by sometimes placing what seems like undue emphasis and burdens upon law-enforcing officials in criminal cases while at the same time giving reasonable and proper protection to the rights of individuals in criminal cases where public security is involved.

Concededly, judicial interpretation of the statutes will contain a certain amount of legislative flavor, but it is of basic importance that the integrity of state governments be preserved and the proper prerogatives of the legislative branches of both the State and Federal Governments, be conscientiously respected by the courts. This is an area in which we can spend some time in self-examination of our attitudes.

Lenin is supposed to have declared that the best way to destroy the

Capitalistic system is to debauch its currency. We live in a time when we should engage in a great economic debate such as went on over the silver issue in the day of Bryan.

What is our attitude toward inflation? Toward a balanced budget? Toward the devaluation of our currency? Are our labor leaders leading our workmen down the Pied Piper road to where they will be pricing themselves out of the world market, even as the cotton farmer prices himself out of the world market? Great new steel industries are arising in France, West Germany, Japan, Italy, Russia and even China. It has been possible to deliver to a warehouse in Cleveland barbed wire made in Germany at a cost of \$40 less per ton than the cost of the same wire made right in Cleveland.

A flood of foreign cars from England, France, Germany, Italy and Japan are invading the American market at a time when automotive workers in Detroit remain out of work. German typewriters, English bicycles and Japanese cameras are more than competitive. Even the giants of American industry have failed to meet the competitive bids of foreign producers for heavy power equipment being purchased for use at federally subsidized power installations. In the last year alone, the flight of gold from this country amounted to more than two billions of dollars.

The primary duty of any government is to maintain order at home, peace with other countries, and to provide an equitable and stable economic system. Even so great a liberal as Lord Beveridge, author of the English "Cradle to the Grave" security program, recognized this problem. He said: "Stable money is the basis of industrial liberty and responsibility of each citizen for planning and managing his own life and the lives of his dependents. In a free society, to keep money stable is an inescapable duty of the state to its citizens."

Inflation is a species of robbery. Men who would bitterly denounce the man who robs the poor box at the church or defrauds the widow and the orphan will unblushingly proclaim the justice of creeping inflation as a necessity for maintaining full employment, with, of course, the important by-product of winning the next election. I can justify mortgaging my future or their future in order to provide myself with present unearned luxuries or to avoid some degree of self-denial.

Inflation plunged Germany into economic chaos after World War I. Within 30 days after an American election had made it clear that the United States would not support the London Economic Conference, Hitler came into power in Germany and World War II was virtually assured.

A host of problems led to such inflation in France that government bonds and private loans were tied to the increase of the cost of living and it became necessary to give dictatorial powers to De Gaulle to restore order, and then there followed a period of currency devaluation.

In Argentina, Dictator Peron maintained himself in power by frequent unearned wage increases to labor. He bankrupted the country, and in a land famed for its cattle the beefsteak has become a luxury. Every major city in the United States is confronted with budgetary problems. Certainly the practical bankruptcy of the wealthy state of Michigan should be a danger signal for all to heed.

Adam Smith, the father of economic science, says: "Where National debts have once been accumulated to a certain degree there is scarcely, I believe, a single instance of their having been fairly and completely paid. The liberation of the public revenue has always been brought about by bankruptcy; sometimes by an avowed one, but always by a real one, though frequently by a pretended payment.

"The raising of the denomination of the coin has been the most usual

expedient by which a real public bankruptcy has been disguised under the appearance of pretended payment."

It is thought-provoking that while the Soviets are constantly increasing the use of the profit motive and devoting a large part of production to capital structure, the free world, through inflation and taxation, the security program, is reducing the incentive to work and to save.

Carthage was the greatest trading city in the ancient world. Across the blue Mediterranean lay the ambitious Rome. More intent on commerce and self-indulgence, Carthage was defeated at the end of the third Punic War. Today only the shifting sands mark the place where that once proud city stood, and nearly all we know about her we learn from the writings of her enemy.

Rome became the greatest power on earth. Twice during the Punic Wars she devaluated her currency by half, but she perished because of corruption and self-indulgence within, not because of the extent of the enemies without. Every modern dictator has corrupted the people with their own tax money to maintain himself in power.

What are we doing? What is our attitude toward appropriating the estates of the widows, the orphans and the aged, and the trust funds of our non-profit institutions, by inflation, in order to avoid paying for our luxuries today? What is the American attitude? Is government the servant and the people the master, or is government the master and the people the servants? Shall the people support the Government or the Government support the people? Shall we pay lip service to private capitalism and practice state capitalism? Shall we profess belief in equality and practice segregation? Have we made our attitude toward colonialism crystal clear to the people of Asia and Africa, or are we hedging because of our friendship with England and France? What the people of Africa and Asia believe is our position about colonialism is of vital importance to our success in Berlin, in the Middle East, and throughout the whole world.

Is it better to subsidize under-developed countries with money, or to give them know-how? New knowledge and new machines are rapidly changing both agriculture and industry at home. Africa and Asia are in revolt against colonialism, aflame with nationalism. We urgently need to re-examine our attitudes toward both our domestic problems and our international problems. A change in attitude can change the world.

Tomorrow is the anniversary of the passion and the death of the greatest man who ever lived. A single man, Jesus Christ, a lowly Judean carpenter, by his attitude changed and is changing the world in which we live. When He faced the hour of decision in the Garden of Gethsemane he prayed, "Oh, my Father, if this cup may not pass away from Me except I drink it, Thy will be done."

We may be the doubting Thomas, we may be the timid Peter, or we can become the courageous Peter, and we can become the rock upon which a world of freedom and a world of peace can be built.

America cannot accept the privileges of wealth and of world leadership without accepting the responsibilities of wealth and leadership. If the world is to be saved, if we are to be saved, our attitudes shall be as important or more important than our missiles. Yes, Saint Paul was right, "Now faith is the substance of things hoped for, the evidence of things not seen."

What, my friends, do you believe? What do we believe?

McNeal of Wright County moved that the joint convention be now dissolved, which motion prevailed.

SENATE BILLS APPROVED AFTER SESSION

The following list shows the Senate Files approved by the Governor after the close of the session, with the date of approval:

Senate File 375, relating to the duties of the State Highway Commission. Approved May 15, 1959.

Senate File 463, relating to the suspension of licenses to operate motor vehicles. Approved May 15, 1959.

Senate File 532, relating to an appropriation from the General Fund of the State of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for various departments and various divisions thereof, of the State of Iowa, for the purposes provided by law, and relating to the judicial and peace officers' retirement systems and to salaries of various statutory positions, and to the transfer of the Gardner Log Cabin and previously appropriated funds to the State Historical Society, and to the striking of a portion of Section 321.163, Code 1958, and to amend Section 80.8, Code 1958, relating to compensation of highway patrolmen. Approved May 15, 1959.

Senate File 420, relating to employment security and the determination and payment of unemployment compensation benefits, so as to provide for increased weekly benefits up to a maximum of \$44 per week taking into consideration family status and number of dependents, and up to 26 weeks duration; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of certain disqualification provisions. Approved June 2, 1959.

IN MEMORIAM

Senate

CLARENCE L. CLARK	October 6, 1877-February 8, 1958
GEORGE M. CLEARMAN.....	October 5, 1870-November 5, 1955
LANT H. DORAN.....	May 4, 1893-January 10, 1959
LLOYD ELLIS.....	May 29, 1883-May 18, 1958
JAMES J. GILLESPIE.....	May 13, 1892-February 16, 1959
OTTO E. GUNDERSON.....	February 25, 1875-January 25, 1958
JAMES F. JOHNSTON.....	April 25, 1875-November 6, 1958
FLOYD JONES.....	November 14, 1899-October 11, 1958
WILLIAM E. MCLELAND.....	April 16, 1867-February 7, 1958
HALLECK J. MANTZ.....	September 23, 1877-November 14, 1958
ROSS R. MOWRY.....	March 5, 1882-September 28, 1957
THOMAS W. MULLANEY.....	March 26, 1883-August 2, 1958
TOM E. MURRAY.....	August 21, 1891-May 9, 1958
CAROLYN CAMPBELL PENDRAY.....	December 9, 1881-November 23, 1958
FRED J. RITCHIE.....	February 12, 1879-July 15, 1957
THOMAS J. B. ROBINSON.....	August 12, 1868-January 27, 1958
LORIN B. SAYRE.....	October 16, 1882-June 23, 1957
J. M. TUDOR.....	November 4, 1887-March 31, 1958
W. OLIVER TURNER.....	July 12, 1885-September 12, 1958
HARRY E. WATSON.....	June 27, 1906-December 1, 1958

MEMORIALS

CLARENCE L. CLARK

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Clarence L. Clark, begs leave to submit the following:

Honorable Clarence L. Clark was born at Corydon, Wayne County, Iowa, on the 6th day of October, 1877, and died February 8, 1958. He was one of the most industrious and best informed men the State of Iowa has ever produced. After graduating from the public schools of Wayne County, he entered Northwestern University at Evanston, Illinois, and was graduated from the College of Liberal Arts. He was married to Bertha Sproatt at Corydon, Iowa, on the 2nd day of January, 1902.

Senator Clark spent his entire life in Corydon, Iowa, where he was actively engaged in business, first with his father and later as an abstractor of titles in Wayne County. He was always interested in community activities and was responsible for many improvements. He was a member of the Board of Governors of the Iowa Gladiolus Society; a director in the Iowa State Horticulture Society and the Wayne County Agricultural Society. He was a past president of the Iowa Title Association and president of the Corydon State Bank. He served on the Corydon town council, the park board and was a member of the Legislature for six years, serving in the lower House until he was elected to the Senate from the Wayne-Lucas District in which capacity he served in the Forty-ninth, Fiftieth and Fifty-first General Assemblies.

He was instrumental in the formation of the Corydon Rotary Club, served as club president and was an active member at the time of his death. He was a thirty-second degree Mason and received his Fifty Year Certificate from the Corydon Lodge A. F. & A. M. in 1951.

He was a presidential elector and helped cast the vote of Iowa in the electoral college for Dwight D. Eisenhower for President in 1952.

His interest in agriculture and his work in 4-H activities, Gladiolus Societies and the Wayne County Fair led him to acquire one of the widest known and most remarkable public careers in the community. During his service in the Legislature, he was recognized as one of the outstanding men in the service of the State of Iowa, and throughout his life he enjoyed the respect and confidence of his fellowmen.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Clarence L. Clarke the State of Iowa has lost a valuable and honorable citizen and a faithful public servant whose counsel will be missed.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the surviving widow, Mrs. Clarence L. Clark, Corydon, Iowa.

W. C. STUART,
GENE L. HOFFMAN,
J. LOUIS FISHER,

Committee.

The resolution was unanimously adopted.

GEORGE M. CLEARMAN

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late George M. Clearman, begs leave to submit the following:

The Honorable George M. Clearman, son of Albert and Sarah Ives Clearman, was born on October 5, 1870, on a farm in Johnson County, Iowa and lived his entire life within a mile of his birthplace. He passed away on November 5, 1955, at the age of 85 years.

On December 13, 1892, Mr. Clearman was united in marriage to Miss Essie Summerhays at Oxford, Iowa. She passed away in 1902. On August 25, 1907, he was married to Miss Grace Duty who also preceded him in death.

Mr. Clearman served two full terms in the Iowa State Senate, from 1925 through 1933, representing the Twenty-fifth Senatorial District consisting of Iowa and Johnson Counties. He was a member of the church vestry of the Trinity Episcopal Church in Iowa City for over thirty years, a member of the board of the Mary O. Coldren Home in Iowa City, a member of the Masonic Lodge at Oxford for fifty-eight years, a thirty-second degree Mason, a member of the Kaaba Shrine at Davenport, a member of the Palestine Commandery and Consistory in Iowa City and the order of Eastern Star at Oxford.

Mr. Clearman is survived by one daughter, Mrs. Stella Swanson of Oxford, Iowa, and two sons, Ray Clearman of Des Moines, Iowa, and Harold A. Clearman of Oxford, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable George M. Clearman the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

D. C. NOLAN,
GEORGE E. O'MALLEY,
DAVID O. SHAFF,

Committee.

The resolution was unanimously adopted.

 LANT H. DORAN

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life and public service of the late Lant H. Doran of Boone County, Iowa, begs leave to submit the following:

Lant H. Doran was born in Beaver, Iowa, on the 4th day of May, 1893, the son of Justin R. and Olive F. Doran, being one of thirteen children. He was a graduate of the Beaver public school and of the Drake University Law School. He served as a field artilleryman in World War I. He began law practice in Boone after his graduation from Drake in 1920 and continued as a prominent attorney there until his death. He was widely known

as a trial attorney. He was a member of the American and Iowa Bar Associations, the American Legion, A.F. & A.M., B.P.O.E., K.P., A.T.O. fraternity, and the Lions Club of Boone.

Senator Doran was married to De Elda Kinson of Minneapolis, Minnesota, and was the father of three children. He died at the Iowa Methodist Hospital, Des Moines, Iowa, on January 10, 1959, at the age of 65. Survivors are his widow, three sisters, three brothers, two sons, Dr. John R. Doran of Ames and William K. Doran of Boone, and one daughter, Mrs. Jaqueline Erbe, wife of Iowa Attorney General Norman Erbe.

Senator Doran was elected to the Iowa Senate from the Thirty-first District and served in the Forty-third, Forty-fourth, Forty-seventh, and Forty-eighth General Assemblies. His father had previously served as a member of the Iowa House and Senate for several terms.

Senator Doran was one of the most colorful orators in the Senate. He proposed repeal of the Iowa blue laws on Sunday observance, and was chairman of the Legislative Interim Committee at one time.

Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Lant H. Doran, the state has lost a valuable, loyal, and honorable citizen and one who has contributed unselfishly to his country, state and nation.

Be It Further Resolved: That a copy of this resolution be spread 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.

CARL H. RINGGENBERG,
GEORGE E. O'MALLEY,
JOHN A. WALKER,

Committee.

The resolution was unanimously adopted.

LLOYD ELLIS

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Lloyd Ellis, begs leave to submit the following.

Lloyd Ellis was born on May 29, 1883, in Appanoose County, Iowa, where he spent most of his life. After attending the public schools there, he was graduated from the Divinity School of Drake University at Des Moines, Iowa, receiving both an A.B. and an A.M. degree.

He was united in marriage to Blanche McCoy, daughter of F. M. and Lyda McCoy. They adopted two daughters, Helen Virginia and Betty Jeanne.

Mr. Ellis was a minister of the Christian Church in Appanoose County, Chariton, Iowa and Fayetteville, Arkansas, receiving a forty year service pin. In later life, he moved to New Mexico where he remained active in the ministry.

In 1924, he was elected to the Iowa State Senate on the Democratic ticket and served there during the Forty-first, Forty-second and Forty-

second Extra General Assemblies. He was active in the American Legion and was a Knight Templar Mason, being a member of the Masonic Lodge for forty years.

Mr. Ellis passed away at Tularosa, New Mexico on May 18, 1958. He is survived by his wife, Blanche, of Tularosa, New Mexico and his two daughters, Mrs. Don J. (Helen Virginia) Wissler of Des Moines, Iowa and Mrs. Howard (Betty Jeanne) Johnson of Keokuk, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Lloyd Ellis the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

GENE L. HOFFMAN,
JAKE B. MINCKS,
NORVAL B. EVANS,

Committee.

The resolution was unanimously adopted.

JAMES J. GILLESPIE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late James J. Gillespie, Des Moines, Polk County, Iowa, begs leave to submit the following:

James J. Gillespie was born at Scranton, Greene County, Iowa, May 13, 1892, the son of Dr. John J. and Margaret McCune Gillespie. He was reared in Des Moines and was educated in the Des Moines schools. He studied pharmacy and pre-medics at Highland Park College and Drake University in Des Moines.

Jim, as he was known to his host of friends, operated his first drug store on the corner of Seventh and Locust Street. He continued to operate various drugstores in Des Moines for many years before retiring because of ill health. He was active in civic affairs and in retail associations and was a past president of the Iowa Pharmaceutical Association.

Mr. Gillespie served as State Senator from Polk County in 1936 and 1937, being the first Democrat to hold that office in eighty years. He later served as United States Marshal from 1941 to 1950.

Mr. Gillespie was a member of St. John's Catholic Church, St. John's Holy Name Society, and the fourth degree Knights of Columbus. A veteran of World War I, he was a charter member of Argonne Post of the American Legion.

Death came to Mr. Gillespie at his home in Des Moines on Monday, February 16, 1959. He is survived by his widow Bess, a daughter Betty (Mrs. E. J. Oakes), a sister Mary (Mrs. E. C. Noyes), a half brother Charles W. Gilbride and three grandchildren all of Des Moines.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly of Iowa: That in the passing of the Honorable James J. Gillespie, the state has lost an able and honored citizen and the Senate tenders by this resolution its sincere sympathy to the surviving members of his family in their sorrow.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

GEORGE E. O'MALLEY,
D. C. NOLAN,
FRANK C. BYERS,

Committee.

The resolution was unanimously adopted.

OTTO E. GUNDERSON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Otto E. Gunderson, begs leave to submit the following:

Otto E. Gunderson was born in Worth County on February 25, 1875, the son of Edward and Olivia Kalgaarden Gunderson, who had come to the United States from Norway. He was married to Gunine Finesgaard on April 19, 1897, in Kenyon, Minnesota.

Mr. Gunderson passed away at the Forest City Municipal Hospital in Forest City, Iowa on January 25, 1958. Surviving members of his family include a daughter, Esther Gunderson of Forest City, Iowa and a son, Lieutenant Colonel Harvey Gunderson of Fort Meade, Maryland, two grandchildren and one great-grandchild.

After farming with his father for a year in Worth County, Mr. Gunderson established his own store in Kensett, Iowa which he operated for three years. He then moved to Hanlontown where he operated a store for another three years before being named County Superintendent of Schools for Worth County in 1904. He held this position for nine years, during which time he lived in Northwood, Iowa.

In 1913, Mr. Gunderson moved to Forest City, Iowa to accept the position of assistant cashier of the Forest City National Bank. He was associated with the bank until 1928 when he resigned to devote his time to politics, having been elected State Senator from this district in 1923. He served in the Senate of the Iowa General Assembly for two four-year terms.

Following his service in the State Legislature, Mr. Gunderson was named postmaster in 1932 and continued in that position through 1936. In that year, he organized the Forest City Farm Loan Association which handles federal land bank loans in Winnebago and Hancock Counties, and served as its first secretary. During these years, Mr. Gunderson served as Republican County Chairman for Winnebago County for six years and was a delegate to the National Republican Convention of 1940 in Philadelphia.

Mr. Gunderson was a member of the Immanuel Lutheran Church of Forest City, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Otto E. Gunderson, the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of his family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

JACOB GRIMSTEAD,
WALTER E. EDELEN,
DUANE E. DEWEL,
Committee.

The resolution was unanimously adopted.

JAMES F. JOHNSTON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late James F. Johnston, begs leave to submit the following:

James F. Johnston was born in Lucas county, Iowa, April 25, 1875. He lived his entire life in this county until a fatal accident took his life on November 6, 1958.

He was educated in rural schools, the old Western Normal, and Simpson College, Indianola, Iowa.

Mr. Johnston was a Methodist. He was for three years a member of the board of supervisors of Lucas county.

For several years, he spent the winters teaching and the summers in farming and stock raising. Later, he devoted full time to his agricultural interests.

Mr. Johnston was a Republican and as such was first elected State Representative from Lucas county in 1924 and served in the Thirty-sixth and Thirty-seventh General Assemblies. In 1920, he was elected Senator from the fourth district representing Lucas and Wayne counties, where he served in the Thirty-ninth, Fortieth and Fortieth Extra General Assemblies. Again in 1935, he served in the Forty-sixth General Assembly as Lucas county's representative.

Mr. Johnston is survived by a brother, Charles M. Johnston of Zanesville, Ohio, and four sisters, Lida R. Shore, Florence V. Prior, Bernice Johnston, and Nora Johnston of Chariton, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of James F. Johnston, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

J. LOUIS FISHER,
GENE L. HOFFMAN,
W. C. STUART,

Committee.

The resolution was unanimously adopted.

FLOYD JONES

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Floyd Jones, begs leave to submit the following:

Floyd Jones was born in Chariton, Lucas county, Iowa on November 14, 1899, the son of Arden and Eva Jones.

His parents moved to Clarke county and it was there he grew to manhood. He attended the schools in Osceola. He was married to Elizabeth Tice and to this union one son, Alfred Eugene, was born.

Mr. Jones farmed for fourteen years, served four terms as Clarke county auditor and served in World War I. He was a member of the Osceola school board for ten years. For several years he operated a cafe in Osceola. He was a member of the Methodist church, the American Legion, the Farm Bureau, the Clarke County Board of Supervisors and the Republican party.

In 1940 and 1944, Mr. Jones was elected to the Senate from the Eleventh District, representing Clarke and Warren counties, and served there during the Forty-ninth, Fiftieth, Fiftieth Extra and Fifty-first General Assemblies.

Mr. Jones passed away in Clarinda, Iowa on October 11, 1958. He was preceded in death by his wife and is survived by his son, a daughter-in-law and three grandsons who live in Osceola, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of Floyd Jones, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

J. LOUIS FISHER,
X. T. PRENTIS,
RAYMOND R. GILLESPIE,

Committee.

The resolution was unanimously adopted.

WILLIAM E. McLELAND

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late William E. McLeland, begs leave to submit the following:

William E. McLeland was born April 16, 1867, in Van Buren County, Iowa, the son of Nathaniel and Jemima McLeland. In 1869, he moved with his parents to the Prairieville Community near Marshalltown where he received his early education. When he was sixteen years of age, the family moved to Marshalltown where he attended the Marshalltown High School and worked with his father as a carpenter. Two years later, the family moved back to the farm and he continued to farm the home place after his father's death.

In 1889, William McLeland was married to Minnie M. Robinson. To them were born two sons, Robert of Albion and John of Liscomb, and two daughters, Mrs. Arthur Harris of Mason City and Mrs. L. R. Boomhower. Preceding him in death were his wife and daughter, Mrs. L. R. Boomhower.

In 1902, Mr. McLeland was elected Marshall County Auditor in which office he served four years. Later, in 1917, he was appointed to an unexpired term, following which he was again elected Marshall County Auditor.

In 1924, and again in 1928, Mr. McLeland was elected to the State Senate. During the Forty-fourth General Assembly, he served as president pro tempore of the Senate.

Mr. McLeland was active in his community as president of the consolidated school board in his district, as secretary of the local exemption board during World War I, as an official in a number of township offices, and as secretary of the Iowa Valley Mutual Insurance Company for twenty-seven years. He was a member of the Christian church, the Marshall County Farm Bureau and the Republican Party.

William McLeland passed away at the home of his daughter, Mrs. Arthur Harris of Mason City, on February 7, 1958, at the age of ninety. In addition to his daughter and two sons, he is survived by seven grandchildren and fourteen great grandchildren.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable William E. McLeland, our state has lost a fine citizen whose service to his community and whose representation of the citizens of Marshall County in the State Legislature have been most commendable and valuable.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of Mr. McLeland's family.

HOWARD C. BUCK,
EUGENE M. HILL,
LAWRENCE PUTNEY,

Committee.

The resolution was unanimously adopted.

HALLECK J. MANTZ

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Halleck J. Mantz, begs leave to submit the following:

Halleck J. Mantz was born in Iowa county on September 23, 1877, the son of Samuel and Harriet Mantz. He received his law degree from Drake University, Des Moines, Iowa in 1904, after attending the public schools in Audubon and teaching in the rural schools for three years.

On August 27, 1910, Mr. Mantz was married to Dorothy Sandberg in Kansas City, Missouri. He began the practice of law in Audubon, taking an active part in civic and governmental affairs. He served as county attorney from 1909 until 1913, was twice elected mayor of Audubon and was a Republican member of the House of Representatives in the Thirty-seventh and Thirty-eighth General Assemblies. He was elected to the Senate from the Seventeenth District and served there during the Thirty-ninth, Fortieth and Fortieth Extra sessions. He became judge of the Fifteenth Judicial District in 1925 and Supreme Court Justice in 1943, serving until his resignation in 1953.

Mr. Mantz belonged to the Masonic fraternity and was a member of the First Presbyterian church of Audubon, Iowa.

On November 14, 1958, Mr. Mantz passed away at Guthrie Center, Iowa. He is survived by his wife, one son, Paul of Van Nuys California, and a daughter, Mrs. Gordon Luce of Albuquerque, New Mexico.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of Halleck J. Mantz, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

GERALD W. PRINCE,
PETER F. HANSEN,
JOHN D. SHOEMAN,

Committee.

The resolution was unanimously adopted.

ROSS R. MOWRY

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Ross R. Mowry, begs leave to submit the following:

The Honorable Ross R. Mowry was born on March 5, 1882, in Baxter, Iowa, the son of John F. and Louisa Wilkins Mowry. He passed away on September 28, 1957.

Mr. Mowry received his law degree from the State University of Iowa in 1903 and was admitted to the practice of law in Iowa the same year.

On September 17, 1908, he was married to Edith Mathews, who preceded him in death.

Mr. Mowry was a member of the law firm of Mowry and Cross in Newton, Iowa from 1904 until 1910, was prosecuting attorney in Jasper County from 1911 until 1915, and was assistant Attorney General of Iowa in 1916. He was a member of both the Iowa and American Bar Associations, and served two terms in the Senate of the Iowa General Assembly from 1939 until 1946.

At the time of his death, Mr. Mowry was considered to be probably the greatest historian living in Jasper County.

Mr. Mowry is survived by two daughters, Virginia of New York City and Gertrude, Mrs. William Spaulding, of Wakefield, Massachusetts.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Ross R. Mowry, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

EUGENE M. HILL,
CARROLL PRICE,
X. T. PRENTIS,

Committee.

The resolution was unanimously adopted.

THOMAS W. MULLANEY

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Thomas W. Mullaney, begs leave to submit the following:

Thomas W. Mullaney was born March 26, 1888, on a farm near Waukon, Iowa, and lived in that vicinity all of his life. He received his early education in rural schools and attended Waukon Business College and studied law. He was a member of St. Patrick's Catholic church and the Knights of Columbus.

On November 27, 1923, he was united in marriage to Miss Mary Agnes Lydon. To them were born four children.

Mr. Mullaney was a farmer, stock breeder, auctioneer and former mayor of Waukon.

In 1934, Mr. Mullaney was elected to the Senate of the Iowa General Assembly representing the Fortieth District, composed of Allamakee and Fayette counties, and served there during the Forty-fifth, Forty-fifth Extra and Forty-sixth General Assemblies.

Mr. Mullaney passed away at Waukon, Iowa on August 2, 1968. He is survived by his wife, Mary, three daughters, Mary Patricia (Mrs. R. C. Riehle) of Des Moines, Iowa, Loretta (Mrs. James Showers) and Ellen

Mullaney, both of Cedar Rapids, Iowa, six grandchildren and three sisters. A son, Thomas W., Jr., was killed in an auto accident three weeks after his father's death.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly of Iowa: That in the passing of the Honorable Thomas W. Mullaney, the state of Iowa has lost an able and honored citizen and the Senate tenders, by this resolution, its sincere sympathy to the surviving members of his family in their sorrow.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

GEORGE L. SCOTT,
J. J. O'CONNOR,
R. R. RIGLER,
LYNN POTTER,

Committee.

The resolution was unanimously adopted.

TOM E. MURRAY

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Tom E. Murray, begs leave to submit the following:

Tom E. Murray was born at Little Sioux, Iowa on August 21, 1891. He was graduated from the State University of Iowa, College of Law, in 1923, where he was All-Senior President and also president of Phi Alpha Delta. From 1923 until 1924, he practiced law in Little Sioux, Iowa; from 1924 until 1925 in Sioux City, Iowa with the law firm of Walter and Loepp; from 1925 until 1933 in his own law office in Sioux City. He was first assistant county attorney in Woodbury county from 1933 until 1937.

Mr. Murray, a Democrat, was elected to the Iowa State Senate from the Thirty-second District and served there during the Forty-seventh General Assembly. He resigned from his Senate seat when nominated for District Judge of the Fourth Judicial District, but was not successful in the general election of 1938. From 1943 until 1944, he was Chief Counsel for the Office of Price Administration in the Sioux City District; from 1944 until 1953, he served as Area Rent Director for the office of Rent Control in Sioux City and was city attorney for Sioux City from 1954 until his death.

He was a member of both the Sioux City and the Iowa Bar Associations, was the first president of the Morningside Commercial Club, was a member of Tyrian Lodge 508, A.F. & A.M. in Sioux City, Iowa, the Sioux City Consistory and the Abu Bekr Shrine.

The Honorable Tom E. Murray passed away in Sioux City, Iowa on May 9, 1958. He is survived by his wife and one daughter, Anne.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Tom E. Murray the state has lost a valuable, loyal and honored citizen, and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to each member of his family.

JACK MILLER,
LEROY GETTING,
J. T. DYKHOUSE,

Committee.

The resolution was unanimously adopted.

CAROLYN CAMPBELL PENDRAY

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Carolyn Campbell Pendray of Maquoketa, Jackson County, Iowa, begs leave to submit the following:

Mrs. Pendray was born at Mount Pleasant on December 9, 1881, the daughter of the late Thomas Franklin Campbell and Harriett Emily Dutton. She was married in 1920 to W. J. Pendray, a merchant in Maquoketa.

Her professional record of twenty-three years of teaching included seven years as County Superintendent of Schools of Henry County, and teaching of methods in summer school sessions at Iowa Wesleyan College.

Mrs. Pendray was the first woman to serve in the Iowa legislature and the only woman to serve in both the Iowa House of Representatives and the Senate. She was elected to office in 1928, 1930 and 1932.

Mrs. Pendray was a Democrat. She worked for legislation on women's rights and education. She was a member of the P.E.O., the D.A.R., and the Congregational church.

Death came to Mrs. Pendray on November 23, 1958, and she was buried at Mount Pleasant, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of the Honorable Carolyn Campbell Pendray the state has lost an able and honored citizen, and by this resolution tenders its sincere sympathy to the surviving members of her family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate and that the Secretary of the Senate be instructed to forward enrolled copies to the members of her family.

A. G. FROMMELT,
EARL ELIJAH,
IRVING D. LONG,

Committee.

The resolution was unanimously adopted.

FRED J. RITCHIE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Fred J. Ritchie, begs leave to submit the following:

Fred J. Ritchie was born February 12, 1879, son of John F. and Mary C. (Hoblit) Ritchie, and came to Cherokee county with his parents in 1882 where he subsequently resided. He died July 15, 1957, at the age of seventy-eight.

Mr. Ritchie was educated in the public schools of Cherokee county, attended Buena Vista College and took a course in business training at Sioux City, Iowa. He was a farmer, held various township offices, was a member of the school board in Marcus for twelve years, and was a Mason.

Mr. Ritchie married Mary Layton of Cherokee, Iowa, February 11, 1905. He was the father of one daughter, Lois D., and one son, Kenneth L.

Mr. Ritchie served three terms in the House of Representatives from 1939 through 1943 and was a State Senator from 1945 to 1949.

Therefore, Be It Resolved by the Senate of the Fifty-Eighth General Assembly: That in the passing of Fred J. Ritchie, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of his family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

LAURENCE M. BOOTHBY,
GEORGE L. SCOTT,
X. T. PRENTIS,

Committee.

The resolution was unanimously adopted.

LORIN B. SAYRE

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Lorin B. Sayre, begs leave to submit the following:

Lorin B. Sayre was born at Marne, Cass County, Iowa October 16, 1882, son of Dr. Samuel N. and Lura Sayre. He passed away at Winterset on June 23, 1957.

He moved to St. Charles in 1883, spending his entire life, except for eleven years, in Madison County.

Mr. Sayre was graduated from St. Charles High School, received a degree from Des Moines University and did graduate work at the State University. He was a teacher and superintendent at St. Charles, Macksburg, Van Meter, Otho and Goldfield. From 1936 to 1948 he was superintendent of schools for Madison County. Senator Sayre spent thirty-three years in educational work and ten years in the general merchandise business.

He was preceded in death by his wife, the former Mabel Buchanan. His survivors are one daughter Fae, Mrs. Eldon Parker, and two grandsons, Lynn and Lyle.

Mr. Sayre was a member of the Methodist church and served as secretary of the Winterset Rotary Club for five years.

He served in the Senate during the Fifty-fifth and Fifty-sixth General Assemblies of Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of Lorin B. Sayre the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

RAYMOND R. GILLESPIE,
J. LOUIS FISHER,
FRANCIS A. TURNER,

Committee.

The resolution was unanimously adopted.

THOMAS J. B. ROBINSON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Thomas J. B. Robinson, begs leave to submit the following:

Thomas J. B. Robinson was born August 12, 1868, near New Diggings, Wisconsin, son of Isaac and Eliza Graham Robinson. He passed away on January 27, 1958, at Hampton, Iowa, where he had moved with his parents in 1870. He attended public school and was graduated from high school there, and then entered the banking business at the age of eighteen.

On June 15, 1888, he was united in marriage to Belle H. Clinton, a daughter of the Reverend John W. Clinton.

Mr. Robinson became the president of the Citizens National Bank of Hampton, director of the Coulter Savings Bank of Coulter, and a director of the Alexander Savings Bank of Alexander, Iowa. He was elected to the Iowa State Senate in 1912, representing the Forty-third District, and served during the Thirty-fifth and Thirty-sixth General Assemblies. He served as Congressman from the Third District of Iowa from 1923 until 1933, actively supporting the McNary-Haugen bill and other farm relief measures. He also served as president of the Hampton Library Board and was a trustee of Cornell College at Mount Vernon, Iowa. He was a member of the Hampton City Council, chairman of the Franklin County war activities during World War I, was a Mason and a Shriner.

Church activities were also among Mr. Robinson's interests. He was a member of the Methodist church, a delegate to general conferences of the Methodist church, Baltimore, Maryland, in 1908, Minneapolis, Minnesota, in 1912, and Saratoga Springs, New York, in 1916; he was a delegate to

Ecumenical conference in Toronto, Canada, in 1911 and London, England, in 1921.

Mr. Robinson is survived by two sons, Walter T. Robinson of Des Moines, Iowa, and Lee C. Robinson of Santa Fe, New Mexico; two daughters, Mrs. F. C. (Jessie) Thornton, of Hampton, Iowa, and Mrs. H. S. (Marguerite) French of Wayne, Illinois. A third daughter, Mrs. W. C. (Dorothy) Clinton, died several years ago. Mr. Robinson is also survived by three sisters, Mrs. J. H. Sniffen and Mrs. Ruth Burns of Los Angeles, California, and Mrs. J. H. Kimball of Berkeley, California.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of Thomas J. B. Robinson, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the members of the family of the deceased.

J. KENDALL LYNES,
WALTER E. EDELEN,
GUY G. BUTLER,

Committee.

The resolution was unanimously adopted.

J. M. TUDOR

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life and public service of the late J. M. Tudor, of Olin, Jones County, Iowa, begs leave to submit the following:

J. M. Tudor was born on a farm in Johnson County, Iowa, on November 4, 1887. He was educated in the public schools there and was a graduate of Iowa City Academy and Iowa State College.

In 1914, he was united in marriage to Grace Ryan of Irwin, Iowa, and to this union four children were born, one son and three daughters.

Mr. Tudor was associated with his father in the Angus cattle business for many years near Iowa City, Iowa. Later, he established the Glyn Mawr cattle herd near Olin, Iowa, which was one of the nationally famous herds of the breed. He was a director of the American Aberdeen Angus Breeders Association for twelve years and served as president in 1948. He was a nationally known livestock judge. He was a member of the Draft Board, the Farm Bureau, Phi Sigma Kappa Fraternity, the Methodist Church and Masonic Lodge. He was director of Public Relations for the Honeymead Products Company of Cedar Rapids, Iowa, at the time of his retirement in 1949.

Mr. Tudor served in the Iowa State Senate, representing the Twenty-third Senatorial District which includes Cedar, Jones and Jackson Counties, during the Fifty-fourth General Assembly.

On March 31, 1958, Mr. Tudor passed away at Salinas, California, having lived in Carmel Valley, California, for two years prior to his death.

He is survived by his wife, one son, Dr. John M. Tudor of Nashville, Tennessee, three daughters, Mrs. Eugene Eldridge of Salinas, California, Mrs. Paul Jacobs of Sioux City, Iowa, and Mrs. Otto A. Will of Washington, Iowa, three sisters and twelve grandchildren.

Mr. Tudor was a Republican, vitally interested in farming activities and active in community and church affairs.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of J. M. Tudor the state has lost a valuable, loyal and honored citizen, and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to each member of his family.

WILLIAM H. HARBOR,
FRANK C. BYERS,
EARL ELIJAH,

Committee.

The resolution was unanimously adopted.

W. OLIVER TURNER

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late W. Oliver Turner, begs leave to submit the following:

W. Oliver Turner was born on a farm in Adams County, Iowa, July 12, 1885. He was the son of Archie and Mary Oliver Turner. He attended rural school, Lenox high school, Lenox, Iowa, and one year at Tarkio College, Tarkio, Missouri. On October 12, 1911, he was married to Jennette Murchy.

Mr. Turner was a farmer and breeder of Jersey cattle and Hampshire swine. He was a charter member and past president of the Adams County Farm Bureau. He served as secretary and treasurer of Adams County's first corn sealing board.

Mr. Turner was a member of the Farm Debt Board, was on the Production and Marketing Administration Township Board, and served two terms on the Farm Home Administration Board. In later years, he was a member of the Agricultural Stabilization and Conservation Committee, on the Quincy Township Board and the Adams County Board.

Mr. Turner was a member and elder of both the United Presbyterian Church of Lenox, Iowa, and the Presbyterian Church of Corning, Iowa.

Mr. Turner served in the Iowa Senate during the Forty-ninth, Fiftieth and Fiftieth Extra sessions and as a Representative in the Fifty-fifth General Assembly. He was interested in all things for the betterment of the home, community, state and he was also interested in world affairs.

Mr. Oliver Turner was a conscientious Christian gentleman. He passed away at his home near Corning on September 12, 1958, and is survived by his widow, Jennette, who resides near Corning, Iowa.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of W. Oliver Turner, the state of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

FRANCIS A. TURNER,
FRANK M. HOXIE,
WILLIAM H. HARBOR,

Committee.

The resolution was unanimously adopted.

HARRY E. WATSON

MR. PRESIDENT: Your committee, appointed to prepare suitable resolutions commemorating the life, character and public service of the late Harry E. Watson, begs leave to submit the following:

Harry E. Watson was born on a farm near Archer, O'Brien County, Iowa, on June 27, 1906 and died December 1, 1958. He was the son of George and Erma Watson. He attended the Archer consolidated school, graduating in 1924.

Mr. Watson was united in marriage to Elbie Hanefeld on December 31, 1928 and to this union five daughters were born.

A farm owner and operator, he started farming near Sanborn, Iowa in 1930 where he made his home until his death. He was a member of the Presbyterian Church, Eastern Star, Masonic Order, Consistory and Abu Bekr Shrine.

Mr. Watson had many friends and hobbies. He especially enjoyed fishing, horses and traveling. He was highly respected in the state legislature and in his community, many people seeking his advice and counsel.

Mr. Watson served in the House of Representatives in the Fifty-first, Fifty-second and Fifty-second Extra General Assemblies and was elected to the Senate in 1948, serving in the Fifty-third, Fifty-fourth, Fifty-fifth, Fifty-sixth, and Fifty-seventh sessions, and he passed away prior to his taking office in the Fifty-eighth General Assembly. During his years of service in the legislature, he served as chairman and was a member of many committees, some of which were: appropriations, ways and means, roads and schools. Just before his passing, Mr. Watson received the Iowa Good Roads Association Award of Merit for outstanding service toward better and safer highways for Iowa during the Decade of Progress 1948-1958.

Mr. Watson is survived by his widow, Elbie, of Sanborn; his five daughters, Mary Glee, extension home economist at Sibley; Bernis Maye (Mrs. Walter Lehmann), Hopkins, Minnesota; Carol Jean (Mrs. John J. Getting), Sioux City; LaVonne Raye, a freshman in high school, and Laura Lee, in sixth grade; also his father, George Watson, Archer; a brother, Mott

Watson, Archer; and two sisters, Bernice (Mrs. Charles Stewart), Audubon and Mildred of Pasadena, California.

Therefore, Be It Resolved by the Senate of the Fifty-eighth General Assembly: That in the passing of Harry E. Watson the State of Iowa has lost a valuable and honorable citizen and by this resolution tenders its sincere sympathy to the surviving members of the family.

Be It Further Resolved: That a copy of this resolution be spread on the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to each member of the family of the deceased.

LEROY GETTING,
J. KENDALL LYNES,
X. T. PRENTIS,

Committee.

The resolution was unanimously adopted.

SENATE-HOUSE COMPANION BILLS

S.J.R.	H.J.R.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.	S.F.	H.F.
9	10	45	123	127	136	215	192	300	354	398	564
16	6	48	1	128	235	216	272	301	415	402	433
		50	8	129	243	217	602	302	456	407	573
S.F.	H.F.	52	231	131	282	218	365	303	215	408	527
1	71	57	219	135	144	219	247	312	151	410	568
2	35	58	55	136	209	222	380	313	418	416	451
3	119	59	11	137	135	224	167	314	383	417	410
5	52	60	40	138	75	226	445	316	389	419	512
7	42	61	116	139	280	227	306	319	379	423	429
8	30	66	4	140	255	229	431	320	682	424	452
9	50	67	567	141	229	230	310	321	406	427	674
10	22	68	85	142	139	231	407	323	463	429	633
11	95	69	127	143	394	232	446	325	162	430	582
12	21	71	202	145	216	234	482	327	638	433	541
13	149	73	31	146	398	235	351	328	346	438	522
14	32	76	131	147	160	237	320	329	274	440	462
15	96	79	158	151	172	239	458	332	591	441	574
16	48	80	250	152	227	240	457	333	496	442	547
17	47	85	183	153	226	241	163	334	159	456	514
18	93	86	188	154	224	242	386	341	424	457	535
19	64	87	175	156	237	243	353	342	454	458	513
20	36	88	268	159	137	244	343	343	685	463	626
21	61	89	228	160	65	245	341	344	663	465	625
24	15	90	79	161	113	247	260	347	350	466	603
25	23	90	203	162	372	252	361	352	506	467	595
26	39	91	106	163	374	256	409	353	529	469	328
27	87	92	554	164	371	258	130	354	395	469	615
28	25	93	53	165	373	259	366	355	417	471	646
29	109	96	408	166	362	260	367	357	264	479	368
30	132	97	302	167	300	261	435	360	561	481	708
31	69	103	269	173	239	263	199	361	174	482	688
32	10	104	122	178	285	269	363	362	447	489	534
33	55	105	125	180	299	274	364	368	334	499	722
34	103	106	134	183	319	275	252	372	493	500	687
35	332	107	169	185	279	287	665	384	600	501	691
36	51	108	74	186	110	288	344	385	652	502	700
37	37	111	585	190	291	290	425	386	559	505	179
38	49	113	275	192	220	293	459	387	491	527	733
39	270	117	124	193	316	294	278	389	481	535	743
40	88	118	212	194	236	295	311	392	560	536	737
41	20	119	211	197	313	297	474	398	187	541	742
42	55	120	301	199	222	298	412	396	709	542	744
43	628	122	411	212	404	299	575	397	563	546	749
44	62	125	115	214	240						

RECORD OF SENATE BILLS IN SENATE

SENATE JOINT RESOLUTIONS AND SENATE FILES PASSED AND APPROVED—190

S. J. R. 8, 17, 18, 19.

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1, 6, 9, 12, 21, 22, 23, 28, 34, 39, 40, 43, 46, 47, 52,
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Passed Both Houses, Vetoed by Governor—S. F. 3, 150, 171, 458

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SEE PAGE 1429 FOR SENATE COMPANION BILLS

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<p>1 By Walker. Relating to constitutional amendment regarding contracting state debts; providing for debts to be retired without a direct property tax. Introduced, passed on file..... 95 Referred 110</p> <p>2 By Buck. Relating to constitutional amendment authorizing the licensing and regulation of bingo games conducted by charitable and religious organizations. Introduced, passed on file..... 120 Referred 122</p> <p>3 By Miller, O'Malley, Shaff, Hoxie, Butler, Walker, O'Connor, Wolf, Turner, Elijah, Vance, McCurdy, Gilmour and Hill. Relating to constitutional amendment to reduce the time required to amend the Constitution. Introduced, passed on file..... 129 Referred 136</p> <p>4 By McCurdy and Henry. Relating to contracting of debt by or on behalf of the state. Introduced, passed on file..... 140 Referred 143</p> <p>5 By Stuart, Rigler, Nolan, Hoffman, Putney, and Price. Relating to constitutional amendment for method of apportionment of Senators and Representatives in the Gen-</p>		<p>eral Assembly; providing for 50 legislative districts with each district entitled to one Senator and one Representative for each 25,000 population. Introduced, passed on file..... 186 Referred 192 Amendment filed 222</p> <p>6 By Schools and Educational Institutions. Relating to authorization for the state board of public instruction to proceed with the proposed revision and codification of the laws of Iowa relating to education, and making an appropriation therefor. Introduced, referred 193</p> <p>7 By Judiciary 1. Relating to constitutional amendment regarding the supervisory and administrative control of the inferior courts by the Supreme Court. Introduced, placed on calendar.. 208 Made special order..... 208, 265 Amendments filed 242, 308, 316, 374, 569 Committee of the whole..... 269 Amendment withdrawn 321 Amendments adopted... 321, 323, 324 Passed; ayes 29, nays 18..... 324 Motion to reconsider..... 342 Call of Senate requested..... 342 Call of the Senate..... 350 Vote reconsidered 351 Made special order..... 351 Amendment adopted 396 Passed; ayes 31, nays 19..... 396</p>	

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Point of order raised.....	853
Concurred	914
Passed; ayes 30, nays 16.....	917
Reported enrolled	948
Signed by President.....	948
Sent to Secretary of State.....	950

8 By Nolan, Lynes and Schroeder. Relating to creation of a joint legislative bipartisan committee to engage a competent certified public accounting firm to make an audit of the Motor Vehicle Fuel Tax Division of the state treasurer's office and to make an appropriation therefor.	
Introduced, referred	210
Recommended passage	222
Committee report adopted.....	229
Amendments adopted	230
Passed; ayes 47, nays none.....	230
Concurred	300
Passed; ayes 47, nays none.....	300
Reported enrolled	312
Signed by President.....	312
Sent to Governor.....	327
Signed by Governor.....	342

9 By Dewel, Gilmour, Byers, Coleman, Henry and McCurdy. Relating to constitutional amendments relating to the apportionment, the terms and qualifications, the time and manner of the election of members of the House of Representatives and Senators in the General Assembly.	
Introduced, passed on file.....	225
Referred	236

10 By Highways. Relating to creation of a special committee to make a fiscal administrative and engineering survey of Iowa's highways, roads and streets.	
Introduced, passed on file.....	245
Referred to appropriations.....	255
Withdrawn	641

11 By Judiciary 1. Relating to creation of a joint bipartisan committee to study the criminal law and procedure in the state and the recodification thereof, and to make an appropriation.	
Introduced, passed on file.....	245
Referred	255

12 By McCurdy, O'Connor, Butler, Hoffman and Dewel. Relating to a constitutional amendment in regard to the sessions of the General Assembly; providing for annual sessions; regular session to be held each odd-numbered year and the extra session each even-numbered year; the extra session to be devoted to budget, revenue, taxes and emergency legislation.	
Introduced, passed on file.....	260
Referred	270

13 By Schroeder and O'Malley. Relating to creation of a	
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committee to complete the study of the existing county school system and recommend proposals for the structure and function of intermediate units in the public school system and make an appropriation therefor.	
Introduced, passed on file.....	309
Referred	313
Recommended passage	583
Referred to appropriations.....	584
Amendment filed	843, 927
Recommended amendment, passage	1255
Committee reports adopted.....	1263
Amendment withdrawn	1263
Amendment adopted	1264
Passed; ayes 37, nays none.....	1264

14 By Buck, Walker, Harbor, Hoxie, Boothby, Getting, Ringgenberg, Lynes, Vance, Prince, Schroeder, Elijah and Miller. Relating to a constitutional amendment to reduce the compensation of the lieutenant governor while presiding in the Senate.	
Introduced, passed on file.....	331
Referred	343

15 By Gilmour. Relating to an investigation to determine the sentiment of the people of the state on the question of sale and control of intoxicating liquors.	
Introduced, passed on file.....	348
Referred	356

16 By Shaff, Long and Edelen. Relating to a constitutional amendment in regard to representation in the Senate and House of Representatives and to the classification of Senators.	
Introduced, passed on file.....	411
Referred	431
Reported without recommendation	447
Amendments filed	
..... 470, 471-475, 497-499,	
615, 657, 673-675, 693, 695, 696,	698
Made special order.....	582
Committee report adopted.....	705
Amendments adopted	705, 707,
708, 709, 710, 711, 714, 715, 721,	722
Amendments withdrawn	
..... 705, 708, 711,	713
Point of order raised	713
Motions to reconsider amendment vote	713, 714
Vote reconsidered	714
Motion to reconsider amendment vote	721
Vote reconsidered	721
Committee of the whole.....	721
Recommended amendment, passage	722
Committee report adopted.....	722
Passed; ayes 37, nays 11.....	725
Explanation of vote.....	726
Amendment filed	979, 1101
Call of the Senate requested.....	1133
Call of the Senate.....	1139
Amendment withdrawn	1139
Amendment substituted	1139
Refused to concur.....	1144
Conference committee appointed.....	1204

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Conference report	1241
Call of the Senate	1245
Conference report adopted	1246
Amendment adopted	1246
Passed; ayes 29, nays 18	1251
Explanation	1251
Second conference committee appointed	1273
Second conference report adopted	1304
Committee discharged	1304
Third conference committee appointed	1304
Motion for Senate conferees to vote out the Miller amendment	1324
Point of order raised	1324
Third conference report	1335
Call of the Senate	1339
Third conference report adopted	1339
Amendment adopted	1340
Failed to pass; ayes 25, nays 24	1340
Explanation of vote	1341
Motion for appointment of fourth conference committee	1341
Point of order raised	1341
17 By Judiciary 1. Relating to the boundary study committee created by the 57th General Assembly; providing for the aforesaid committee to study the boundary line between the state of Missouri and Iowa, and between the state of South Dakota and Iowa and to report to the General Assembly.	
Introduced, referred	911
Sifting recommends calendar	1171
Amendment filed	1258
Rules suspended	1354
Amendment adopted	1354
Passed; ayes 42, nays none	1354
Reported enrolled	1393
Signed by President	1393
Sent to Governor	1393
Signed by Governor	1396
18 By Appropriations. Relating to providing for the exercise and acceptance by the state of an option to purchase certain real estate and the building and appurtenances thereon, and to provide an appropriation therefor.	
Introduced, placed on calendar	1138
Amendments adopted	1159
Passed; ayes 46, nays none	1159
Concurred	1261
Amendment adopted	1261
Passed; ayes 43, nays none	1261
Reported enrolled	1316
Signed by President	1316
Sent to Governor	1317
Declaration of legislative intent	1381
Signed by Governor	1393
19 By Appropriations. Relating to creating the capitol planning commission, having the duty to advise concerning the location of monuments, statues and related memorials on the capitol grounds and the type of architecture and construction of buildings to be erected on the capitol grounds, repairs and restoration thereof, and making an appropriation therefor.	

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Introduced, placed on calendar	1228
Passed; ayes 44, nays 1	1294
Reported enrolled	1381
Signed by President	1382
Sent to Governor	1382
Signed by Governor	1396
S. F.	Page
1 By Miller, Butler, Rigler, Gillespie, Hoxie, Henry, Coleman and Gilmour. Relating to a conference between the board of directors of a school district and a teacher before notification of termination of contract.	
Introduced, passed on file	27
Referred	87
Recommended passage	126
Amendment filed	137
Committee report adopted	141
Amendments adopted	141
Passed; ayes 50, nays none	141
Reported enrolled	240
Signed by President	240
Sent to Governor	241
Signed by Governor	255
2 By Long, O'Connor, Turner, Butler, Rigler and Edelen. Relating to false drawing and uttering of check; providing for prima facie evidence of intent to defraud if there is nonpayment after 10 days' notice.	
Introduced, passed on file	27
Referred	87
3 By Long, O'Connor, Turner, Butler, Rigler and Edelen. Relating to larceny, creating and defining the offense of shoplifting, providing penalties for such offense, creating presumptions arising out of concealment of goods held for sale by merchants, and providing for the detention and searching of persons guilty of shoplifting.	
Introduced, passed on file	27
Referred	87
Recommended passage	373
Sifting recommends calendar	868
Amendment filed	927
Committee report adopted	992
Amendments adopted	992, 993
Passed; ayes 37, nays 10	993
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Vetoed by Governor	1359
4 By Grimstead, Vance, O'Malley and Shoeman. Relating to changing the closing time of polls in school elections.	
Introduced, passed on file	46
Referred	87
5 By Stuart and Butler. Relating to mortgagors and mortgagees of real property located within cities and towns; permitting period of redemption, after sale on foreclosure of mortgage, be reduced to four months by agreement.	

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Introduced, passed on file.....	46
Referred	87
6 By Grimstead. Relating to eliminating the stating of color and sex on the absent voter's affidavit.	
Introduced, passed on file.....	46
Referred	87
Recommended passage	430
Committee report adopted.....	464
Passed; ayes 45, nays none.....	464
Reported enrolled	690
Signed by President.....	690
Sent to Governor.....	690
Signed by Governor.....	728
7 By Shoeman and Hoxie. Relating to an appropriation for an engineering survey preparatory to establishment of a state-owned lake in Cass County; \$15,000.	
Introduced, passed on file.....	49
Referred	87
8 By Boothby, Lynes, Harbor and Evans. Relating to funeral expenses of recipients of old age assistance; limitation removed on claims filed in the estate of a deceased recipient.	
Introduced, passed on file.....	49
Referred	87
9 By Boothby, Lynes, Harbor and Evans. Relating to funeral director and embalmers license; authorizing the state department of health to accept a certificate of examination issued by the national board of funeral director and embalmer examiners of the United States.	
Introduced, passed on file.....	49
Referred	87
Recommended passage	205
Committee report adopted.....	251
Passed; ayes 47, nays 3.....	251
Reported enrolled	341
Signed by President.....	341
Sent to Governor.....	342
Signed by Governor.....	342
10 By Boothby, Lynes, Harbor and Evans. Relating to renewal fees for funeral director and embalmer licenses; removing the restriction on the use of the \$3 collected as part of the license fee.	
Introduced, passed on file.....	49
Referred	87
Recommended passage	206
Committee report adopted.....	251
H. F. 22 substituted.....	252
11 By Boothby, Lynes, Harbor and Evans. Relating to the practice of funeral directing and embalming and revocation of licenses therefor; giving the board of funeral directors and embalmers power to revoke, suspend or place on probation the license of a funeral director or embalmer.	
Introduced, passed on file.....	49
Referred	87

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12 By Boothby, Lynes, Harbor and Evans. Relating to funeral expenses for dependent children and the blind; increasing amount allowable to \$175.	
Introduced, passed on file.....	50
Referred	87
Recommended passage	206
Committee report adopted.....	252
Passed; ayes 46, nays 3.....	252
Reported enrolled	341
Signed by President.....	341
Sent to Governor.....	342
Signed by Governor.....	342
13 By Shoeman, Henry and Lynes. Relating to funds for the completion of an artificial lake in Shelby County; appropriation \$60,000.	
Introduced, passed on file.....	50
Referred	87
14 By Shoeman, Moore, Evans, O'Connor, Lynes and Hoxie. Relating to eradication of brucellosis in swine.	
Introduced, passed on file.....	50
Referred	87
15 By Shoeman, Moore, Evans, Lynes and Hoxie. Relating to the use tax on farm chemicals.	
Introduced, passed on file.....	50
Referred	87
16 By Moore, Shoeman, Evans, O'Connor, Lynes and Hoxie. Relating to marking stock; permitting vaccinated cattle to be tattooed in the ear or branded on the jaw.	
Introduced, passed on file.....	50
Referred	87
Withdrawn	298
17 By Moore, Shoeman, Evans, O'Connor and Hoxie. Relating to veterinarian's lien; amending the veterinary law to include any product used or professional service rendered in connection with livestock.	
Introduced, passed on file.....	50
Referred	87
18 By Shoeman, Moore, Evans, O'Connor and Hoxie. Relating to veterinary medicine and surgery; properly defining the practice of veterinary medicine, and also defining what is not the practice of veterinary medicine; board of veterinary medical examiners to function on the same basis as examining boards for other professions.	
Introduced, passed on file.....	50
Referred	87
Recommended amendment, passage	193
Amendments filed	206, 222, 243
Referred to agriculture.....	238
19 By Shoeman and Turner. Relating to increasing the compensation of justices of the peace in townships hav-	

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ing a population of 4,000 and under 10,000.	
Introduced, passed on file.....	50
Referred	87
20 By Shoeman, Hoxie, Turner, Evans and Hoffman. Relating to the executive council being permitted to deed certain lands to cities, towns or counties for park purposes; transfer of lands to be approved by the state conservation commission.	
Introduced, passed on file.....	51
Referred	87
21 By Miller, Vance, Shoeman, Prince, Harbor, Mincks, McCurdy, Buck, Coleman and Edelen. Relating to special automobile registration plates for holders of amateur radio licenses; providing that any holder of an official amateur radio license be issued special license plates for his motor vehicle; registration fee \$2.	
Introduced, passed on file.....	51
Referred	87
Recommended passage	222
Committee report adopted.....	299
Passed; ayes 49, nays none.....	310
Reported enrolled	371
Signed by President	371
Sent to Governor.....	372
Signed by Governor.....	399
22 By O'Connor. Relating to fire protection in hotels, providing penalties for persons starting fire in hotels, rooming house, lodging house or place of public abode by smoking in a careless manner.	
Introduced, passed on file.....	51
Referred	87
Recommended amendment, passage	221
Committee report adopted.....	299
Amendment adopted	299
Passed; ayes 47, nays none.....	299
Reported enrolled	977
Signed by President.....	977
Sent to Governor.....	977
Signed by Governor.....	1026
23 By Hoffman. Relating to destruction of certificate of title by county treasurer 3 years after date of notification of cancellation or issuance of new title.	
Introduced, passed on file.....	51
Referred	87
Amendment filed	257
Recommended amendment, passage	286
Committee report adopted.....	457
Amendment adopted	457
Passed; ayes 47, nays none.....	457
Reported enrolled	1223
Signed by President.....	1223
Sent to Governor.....	1223
Signed by Governor.....	1254
24 By Elijah, Moore, Grimstead and Gillespie. Relating to reduction of maximum penalty for minors convicted of a vio-	

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lation of beer and malt liquor laws; reducing from \$1,000 to \$100 or imprisonment in county jail not to exceed 30 days.	
Introduced, passed on file.....	51
Referred	87
Recommended passage	373
Steering recommends calendar.....	510
Committee report adopted.....	542
H. F. 15 substituted.....	542
Withdrawn	543
25 By O'Malley, Buck and Price. Relating to the re-employment of Iowa public employees after retirement; permitting them to continue receiving their retirement benefits providing they do not earn in excess of \$100 per month.	
Introduced, passed on file.....	51
Referred	87
Amendment filed	126, 195
Recommended amendment, passage	285
Committee report adopted.....	459
H. F. 23 substituted.....	460
Withdrawn	460
26 By Nolan, Butler, Boothby and Edelen. Relating to the investment of funds of life insurance companies in real estate bonds and mortgages; permitting companies to make loans on real estate secured by mortgages to the extent of 75 percent of the appraised value of the property.	
Introduced, passed on file.....	51
Referred	87
27 By Butler, O'Malley, Nolan, Dykhouse, Dewel, O'Connor, Miller and Harbor. Relating to the use of vending machines in the sale of cigarettes, providing for the licensing of such machines and providing a penalty for the illegal operation thereof.	
Introduced, passed on file.....	51
Referred	87
Recommended passage	184
Amendments filed	195
Committee report adopted.....	210
Amendments adopted	211
Passed; ayes 37, nays 13.....	211
Returned to House.....	680
28 By Evans, Vance, McCurdy, Schroeder, Wolf and Butler. Relating to the practice of optometry; defining the practice to include the improved methods and techniques for aiding vision.	
Introduced, passed on file.....	52
Referred	87
Recommended amendment, passage	194
Committee report adopted.....	231
Amendment adopted	231
Passed; ayes 48, nays none.....	231
Concurred	731
Passed; ayes 44, nays none.....	731
Reported enrolled	764
Signed by President	764
Sent to Governor.....	764
Signed by Governor.....	765

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29 By Walker and Butler. Relating to combining the offices of county recorder and clerk of district court in counties of less than 40,000 population.	
Introduced, passed on file.....	52
Referred	87
Recommended passage	110
Amendment filed	110
30 By Boothby, Elijah, Miller, Butler, Scott, Getting, Evans, Fisher and Price. Relating to sales tax on goods, wares and merchandise purchased by educational institutions, for their appropriate objects; extending an exemption from sales and use tax to church and charitable supported colleges.	
Introduced, passed on file.....	52
Referred	87
31 By Price. Relating to an appropriation for an engineering survey preparatory to establishment of a state owned lake in Marion County: \$15,000.	
Introduced, passed on file.....	52
Referred	87
Amendment filed	92
32 By Rigler. Relating to legalizing proceedings in establishment of Charles City Community School District in counties of Floyd and Chickasaw.	
Introduced, passed on file.....	74
Proof of publication certified...	73
Referred	87
Recommended passage	110
Committee report adopted.....	121
H. F. 10 substituted.....	121
Withdrawn	121
33 By Coleman, Hoffman, Moore, O'Malley, Butler, Walker and Mincks. Relating to sick leave for public school employees; permitting accumulation of more than the present maximum days of sick leave; and retain accumulated sick leave when remaining within a newly organized school district.	
Introduced, passed on file.....	74
Referred	87
34 By O'Connor and Elijah. Relating to the support of the poor; eliminating the "Notice to Depart" provision; one year's residency required to gain legal settlement.	
Introduced, passed on file.....	75
Referred	87
Amendment filed... 184, 529, 584,	612
Recommended passage	328
Amendments filed	344
Steering recommends calendar..	496
Committee report adopted.....	581
Committee of the whole.....	581
Amendments adopted. 624, 626,	627
Passed; ayes 44, nays 2.....	627
Declaration of legislative intent.	630
Reported enrolled	727
Signed by President	728
Sent to Governor	743
Signed by Governor.....	765

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35 By Hoffman, Gilmour, McCurdy, O'Connor, Edelen and Eppers. Relating to establishing a competitive system of state merit scholarships for use by outstanding Iowa students in the public and private universities and colleges of the state, and make an appropriation therefor.	
Introduced, passed on file.....	75
Referred	87
Amendment filed	137
36 By Nolan, O'Malley, Henry, Long and Miller. Relating to municipal transit systems; clarifying the authority of a municipality to acquire a transit system and the leasing of such systems to private operators.	
Introduced, passed on file.....	75
Referred	87
37 By Nolan, O'Malley, Henry, Long and Miller. Relating to urban transit systems; making permanent the temporary tax relief granted to urban transit systems by chapter 43, Acts of the 57th General Assembly.	
Introduced, passed on file.....	75
Referred	87
Recommended amendment, passage	194
Committee report adopted.....	238
Amendment adopted	238
Passed; ayes 43, nays none.....	239
Reported enrolled	327
Signed by President.....	327
Sent to Governor	327
Became law without Governor's signature	399
38 By Nolan, O'Malley, Henry, Long and Miller. Relating to municipal enterprises fund; permitting cities to subsidize transit system with money from municipal enterprise fund.	
Introduced, passed on file.....	75
Referred	87
Recommended indefinite postponement	402
39 By Ringgenberg and Hansen. Relating to public safety peace officers' retirement, accident and disability system; limit continued retirement credit to four years of service and for the duration of the national emergency.	
Introduced, passed on file.....	75
Referred	87
Recommended passage	206
Committee report adopted.....	254
Amendment adopted	254
Passed; ayes 50, nays none.....	254
Reported enrolled	341
Signed by President.....	342
Sent to Governor	342
Signed by Governor.....	342
40 By Evans. Relating to county hospitals; increasing the levy to two mills for construction only.	
Introduced, passed on file.....	75

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Referred	87
Amendments filed	92, 185
Recommended amendment, pas- sage	193
Committee report adopted	231
Amendment withdrawn	231
Amendment adopted	232
Passed; ayes 47, nays 1	232
Reported enrolled	371
Signed by President	371
Sent to Governor	373
Signed by Governor	399

41 By O'Malley, Hoffman, Mc- Curdy, Coleman, O'Connor, Wolf and Gilmour. Relating to authorizing the governor to prepare plans for the reorgan- ization of the executive branch of the government of the state of Iowa which shall become law unless disap- proved by general assembly within 30 days of being sub- mitted thereto by the gov- ernor, and to make an ap- propriation therefor.	
Introduced, passed on file	75
Referred	87

42 By Shaft, Coleman, Elijah, Henry, Harbor, Hoffman and McCurdy. Relating to sick leave for public school em- ployees; permitting accumu- lation of more than the pre- sent maximum days of sick leave; and retain accumulated sick leave when remaining within a newly organized school district.	
Introduced, passed on file	76
Referred	87

43 By Dewel. Relating to hunt- ing season upon a game breed- ing and shooting preserve area; extending season until March 31.	
Introduced, passed on file	88
Referred	91
Recommended passage	430
Steering recommends calendar ..	496
Committee report adopted	570
Passed; ayes 41, nays none	570
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1393

44 By Elijah, O'Connor, Miller Prince and Hoffman. Relat- ing to making available to residents of Iowa federal funds to be used for aid to the disabled; to appropriate county and state funds for said purpose; providing that the uniform administration be under the supervision of the state board of social welfare.	
Introduced, passed on file	88
Referred	91
Recommended passage	286
Point of order raised	489
Referred to appropriations	490

45 By Boothby, Shaft, Dyk-
house, Stuart, Getting, O'Mal-
ley, O'Connor and Gillespie.
Relating to appointive state

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commerce commission; gov- ernor to appoint members with Senate approval.	
Introduced, passed on file	88
Referred	91
Withdrawn	572

46 By Gillespie and Prince.
Relating to legalizing pro-
ceeding of establishment of
Adair-Casey Community School
District in the counties of
Adair and Guthrie.

Introduced, passed on file	88
Referred	91
Proof of publication certified ..	117
Recommended passage	126
Committee report adopted	131
Passed; ayes 48, nays none	131
Reported enrolled	285
Signed by President	285
Sent to Governor	285
Signed by Governor	312

47 By Vance, Nolan, Stuart,
O'Malley, Dykhouse, Boothby,
Long, Henry, Butler, Wolf,
and Miller. Relating to repeal-
ing the head tax levied on
adults to provide funds for
the old age assistance fund,
and to abolish the liens
charged against property for
delinquent head taxes.

Introduced, passed on file	88
Referred	91
Recommended passage	206
Committee report adopted	254
Passed; ayes 49, nays 1	254
Reported enrolled	582
Signed by President	582
Sent to Governor	582
Signed by Governor	602

48 By Harbor, O'Malley, Long,
Edelen and Rigler. Relating
to appropriation of \$250,000 to
state board of regents for con-
struction, materials and equip-
ment necessary for a fireman-
ship and civil defense train-
ing center and fire protection
building to be located on cam-
pus of Iowa State College,
Ames.

Introduced, passed on file	89
Referred	91

49 By Harbor and Hoxie. Relat-
ing to equipping motor ve-
hicles with safety devices or
belts.

Introduced, passed on file	89
Referred	91

50 By Miller, Ringgenberg,
Boothby, McCurdy and Mincks.
Relating to production of
domesticated fur-bearing ani-
mals; giving the department
of agriculture authority over
production.

Introduced, passed on file	89
Referred	91

51 By Miller, Dewel, Ringgen-
berg, O'Malley, Gillespie and
Nolan. Relating to state in-
come taxes, providing for
adoption of amendments to
the Internal Revenue Code of
1954.

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Introduced, passed on file.....	89
Referred	91
Recommended passage	92
Committee report adopted.....	96
Passed; ayes 50, nays none.....	96
Reported enrolled	142
Signed by President.....	142
Sent to Governor.....	143
Became law without Governor's signature	192
52 By Grimstead, Butler, Walker, Lynes, Ringgenberg, Weber, Boothby and Edelen. Relating to drainage that runs to a public highway; placing all drainage system crossings on same status.	
Introduced, placed on file.....	89
Referred	91
Recommended passage	314
Committee report adopted.....	393
Passed; ayes 50, nays none.....	393
Reported enrolled	669
Signed by President.....	669
Sent to Governor.....	669
Signed by Governor.....	717
53 By Walker. Relating to school districts containing less than four sections in area; permitting the county board of education to attach such sections to other districts.	
Introduced, passed on file.....	89
Referred	91
Recommended amendment, passage	192
Committee report adopted.....	232
Amendment adopted	233
Passed; ayes 47, nays none.....	233
Reported enrolled	690
Signed by President	690
Sent to Governor.....	690
Signed by Governor.....	728
54 By Price. Relating to permitting persons to impound up to 25 acre feet of water without a permit from the water resources council.	
Introduced, passed on file.....	89
Referred	92
Recommended passage	136
Committee report adopted.....	151
Amendment filed	176, 206
Withdrawn	329
55 By Hoxie, O'Malley, Shoeman and Potter. Relating to repairs and construction projects of the county board of supervisors; increasing the allowable limit before competitive bids must be let, for secondary roads or bridge construction or county buildings.	
Introduced, passed on file.....	89
Referred to highways.....	92
Amendment filed	890
56 By Putney, Rigler, Elijah and Gillespie. Relating to mandatory suspension of driver's license for refusal to submit to a blood test or chemical test when arresting officer has reasonable grounds to believe that prior to arrest person was driving under the influence of intoxicating liquor.	

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Introduced, passed on file.....	90
Referred	92
57 By Price, Gillespie, Ringgenberg, Boothby and Turner. Relating to the method of assessment and taxation of the property of electric light and power companies; providing that the assessed value of all the property of such electric light and power companies be spread among all the taxing districts into which the lines of such companies extend on a per mile basis.	
Introduced, passed on file.....	90
Referred	92
Amendment filed	481
58 By Shaff, Coleman, Butler, Elijah, Henry, Harbor, Hoffman, McCurdy, Mincks, Moore, O'Malley, and Walker. Relating to sick leave for public school employees; permitting accumulation of more than the present maximum days of sick leave; and retain accumulated sick leave when remaining within a newly organized school district.	
Introduced, passed on file.....	90
Referred	92
Recommended passage	193
Committee report adopted.....	240
Amendment filed	243
H. F. 55 substituted.....	253
Withdrawn	253
59 By Harbor, Shoeman and Turner. Relating to requirement for successful completion of a driver education course before a motor vehicle operator's or chauffeur's license issued to any person under 18 years of age; appropriation for reimbursement to public schools.	
Introduced, passed on file.....	90
Referred	92
60 By Scott. Relating to the bounty on rattlesnakes; increasing the amount of the bounty to \$1.	
Introduced, passed on file.....	94
Referred	110
Withdrawn	251
61 By Frommelt, Mincks, Hoshack, Gilmour, McCurdy, and O'Malley. Relating to labor organization dues; removing the distinction between requirements for authorization of check-off of union dues and the requirements for authorization of deductions for other purposes.	
Introduced, passed on file.....	94
Referred	110
62 By Moore. Relating to legalizing proceedings for establishment of the Community School District of Dunlap in the counties of Shelby, Monona, Harrison and Crawford.	
Introduced, passed on file.....	94
Referred	110

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Recommended passage	313	state or going from one county to another, who are county charges or are likely to become such; repealing such sections of the Code.	
Committee report adopted.....	459	Introduced, passed on file.....	111
Amendment adopted.....	459	Referred	117
Passed; ayes 43, nays none.....	459	71 By Mincks, Gilmour and McCurdy. Relating to employment security benefits; raising the weekly benefit amount to \$48 a week, and extending the duration of the coverage to 39 weeks.	
Reported enrolled	525	Introduced, passed on file.....	111
Signed by President.....	525	Referred	117
Sent to Governor	525	72 By Miller, Coleman, Evans, O'Malley, Dykhouse, Hoxie and Henry. Relating to peace officers retirement benefits, accidental death benefits, and military leaves.	
Signed by Governor	554	Introduced, passed on file.....	111
63 By Gillespie, Scott, Putney and Byers. Relating to authorizing the state board of regents to employ and determine compensation of its central office staff and to determine salaries of the finance committee.		Referred	117
Introduced, passed on file.....	94	72 By Miller, Coleman, Evans, O'Malley, Dykhouse, Hoxie and Henry. Relating to peace officers retirement benefits, accidental death benefits, and military leaves.	
Referred	110	Introduced, passed on file.....	111
Recommended passage	401	Referred	117
64 By Frommelt, O'Malley, Mincks, Hoschek, Gilmour and Wolf. Relating to union shop; providing it shall be lawful for employers and employees to enter into agreement containing union shop membership provisions.		Recommended passage	428
Introduced, passed on file.....	94	Sifting recommends calendar....	792
Referred	110	Withdrawn	834
65 By Putney and Gillespie. Relating to county treasurers bond.		73 By Evans, Butler, Gilmour, Harbor, Dewel, Hansen, Byers, Hoxie, Frommelt, Schroeder, Potter, Prince, Walker and Wolf. Relating to appointment of civil service commissioners in cities; reducing population limit of cities from 8,000 to 6,000 in order to have civil service commissioners; civil service adopted by ordinance in cities of less than 6,000 may not be discontinued except by vote of the people.	
Introduced, passed on file.....	94	Introduced, passed on file.....	111
Referred	110	Referred	117
Withdrawn	149	Recommended amendment, passage	402
66 By Hansen and Getting. Relating to refund of motor fuel tax paid on motor fuel used in corn shellers.		74 By Judiciary 2. Relating to legalizing proceedings taken prior to July 1, 1953 for organization, reorganization, enlargement or change in the boundaries of school corporations.	
Introduced, passed on file.....	94	Introduced, placed on calendar... 112	
Referred	110	Passed; ayes 43, nays none..... 122	
Withdrawn	922	Refused to concur..... 187	
67 By Frommelt, Hill, O'Malley and Wolf. Relating to unemployment compensation; increasing maximum and minimum weekly benefit amounts, and the maximum total amount of benefits in a benefit year for unemployed individuals; modifying the disqualifications for voluntary quitting and failure to accept work.		Reported enrolled	220
Introduced, passed on file.....	94	Signed by President	220
Referred	110	Sent to Governor	271
Amendment filed	126	Signed by Governor	236
68 By Byers. Relating to legalizing proceedings of changes in the boundaries of the Cedar Rapids Community School District in Linn County.		75 By Walker, Henry, Butler and Grimstead. Relating to state highway commission; creating a 3 member full time highway commission.	
Introduced, passed on file.....	95	Introduced, passed on file.....	112
Proof of publication certified.....	110	Referred	117
Referred	110	76 By Putney. Relating to the control of virulent blood or virus from cholera-infected hogs.	
69 By Ringgenberg, Stuart, Rigler, Gillespie and Shaff. Relating to assessment and levying of a tax on the flight property of air carriers.		Introduced, passed on file	112
Introduced, passed on file.....	111	Referred	117
Referred	117	Recommended passage	205
70 By Putney and Gillespie. Relating to notice to depart of persons coming into the		Committee report adopted.....	265

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Concurred	477
Passed; ayes 46, nays none.....	477
Reported enrolled	495
Signed by President	495
Sent to Governor.....	495
Signed by Governor	507
77 By Putney, Scott, Gillespie and Byers. Relating to repealing the statute requiring any commission, board, county officer or other governing body of the state or county to purchase or use Iowa coal.	
Introduced, passed on file.....	112
Referred	117
Recommended passage	184
Amendment filed	195
Committee report adopted.....	212
Amendments adopted	212
Failed; ayes 9, nays 39.....	213
78 By Moore. Relating to legalizing proceedings taken prior to July 1, 1958 for organization, reorganization, enlargement, or change in school district boundaries.	
Introduced, passed on file.....	112
Referred	117
79 By Ringgenberg, Lynes, O'-O'Malley, Fisher and Long. Relating to authorizing financial assistance for the construction of school facilities in districts bonded to extent of 95 percent of debt limit and has 25 percent or more state related pupils in attendance in its schools.	
Introduced, passed on file.....	112
Referred	118
Recommended passage	241
Referred to appropriations.....	255
Recommended amendment	1255
Committees reports adopted.....	1285
Amendment adopted	1286
Passed; ayes 37, nays 11.....	1286
80 By Getting, Ringgenberg and Elijah. Relating to powers of the Iowa Natural Resources Council; permitting the council to process each application of floodway activities according to the problems appropriate to it.	
Introduced, passed on file.....	112
Referred	118
Amendment filed	185
Recommended amendment, passage	192
Committee report adopted.....	239
Amendment adopted	239
Amendment withdrawn	239
Passed; ayes, 43, nays none....	239
Reported enrolled	285
Signed by President.....	285
Sent to Governor	285
Signed by Governor	312
81 By Getting, Ringgenberg and Elijah. Relating to appeals from acts or orders of the Iowa Natural Resources Council.	
Introduced, passed on file.....	112
Referred	118
Recommended passage	401
Steering recommends calendar..	510
Committee report adopted.....	540
Passed; ayes 43, nays none.....	540

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82 By Miller, Long, Harbor, Hansen, Edelen, Buck, Hill, and Butler. Relating to the time for filing of claims for veteran's property tax exemption.	
Introduced, passed on file.....	113
Referred	118
Recommended passage	256
Committee report adopted.....	352
Failed; ayes 17, nays 31.....	352
83 By Harbor, Hoxie, Getting, Schroeder, Shoeman and Gillespie. Relating to establishing a marketing division in the department of agriculture; appropriation of \$50,000 per year.	
Introduced, passed on file.....	113
Referred	118
Amendments filed	126, 137
84 By Weber. Relating to legalizing the proceedings for the organization and establishment of the Columbus Community School District in the counties of Louisa and Muscatine.	
Introduced, passed on file.....	119
Referred	122
Proof of publication certified....	143
Recommended amendment, passage	192
Amendment filed	222
Committee report adopted.....	226
Amendment adopted	226
Amendment withdrawn	227
Passed; ayes 47, nays none.....	227
Reported enrolled	385
Signed by President.....	385
Sent to Governor	385
Signed by Governor	427
85 By Hoffman and Stuart. Relating to blind persons using guide dogs; permitting guide dogs to be taken into public buildings, conveyances, and for other purposes.	
Introduced, passed on file.....	119
Referred	122
Withdrawn	961
86 By Buck, Walker, Butler, Miller and Hoffman. Relating to the height of vehicles; increasing the permissible height of trucks to 13 feet 6 inches.	
Introduced, passed on file.....	119
Referred	122
Recommended passage	307
Amendment filed	357
Steering recommends calendar..	496
Steering recommends calendar..	510
Committee report adopted.....	544
H. F. 188 substituted.....	544
Withdrawn	545
87 By Harbor. Relating to filing fees for water permits; fee to include cost of publishing legal notice.	
Introduced, passed on file.....	119
Referred	122
88 By Grimstead. Relating to the dredging of Silver Lake in Worth County; appropriating \$100,000.	

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Introduced, passed on file.....	119	the merger and consolidation of counties and county offices.	
Referred	122	Introduced, passed on file.....	123
89 By Grimstead. Relating to dredging Rice Lake in Win- nebago and Worth Counties; appropriation \$100,000.		Referred	125
Introduced, passed on file.....	119	Amendment filed	196
Referred	122	96 By Nolan. Relating to rate of pay of public employees; permitting overtime pay to state employees.	
90 By Nolan. Relating to re- moval of the requirement that social security be deducted from the annuity any judge receives under the judicial retirement system.		Introduced, passed on file.....	123
Introduced, passed on file.....	120	Referred	125
Referred	122	Recommended passage	270
Recommended passage	255	Committee report adopted.....	442
Committee report adopted.....	353	Amendment filed	443
Passed; ayes 45, nays 3.....	353	Placed at bottom of regular cal- endar	502
Messaged to House.....	361	97 By Nolan, Putney and Schroeder. Relating to the dimensions of a one pound package of oleo, oleomargar- ine or margarine.	
Reported enrolled	385	Introduced, passed on file.....	123
Signed by President	385	Referred	125
Sent to Governor	385	Sifting recommends calendar... 926	
Signed by Governor	427	Amendment filed	923
91 By Elijah and Buck. Relat- ing to permitting the county board of supervisors to estab- lish under certain circum- stances, public disposal grounds and operate and maintain them from fees col- lected or a general tax levy, or both.		Tabled	1065
Introduced, passed on file.....	120	98 By Moore, Putney, McCurdy, Coleman and Scott. Relating to changing the time of hold- ing the political party primary elections and conventions.	
Referred	122	Introduced, passed on file.....	123
Amendment filed	271	Referred	125
Recommended amendment, pas- sage	327	99 By Hoxie, Prince, Evans and Shoeman. Relating to changing the final date for filing petitions for improve- ment of secondary highways by private funds; changing date to October 1.	
Steering recommends calendar.. 718		Introduced, passed on file.....	124
92 By O'Malley. Relating to employment and payment of appraisers in cities having more than 125,000 population.		Referred	125
Introduced, passed on file.....	120	Recommended passage	314
Referred	122	Committee report adopted.....	460
Recommended passage	328	Passed; ayes 44, nays none....	460
Committee report adopted.....	461	Reported enrolled	1223
Passed; ayes 45, nays none....	461	Signed by President	1223
Reported enrolled	389	Sent to Governor	1223
Signed by President	389	Signed by Governor	1254
Sent to Governor	389	100 By Schroeder. Relating to legalizing proceedings of the board of directors of the Bet- tendorf Community School District in Scott County, authorizing the issuance of school buildings bonds.	
Signed by Governor	926	Introduced, passed on file.....	124
93 By Hoxie, Potter and Shoem- an. Relating to trucks pull- ing a four wheel trailer; per- mitting a trailer to be pulled by a truck with a gross weight of 5 tons or less.		Referred	125
Introduced, passed on file	120	Recommended passage	313
Referred	122	Amendment filed	373
Withdrawn	1090	Proof of publication certified... 480	
94 By Grimstead, Shoeman, Evans, Ringgenberg, Gilles- pie, Dykhouse, Prince, Fisher and Turner. Relating to ex- piration of motor vehicle op- erators' licenses; requiring state public safety department to give notice 30 days before expiration of operator's li- cense.		Steering recommends calendar.. 510	
Introduced, passed on file.....	120	Committee report adopted.....	539
Referred	122	Amendment adopted	539
95 By Nolan, Rigler, Putney, Stuart and Shaff. Relating to		Passed; ayes 47, nays none....	539
		Reported enrolled	791
		Signed by President	791
		Sent to Governor	791
		Signed by Governor	843
		101 By Rigler and Walker. Relat- ing to equipment of rail track motor cars used or furnished by common carriers by railroad for transporting employees; requiring employe- es to be protected from in- clement weather and giving	

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the carrier 3 years to comply with requirements.	
Introduced, passed on file.....	124
Referred	125
Motion to withdraw from sitting	1155
 102 By Miller, Shoeman, Hansen, Evans, Lynes, Potter, Fisher, Moore and Prince. Relating to cigarettes and tobacco; enable the consumer to deduct the cigarette tax for income tax purposes.	
Introduced, passed on file.....	124
Referred	125
Recommended passage	446
 103 By Miller, Wolf and Byers. Relating to authorizing a tax levy in cities and towns having a population between 75,000 and 125,000 for the purpose of providing a fund for cultural and scientific facilities.	
Introduced, passed on file.....	124
Referred	125
Recommended passage	194
Committee report adopted.....	249
Amendment adopted	250
Passed; ayes 45, nays 3.....	250
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor.....	1171
 104 By Hoffman and Stuart. Relating to court expense fund; removing the three-quarter mill limitation on county tax levy for court costs.	
Introduced, passed on file.....	127
Referred	136
Recommended passage	256
Committee report adopted.....	353
Passed; ayes 37, nays 10.....	361
Reported enrolled	926
Signed by President	926
Sent to Governor	926
Signed by Governor	977
 105 By Hoffman and Stuart. Relating to the maximum millage levy by counties for ordinary county revenue; permitting the levy of an additional tax not to exceed 2 mills; advance approval for such levy must be secured from both the state comptroller and the state auditor.	
Introduced, passed on file.....	127
Referred	136
Recommended amendment, passage	286
Committee report adopted.....	503
H. F. 125 substituted.....	503
Withdrawn	504
 106 By Hoffman. Relating to assistance for Disabled American Veterans of Iowa and their families; appropriating \$25,000.	
Introduced, passed on file.....	127
Referred	136
 107 By Butler, Walker, Coleman, Grimstead and Boothby. Relating to the dredging and improvement of Storm Lake in Buena Vista County, and for	

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an appropriation of \$200,000 to the state conservation commission for said purpose.	
Introduced, passed on file.....	127
Referred	136
 108 By Buck, Harbor, McCurdy and Wolf. Relating to tips and tipping; repealing the present anti-tipping statute.	
Introduced, passed on file.....	127
Referred	136
 109 By Butler. Relating to legalizing proceedings of board of directors of the Pocahontas Community School District in Pocahontas County in calling a special school bond election.	
Introduced, passed on file.....	127
Referred	136
Proof of publication certified....	205
Recommended passage	429
Amendment filed	448
Committee report adopted.....	453
Amendment adopted	453
Passed; ayes 46, nays none.....	453
Reported enrolled	525
Signed by President	525
Sent to Governor	525
Signed by Governor	554
 110 By Banks, Building and Loan. Relating to installment loans by banks, enabling banks to more fully develop home improvement and property development loan programs; and to regulate the advertising thereof.	
Introduced, placed on calendar..	128
Amendments adopted	167
Passed; ayes 43, nays 1.....	167
Concurred	264
Passed; ayes 49, nays none.....	264
Reported enrolled	285
Signed by President.....	285
Sent to Governor	285
Signed by Governor	312
 111 By Walker, Long, Prince, Dykhouse, Grimstead and Turner. Relating to responsibility for expenses of mentally ill and retarded patients in certain institutions governed by board of control.	
Introduced, passed on file.....	128
Referred	136
 112 By Frommelt. Relating to increasing the maximum salaries of certain deputy county officers.	
Introduced, passed on file.....	128
Referred	136
Recommended passage	270
Committee report adopted.....	442
Amendment adopted	442
Passed; ayes 46, nays none.....	442
Reported enrolled	889
Signed by President	889
Sent to Governor	889
Signed by Governor	926
 113 By McCurdy. Relating to reorganization of school districts; placing a reorganized school district in the county school system of the county in which the greatest number of electors reside at time	

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of the successful reorganization election	
Introduced, passed on file.....	128
Referred	136
Recommended amendment, passage	481
Steering recommends calendar..	575
Committee report adopted	685
Amendment adopted	685
Passed; ayes 48, nays none.....	685
 114 By Highways. Relating to disposition of owner in eminent domain proceedings for highways permitting immediate possession of the premises condemned.	
Introduced, placed on calendar..	128
Committee of the whole	168
Amendment adopted	168
Amendment withdrawn	168
Passed; ayes 29, nays 21.....	168
 115 By Frommelt, O'Malley, Miller, McCurdy, Mincks, Wolf and Schroeder. Relating to appointment and compensation of probation officers and secretaries in the juvenile courts.	
Introduced passed on file.....	128
Referred	136
Recommended passage	271
Amendment filed	308
Committee report adopted.....	361
Amendments adopted	361, 362
Passed; ayes 40, nays 5.....	362
Reported enrolled	582
Signed by President	582
Sent to Governor	582
Signed by Governor.....	603
 116 By Highways. Relating to rounding of corners on establishment of highways.	
Introduced, placed on calendar..	128
Passed; ayes 42, nays 5.....	173
Reported enrolled	385
Signed by President	385
Sent to Governor	385
Signed by Governor	427
 117 By Banks, Building and Loan. Relating to bank offices; permitting any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks.	
Introduced, placed on calendar.	128
H. F. 124 substituted.....	174
Withdrawn	175
 118 By Rigler, Lynes, Grimstead, Weber, Ringgenberg, Butler and McCurdy. Relating to county hospitals; providing for improvements in the financing, organization and internal operation, and permitting city hospitals to become county hospitals.	
Introduced, passed on file.....	129
Referred	136
Recommended passage	430
Amendment filed	449
Steering recommends calendar..	496
Committee report adopted.....	567
Amendment adopted	568
Passed; ayes 41, nays none.....	568

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Reported enrolled	791
Signed by President	791
Sent to Governor	792
Signed by Governor	843
 119 By Rigler, Lynes, Grimstead, Weber, Ringgenberg, Butler and McCurdy. Relating to city hospitals; permitting a city hospital to become a county hospital upon an affirmative vote of the citizens of the city and county involved.	
Introduced, passed on file.....	129
Referred	136
Recommended passage	430
Amendment filed	449
Steering recommends calendar..	496
Committee report adopted.....	568
Amendment adopted	568
Passed; ayes 40, nays none	569
Reported enrolled	791
Signed by President	791
Sent to Governor	792
Signed by Governor.....	843
 120 By Lynes. Relating to legalizing the proceedings for the organization of Plainfield Community School District in the counties of Bremer and Butler.	
Introduced, passed on file	129
Referred	136
Proof of publication certified....	205
Recommended passage	242
Committee report adopted	290
Passed; ayes 46, nays none	290
Reported enrolled	327
Signed by President	327
Sent to Governor	327
Signed by Governor	342
 121 By Highways. Relating to county secondary road budgets; allowing board of supervisors until December 1 to adopt following year's construction program, and permitting adjustment of the budget by transfer of funds for items within the budget.	
Introduced, placed on calendar.	129
Amendment filed	144
Amendment adopted	175
Passed; ayes 48, nays none.....	175
Reported enrolled	312
Signed by President	312
Sent to Governor	313
Signed by Governor	367
 122 By Gilmour, Lynes, Gillespie, Butler, Hoxie, O'Connor, O'Malley and Long. Relating to employees under civil service in cities and towns; removing restriction against conscientious objector for military service	
Introduced, passed on file.....	129
Referred	136
Recommended passage	496
Steering recommends calendar..	510
Committee report adopted	542
Passed; ayes 36, nays 2.....	662
 123 By O'Malley, Miller, McCurdy, Prince, Hoffman, Nolan, Boothby, Gilmour, Elijah, Coleman, Butler, O'Connor, Getting, Grimstead, Frommelt, Evans and Gillespie. Relating	

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to establishment of a merit system of personnel administration for the civil service of the state of Iowa and repealing acts and parts of acts in conflict therewith.	
Introduced, passed on file.....	129
Referred	136
Amendments filed	170, 258, 272
124 By Highway Safety. Relating to daytime speed limits; establishing a speed limit for motor vehicles of 70 miles per hour.	
Introduced, placed on calendar..	130
Made special order	176
Amendment filed	185
Point of order raised	202
Committee of the whole	202
Passed; ayes 49, nays 1.....	203
Reported enrolled	525
Signed by President	525
Sent to Governor	525
Signed by Governor.....	574
125 By Highway Safety. Relating to speed limits for all traffic on fully controlled access facilities; establishing a daytime limit of 75 miles per hour and a nighttime limit of 65 miles per hour.	
Introduced, placed on calendar..	130
Amendments filed	144, 223
Made special order	176
Passed; ayes 36, nays 13.....	204
Vote reconsidered	207
Amendments adopted	229
Passed; ayes 30, nays 18.....	229
Concurred	1013
Passed; ayes 35, nays 12.....	1014
Reported enrolled	1078
Signed by President	1078
Sent to Governor	1078
Signed by Governor.....	1101
126 By O'Malley. Relating to salaries of municipal court clerks; increasing salary to \$7,200 in cities with a population of 150,000 or more.	
Introduced, passed on file.....	130
Referred	136
127 By O'Malley. Relating to the salary of county attorneys in counties having a population of over 150,000; increasing salary to \$10,000 a year.	
Introduced, passed on file.....	130
Referred	136
Withdrawn	923
128 By Long, Shoeman, Vance, O'Malley and Eppers. Relating to the making of small loans so as to increase the maximum amount of loan and regulate the rate of interest on such loans.	
Introduced, passed on file.....	139
Referred	143
Recommended amendment, passage	315
Amendments filed	344, 499, 529, 555, 575, 585
Steering recommends calendar ..	496
Committee report adopted.....	596
H. F. 235 substituted.....	645
Withdrawn	665
129 By O'Malley, Hoxie and Coleman. Relating to brake	

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requirements; allowing in addition to other braking systems the use of self-actuating brakes on trailers or semitrailers of more than 3,000 pounds.	
Introduced, passed on file.....	139
Referred	143
Recommended passage	446
Steering recommends calendar..	510
Committee report adopted.....	544
Passed; ayes 42, nays none	544
Reported enrolled	812
Signed by President	812
Sent to Governor	813
Signed by Governor	867
130 By Hoxie and Harbor. Relating to salaries paid to county weed commissioners and their deputies; providing for payment of salaries from the county weed eradication and equipment fund.	
Introduced, passed on file.....	139
Referred	143
Recommended passage	446
Amendment filed	529
Steering recommends calendar..	611
Committee report adopted.....	649
H. F. 324 substituted.....	649
Withdrawn	649
131 By Potter, O'Malley, Mincks and Coleman. Relating to taxation under the Iowa public employees retirement system, to increase the taxable limit on earnings and to provide for payment of a portion of the employer tax from the general fund of the state.	
Introduced, passed on file.....	139
Referred	143
132 By Appropriations. Relating to transferring the special reserve fund of the state to the general fund of the state.	
Introduced, placed on calendar...	140
Amendment filed	177
Amendment adopted	180
Passed; ayes 47, nays 3.....	180
Reported enrolled	306
Signed by President.....	306
Sent to Governor.....	306
Signed by Governor.....	312
133 By Appropriations. Relating to teachers' retirement allowance payments and making an appropriation of \$450,000 therefor.	
Introduced, placed on calendar..	140
Withdrawn	153
134 By Hoxie, Coleman, Rigler and O'Malley. Relating to speed limit for motor vehicles drawing certain trailers; increasing limit to 55 miles per hour.	
Introduced, passed on file.....	140
Referred to highway safety.....	143
Recommended amendment, passage	314
Amendments filed	387, 483
Withdrawn	663
135 By Nolan. Relating to sanitary provisions pertaining to railroad employees.	

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Introduced, passed on file.....	140	allowance payments to teachers who have attained the age of 65 and have a record of service of 25 years or more. Introduced, passed on file.....	145
Referred	143	Referred to schools and educational institutions	169
136 By Nolan. Relating to motor vehicle operator's and chauffeur's licenses; each licensee to bear the photograph of the licensee.		Amendments filed	404, 449
Introduced, passed on file.....	140	144 By Frommelt and Nolan. Relating to boards of arbitration in disputes between employees and employers; regarding wages or working conditions between the state or any department or any political subdivision.	
Referred	143	Introduced, passed on file.....	146
137 By Frommelt. Relating to a 60 day waiting period before a decree of separate maintenance may be granted.		Referred	169
Introduced, passed on file	140	Amendment filed	257
Referred	143	145 By Highway Safety. Relating to yield right of way signs; authorizing highway commission and local authorities to erect yield signs.	
138 By Frommelt and Nolan. Relating to communication with others by persons arrested, restrained or about to be moved beyond the boundaries of the state; permitting an arrested person to make one phone call immediately upon imprisonment.		Introduced, placed on calendar	146
Introduced, passed on file.....	140	Amendments filed	185, 224
Referred	143	Amendments adopted	187, 188, 188
Withdrawn	597	Committee of the whole	188
139 By Miller, Gilmour, Schroeder, Hoffman, Lynes and O'Malley. Relating to creation of a State Commission on Human Relations and prescribing the powers and duties thereof.		Passed; ayes 45, nays 2	226
Introduced, passed on file.....	145	Reported enrolled	582
Referred	169	Signed by President	582
Referred to appropriations.....	515	Sent to Governor.....	582
140 By Butler. Relating to well contractors and the registration thereof; requiring that well contractors be identified by registering with the state geologist.		Signed by Governor.....	603
Introduced, passed on file.....	145	146 By Miller, Butler and Walker. Relating to the regulating, licensing and controlling of dispensing opticians.	
Referred	169	Introduced, passed on file.....	146
Recommended amendment, passage	507	Referred	169
Amendment filed	632	Amendment filed	316
141 By Butler. Relating to an additional tax of one cent on the sale of each package of 20 cigarettes, for conservation purposes.		147 By Putney and Nolan. Relating to payment of wages to employees of railway corporations; changing from semi-monthly to weekly.	
Introduced, passed on file.....	145	Introduced, passed on file.....	146
Referred	169	Referred	169
Withdrawn	1303	148 By Putney, Gillespie, Byers and Scott. Relating to authorizing the state board of regents to erect, equip, maintain and operate self-liquidating buildings and facilities, to use and acquire land therefor, to fix student fees and charges for their payment and to borrow money and pledge the student fees and charges, the property and the rents and profits therefrom for such purposes.	
142 By Shaft, Schroeder, Byers, O'Malley and O'Connor. Relating to arbitration of differences between cities and associations of fire department employees.		Introduced, passed on file.....	146
Introduced, passed on file.....	145	Referred	169
Referred	169	Recommended passage	314
Recommended amendments, passage	403	Steering recommends calendar.....	496
Steering recommends calendar..	496	Committee report adopted.....	536
Committee report adopted.....	560	Amendment adopted	536
H. F. 139 substituted.....	560	Passed; ayes 48, nays none	536
Withdrawn	561	Reported enrolled	717
143 By Gilmour, O'Malley, Hansen, Frommelt, Moore, Edelen, Hoschek, Coleman, Potter, Eppers and O'Connor. Relating to minimum state retirement		Signed by President	717
		Sent to Governor.....	717
		Became law without governor's signature	765
		149 By Walker. Relating to lobbyists operating during sessions of the general assembly; requiring registration	

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with the secretary of state; and the filing of an expense account every two weeks with the secretary of the senate and the chief clerk of the house.	
Introduced, passed on file.....	146
Referred	169
150 By Governmental Affairs. Relating to the supervision and performance of legal work of the various departments, offices, boards, and commissions of the state; permitting the attorney general to assign full time assistant attorneys general to such agencies; and the agencies to pay the salary of the assistant attorneys general.	
Introduced, placed on calendar..	146
Amendment filed	317
Amendment adopted	338
Passed; ayes 33, nays 17.....	338
Reported enrolled	889
Signed by President.....	889
Sent to Governor.....	889
Vetoed by Governor.....	949
151 By Schroeder. Relating to the acquisition of riverfront land by certain cities.	
Introduced, passed on file.....	146
Referred	169
Recommended passage	528
152 By Judiciary 1. Relating to judicial conferences; authorizing the chief justice of the supreme court to call judicial conferences.	
Introduced, placed on calendar..	147
Passed; ayes 50, nays none....	180
Reported enrolled	312
Signed by President.....	312
Sent to Governor.....	327
Signed by Governor.....	342
153 By Judiciary 1. Relating to rules by the supreme court for the operation of inferior courts.	
Introduced, placed on calendar..	147
Passed; ayes 45, nays none....	188
Reported enrolled	312
Signed by President.....	312
Sent to Governor.....	327
Signed by Governor.....	385
154 By Judiciary 1. Relating to the appointment, term and authority of the chief justice of the state.	
Introduced, placed on calendar..	147
Passed; ayes 48, nays none....	189
Concurred	333
Passed; ayes 38, nays 12.....	333
Reported enrolled	355
Signed by President.....	356
Sent to Governor.....	356
Signed by Governor.....	385
155 By Hoxie, Potter, Hill, Ede- len, Long, Harbor, Henry, O'Malley, Putney and Gillespie. Relating to daytime and night- time speed limits on second- ary roads; establishing a limit of 50 miles per hour but per- mitting board of supervisors to regulate speed after survey by the highway commission.	

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Introduced, passed on file.....	147
Referred	169
Recommended passage	315
Withdrawn	645
156 By Long, Walker, Fisher, Price, Evans and Shaff. Re- lating to income, corporation and sales tax and to provide that in computing the amount of sales tax that may be due, the retailer shall be entitled to a credit or discount for prompt payment and as re- muneratation for his costs of collecting and remitting tax.	
Introduced, passed on file.....	147
Referred	169
157 By Miller and Prentiss. Re- lating to the taxation of moneys and credits; repealing of tax effective January 1, 1960.	
Introduced, passed on file.....	147
Referred	169
Amendments filed	344, 872
158 By Miller, Hansen, Butler, Coleman, Shoeman, O'Connor, Byers, Hoffman, Nolan, Pot- ter, Harbor and McCurdy. Re- lating to sales tax; levying a tax of 10 percent on the gross receipts from retail sale of liquor; providing for 25 per- cent of any collections to be returned to the county from which it was received and allocated to school districts.	
Introduced, passed on file.....	147
Referred	169
Recommended passage	447
Motion to withdraw from com- mittee	1299
Amendment filed	1357
Motion to place on calendar....	1390
159 By Hoxie and Butler. Re- lating to blanket accident and sickness insurance; permit- ting the issuance of a single policy to specific types of groups without requiring is- suance of additional policies or certificates.	
Introduced, passed on file.....	147
Referred	169
160 By Nolan, Coleman, Shoe- man and Butler. Relating to the boarding of prisoners by sheriffs; increasing the costs paid to sheriffs to \$2 per day.	
Introduced, passed on file.....	148
Referred	169
Withdrawn	991
161 By Mincks and Hoschek. Relating to optometry and the board of optometry examiners and to provide for the devel- opment, establishment, and enforcement of basic standards of professional conduct, sani- tation and quality of exami- nation, therapy and materials used.	
Introduced, passed on file.....	148
Referred	169
162 By Shaff. Relating to em- ployment of a fiscal agent;	

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prohibiting local governments from employing a fiscal agent.		waters; expanding jurisdiction to include marine parades, tournaments, exhibitions.	
Introduced, passed on file.....	148	Introduced, placed on calendar..	149
Referred	169	Amendments adopted	189
Recommended passage	306	Passed; ayes 47, nays none	190
Steering recommends calendar..	496	Reported enrolled	235
Amendment filed	575	Signed by President.....	235
Committee report adopted.....	627	Sent to Governor.....	235
Amendment adopted	628	Signed by Governor.....	241
Failed; ayes 16, nays 31.....	628		
163 By Shaff. Relating to rejection of bids and private sales; prohibiting the private selling of a public bond issue after rejecting bids.		169 By Lynes. Relating to rules and regulation for licensing of non-resident auctioneers and providing penalties for violation.	
Introduced, passed on file.....	148	Introduced, passed on file.....	149
Referred	169	Referred	169
Recommended passage	306	Recommended passage	313
164 By Shaff. Relating to sale of bonds for public utility plants.		170 By Shaff. Relating to lien of assistance; requiring that lien against real estate for husband or wife committed for mental care apply to spouse only if such person is indexed by the auditor.	
Introduced, passed on file.....	148	Introduced, passed on file.....	149
Referred	169	Referred	169
Recommended passage	306	Recommended passage	307
165 By Shaff. Relating to self-liquidating contracts and bonds of cities and towns.		Steering recommends calendar..	510
Introduced, passed on file.....	148	Committee report adopted	541
Referred	169	Passed; ayes 44, nays none	542
Recommended passage	307	Concurred	875
166 By O'Malley, Hoxie, Harbor, Prince, Henry, Shoeman, Gillespie and Prentis. Relating to creating a civil defense administration; to serve in the event of major disasters; to provide for the director thereof; to define the powers and duties of the director, the civil defense administration and the governor; and to authorize the receipt and expenditure of funds incident to the administration thereof.		Passed; ayes 45, nays 1.....	875
Introduced, passed on file.....	148	Reported enrolled	926
Referred	169	Signed by President.....	926
Referred to appropriations.....	515	Sent to Governor.....	926
Recommended passage	583	Signed by Governor.....	977
Amendment filed	632		
Committee report adopted.....	639	171 By Hoxie, Fisher and Gilmour. Relating to the age of children starting to school.	
Amendment adopted	639	Introduced, passed on file.....	149
Passed; ayes 44, nays none	640	Referred	169
Reported enrolled	926	Recommended amendment, passage	241
Signed by President.....	926	Committee report adopted.....	339
Sent to Governor.....	926	Amendment adopted	339
Signed by Governor.....	977	Passed; ayes 29, nays 19.....	339
167 By O'Malley and Walker. Relating to benefits that may be provided by a fraternal beneficiary association; and defining the qualification for membership in the association.		Concurred	731
Introduced, passed on file.....	148	Passed; ayes 44, nays none	732
Referred	169	Reported enrolled	764
Recommended passage	496	Signed by President.....	764
Steering recommends calendar..	673	Sent to Governor.....	764
Committee report adopted.....	742	Vetted by Governor.....	816, 867
Passed; ayes 39, nays 1.....	742		
Reported enrolled	1190	172 By Rigler, Miller, O'Malley, Vance, Stuart, Shaff, Long, Wolf, Schroeder, Buck, Nolan and Byers. Relating to gifts of securities and money to minors and to make uniform the law with reference thereto.	
Signed by President	1190	Introduced, passed on file.....	149
Sent to Governor.....	1216	Referred	170
Signed by Governor.....	1254	Recommended passage	399
168 By Conservation. Relating to jurisdiction of the conservation commission over all types of events conducted upon state		Steering recommends calendar ..	496
		Steering recommends calendar..	516
		Committee report adopted.....	545
		Passed; ayes 40, nays none	545
		Concurred	985
		Passed; ayes 48, nays none	985
		Reported enrolled	1078
		Signed by President.....	1078
		Sent to Governor.....	1078
		Signed by Governor.....	1101
		173 By Stuart, Prentis and O'Malley. Relating to the legislative research committee and	

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research bureau and to provide for more legislative participation in legislative research .	
Introduced, passed on file	149
Referred	170
Recommended passage	307
Steering recommends calendar	496
Amendments filed	529, 530
Committee report adopted	537
Amendments adopted	537, 538
Passed; ayes 48, nays 1	538
Reported enrolled	656
Signed by President	656
Sent to Governor	656
Became law without Governor's signature	728
174 By Prentiss. Relating to attorney fees on appeals from the awards made by condemnation commissioners.	
Introduced, passed on file	171
Referred	183
Motion to place on calendar	1390
175 By Walker. Relating to expenditures from the primary road fund; permitting fund to be used for preservation of fossils and other materials found in making excavations for road construction.	
Introduced, passed on file	171
Referred	183
176 By Dykhouse. Relating to entry on private property for the purpose of making surveys for highways.	
Introduced, passed on file	171
Referred	183
Recommended passage	427
177 By O'Malley and Stuart. Relating to authorizing the state board of regents to acquire, purchase, lease, construct, equip, improve, repair and remodel buildings or structures necessary for carrying on educational programs and extra-curricular student activities at the three state institutions of higher education, and to collect building fees from students to be used to pay cost of such facilities.	
Introduced, passed on file	171
Referred	183
178 By Elijah. Relating to declaring National TTT Society a corporation, not for pecuniary profit, and to confer upon such society all the powers and duties relating to such corporations.	
Introduced, passed on file	178
Referred	183
Recommended passage	400
Committee report adopted	462
Passed; ayes 43, nays none	462
Reported enrolled	525
Signed by President	525
Sent to Governor	525
Signed by Governor	554
179 By O'Malley. Relating to issuance of county bonds to finance the cost of applying a concrete, asphaltic concrete, or bituminous surface to sec-	

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ondary roads in counties with a population of over 200,000.	
Introduced, passed on file	178
Referred	183
180 By Schroeder. Relating to the establishment of a Mississippi River parkway planning commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa state highway commission in the location, planning and construction of the Mississippi River parkway and to make an appropriation.	
Introduced, passed on file	178
Referred	183
Amendments filed	613, 1053
Withdrawn	1130
181 By Rigler. Relating to construction of telephone, telegraph, electrical transmission lines, and pipe lines along highways in the national system of interstate and defense highways.	
Introduced, passed on file	178
Referred	183
182 By Gillespie, Scott, Coleman, Putney, Henry and Edelen. Relating to levying a tax on certain mineral products and allocation of tax so collected.	
Introduced, passed on file	179
Referred	183
183 By Frommelt and Butler. Relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.	
Introduced, passed on file	179
Referred	183
Recommended passage	315
Amendments filed	344, 374
Committee report adopted	382
H. F. 319 substituted	383
Withdrawn	383
184 By Coleman. Relating to weeds, including sunflowers, except the garden variety, in the category of secondary noxious weeds.	
Introduced, passed on file	179
Referred	183
Recommended passage	429
Committee report adopted	465
Passed; ayes 38, nays 8	465
185 By Shaft and Schroeder. Relating to creation of an Iowa public service commission, defining powers, duties, and jurisdiction of such commission; abolishing the Iowa state commerce commission and transferring the duties to the public service commission.	
Introduced, passed on file	179
Referred	183
Amendment filed	405
186 By Coleman, Butler, Walker, O'Malley, Ringgenberg and	

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Hill. Relating to an appropriation for the dredging and improvement of North Twin Lake in Calhoun County; \$375,000.		Introduced, passed on file	198
Introduced, passed on file	179	Referred	205
Referred	183		
187 By O'Connor, Gilmour and Nolan. Relating to a penalty for persons causing death from fire in public buildings.		194 By Walker, Coleman, Nolan, Long, Prince, Butler, Lynes and O'Malley. Relating to the motor vehicle fuel tax reports; computation and payment of tax, credits, and the deduction from said tax for evaporation and loss.	
Introduced, passed on file	187	Introduced, passed on file	198
Referred	192	Referred	205
188 By Dykhouse. Relating to legal counsel for the state highway commission; authorizing commission to employ such legal counsel as may be required.		195 By Cities and Towns. Relating to expense of delegates to annual convention of league of Iowa municipalities; increasing the mileage allowance.	
Introduced, passed on file	187	Introduced, placed on calendar..	198
Referred	192	Passed; ayes 46, nays none	291
189 By O'Connor. Relating to income tax deduction; repealing section allowing social security tax to be used as a deduction.		Reported enrolled	791
Introduced, passed on file	187	Signed by President	791
Referred	192	Sent to Governor	792
190 By Hoxie. Relating to appropriation funds for the building of a swimming pool and a bathhouse and museum building, in Waubonsie State Park in Fremont County.		Signed by Governor	843
Introduced, passed on file	197	196 By Miller, Eppers, Schroeder, O'Malley, Stuart, Frommelt, Elijah, McCurdy, Nolan, O'Connor, Buck, Edelen, Vance and Hansen. Relating to lascivious acts with children; providing for penalty of not less than 2 years and not more than 10 years.	
Referred	205	Introduced, passed on file	198
191 By Labor. Relating to union shop; providing it shall be lawful for employers and employees to enter into an agreement containing union shop membership provisions.		Referred	205
Introduced, placed on calendar ..	197	Recommended amendment, passage	690
Amendments filed	257, 692	197 By Hoschek, Hoxie and Shaff. Relating to speed limits in alleys, establishing limits and providing penalties for violation thereof.	
Re-referred to labor	266	Introduced, passed on file	198
Recommended amendment, passage	316	Referred	205
192 By Schools and Educational Institutions. Relating to junior colleges; substituting the word "community" for "public" in the name.		Recommended passage	403
Introduced, placed on calendar ..	197	Steering recommends calendar..	611
H. F. 220 substituted	291	Committee report adopted.....	647
Withdrawn	291	Passed; ayes 42, nays none.....	647
193 By Lynes, Hoxie, McCurdy, Walker and Ringgenberg. Relating to licensing livestock dealers, their agents and employees, to require bonds, to provide for appeal from denial and revocation of licenses, and to provide for punishment for violations.		Reported enrolled	690
		Signed by President	690
		Sent to Governor	690
		Signed by Governor	723
		198 By Conservation. Relating to regulation of the use of water skis, surfboards and similar devices on the waters of the state.	
		Introduced, placed on calendar ..	199
		Amendment filed	244, 287
		Amendment withdrawn	336
		Amendment adopted	337
		Passed; ayes 49, nays 1	337
		Amendment filed	675
		Amendment adopted	679
		Concurred	679
		Passed; ayes 44, nays none	679
		Reported enrolled	791
		Signed by President	791
		Sent to Governor	792
		Signed by Governor	843
		199 By Stuart, Butler, Walker and Long. Relating to the compensation and expense of	

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shorthand reporters of the district court; increasing to \$9 a day the expense allowance and providing for compensation in 12 monthly installments.	
Introduced, passed on file	199
Referred	205
200 By Cities and Towns. Relating to authorizing the mayor pro tempore to hold the mayor's court in cases of ordinance violations if the mayor is absent or unable to act.	
Introduced, placed on calendar..	199
Passed; ayes 47, nays none.	292
Reported enrolled	791
Signed by President	791
Sent to Governor	792
Signed by Governor	843
201 By Miller, Henry and O'Malley. Relating to payment of bond premiums on bonds required of clerks and cashiers who are not deputy county officers.	
Introduced, passed on file	199
Referred	205
Recommended passage	766
Committee report adopted.....	834
Passed; ayes 30, nays none	835
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor	1171
202 By Social Security. Relating to the provision that every aged person not earning \$300 per year is entitled to old age assistance; repealing such provision.	
Introduced, placed on calendar..	199
Passed; ayes 47, nays none	293
203 By Social Security. Relating to requirement that an applicant be unable to earn \$300 per year before being eligible for old age assistance; eliminating such requirement.	
Introduced, placed on calendar..	199
Passed; ayes 47, nays none.....	293
204 By Social Security. Relating to date upon which old age assistance payments shall commence after a certificate of assistance has been issued.	
Introduced, placed on calendar..	199
Passed; ayes 47, nays none.....	294
205 By Social Security. Relating to amount of cash and other personal property an applicant may own to be eligible for old age assistance.	
Introduced, placed on calendar..	199
Passed; ayes 45, nays 2.....	294
206 By Social Security. Relating to repeal of the requirement that an applicant to be eligible for old age assistance shall not have deserted his wife and children.	
Introduced, placed on calendar..	200
Failed; ayes 24, nays 20.....	295

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207 By Social Security. Relating to the procedure following an application for old age assistance permitting a decision on old age assistance application to be made and assistance paid within 30 days after it is filed.	
Introduced, placed on calendar..	200
Passed; ayes 46, nays none.....	296
208 By Social Security. Relating to eliminating the payment of old age assistance tax as a condition of eligibility for old age assistance.	
Introduced, placed on calendar..	200
Passed; ayes 46, nays none.....	296
209 By Social Security. Relating to limitation of value of real estate, as determined by the assessed value, that an applicant may own to be eligible for old age assistance; increasing the limitation to \$3,000.	
Introduced, placed on calendar..	200
Passed; ayes 44, nays none.....	297
210 By Social Security. Relating to taking of a tax deed by the state board of social welfare; clarifying the authority of the board to take deed and eliminate title problems.	
Introduced, placed on calendar..	200
Amendment filed	336
Amendment adopted	414
Passed; ayes 49, nays none.....	414
Reported enrolled	1132
Signed by President.....	1133
Sent to Governor.....	1133
Signed by Governor.....	1172
211 By Social Security. Relating to eliminating the requirement that a recipient of old age assistance be a citizen of the United States.	
Introduced, placed on calendar..	200
Failed; ayes 15, nays 29.....	297
212 By Nolan, Miller, O'Malley, Schroeder, Coleman and Frommelt. Relating to tax exemption of goods held for sale or resale stored in a public warehouse.	
Introduced, passed on file.....	200
Referred	205
Amendments filed	236, 728
Recommended amendment, passage	447
Steering recommends calendar..	673
Committee report adopted.....	734
Amendments adopted	735
Passed; ayes 30, nays 16.....	735
Reported enrolled	889
Signed by President.....	889
Sent to Governor.....	889
Became law without Governor's signature	1006
213 By Rigler and Nolan. Relating to certificated common carriers of passengers operating on charter; prohibiting any motor carrier from transporting person or property for compensation over a regular route.	

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Introduced, passed on file.....	208	Introduced, placed on calendar..	209
Referred	221	H. F. 173 substituted.....	334
Amendments filed	308, 613	Withdrawn	335
Recommended amendment, pas- sage	446	221 By Miller, Stuart, Hill, Mc- Curdy and Getting. Relating to operating a motor vehicle while intoxicated or drugged; making mandatory the suspen- sion of driver license; and in- creasing the maximum jail sentence for conviction of driving while intoxicated to 6 months.	
Steering recommends calendar..	575	Introduced, passed on file.....	209
Declaration of legislative intent.	680	Referred	221
Committee report adopted.....	683	222 By Nolan. Relating to the exclusion of atomic energy hazards from the statutory standard fire policy.	
Amendments adopted	683	Introduced, passed on file.....	209
Passed; ayes 46, nays none.....	683	Referred	221
Concurred	859	223 By Henry and Lynes. Rel- ating to professional civil engineers; increasing annual renewal fee for certificates of registration.	
Passed; ayes 42, nays none.....	859	Introduced, passed on file.....	209
Reported enrolled	926	Referred	221
Signed by President.....	926	223 By Henry and Lynes. Rel- ating to professional civil engineers; increasing annual renewal fee for certificates of registration.	
Sent to Governor.....	926	Introduced, passed on file.....	209
Signed by Governor.....	977	Referred	221
214 By Prentiss. Relating to a declaration of the policy of the state to distribute uncondi- tional general bequests to the state back to the county of the residence of the tes- tator and making appropria- tion to remit one such be- quest to Decatur County.		223 By Henry and Lynes. Rel- ating to professional civil engineers; increasing annual renewal fee for certificates of registration.	
Introduced, passed on file.....	208	Introduced, passed on file.....	209
Referred	221	Referred	221
215 By Mincks and Coleman. Relating to employment secu- rity and amending disquali- fication provisions of benefits payable thereunder.		223 By Henry and Lynes. Rel- ating to professional civil engineers; increasing annual renewal fee for certificates of registration.	
Introduced, passed on file.....	208	Introduced, passed on file.....	209
Referred	221	Referred	221
216 By Wolf and Nolan. Relat- ing to judges and courts spec- ifying the status of de facto judges; making requirement of qualification of a district judge a directory and not a mandatory act.		Amendment filed	287
Introduced, passed on file.....	208	Recommended passage	509
Referred	221	Sifting recommends calendar..	868
Recommended amendment, pas- sage	307	Committee report adopted.....	990
Committee report adopted.....	458	Amendment adopted	990
H. F. 272 substituted.....	458	Passed; ayes 45, nays none.....	990
Withdrawn	458	Reported enrolled	1357
217 By O'Connor. Relating to the administration of the Iowa public employees retirement system fund; requiring the treasurer to deposit retirement fund money in banks designat- ed by the employment secu- rity commission.		Signed by President.....	1357
Introduced, passed on file.....	208	Sent to Governor.....	1357
Referred	221	Signed by Governor.....	1384
218 By Nolan. Relating to an optional audit of county funds by certified public accountants.		224 By Conservation. Relating to lengthening the spearing season on certain species of fish and extending the area open to spearing.	
Introduced, passed on file.....	209	Introduced, placed on calendar..	209
Referred	221	H. F. 167 substituted.....	335
219 By Conservation. Relating to adopting the Scribner Decimal "C" log rule as the standard log rule for determining the board foot content of saw logs.		Withdrawn	336
Introduced, placed on calendar..	209	225 By Nolan and Putney. Rel- ating to enabling the State of Iowa to convey certain easements and rights in, to and over certain lands owned by the state in Johnson County, in furtherance of the Coralville Reservoir project.	
H. F. 247 substituted.....	334	Introduced, passed on file.....	209
Withdrawn	334	Referred	221
220 By Conservation. Relating to fidelity bond of conserva- tion commission employees; permitting the commission to obtain a blanket position bond covering all employees.		Recommended passage	307
		Steering recommends calendar..	510
		Committee report adopted.....	545
		Amendment adopted	546
		Passed; ayes 39, nays none.....	546
		Reported enrolled	1223
		Signed by President.....	1223
		Sent to Governor.....	1223
		Signed by Governor.....	1254
		226 By Turner and Butler. Rel- ating to the maintenance and improvement of Lake of Three Fires in Taylor County; ap- propriation of \$80,000.	
		Introduced, passed on file.....	210
		Referred	221
		Recommended passage	420
		Referred to appropriations.....	431
		227 By Gillespie, Schroeder, Boothby, Gilmour, Hansen,	

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Elijah, Stuart and Turner. Relating to group insurance for automobile club members; eliminating the requirement that automobile clubs issue members a separate personal accident insurance policy.	
Introduced, passed on file.....	210
Referred	221
Amendment filed	470
Sifting recommends calendar....	926
Committee report adopted.....	1068
Tabled	1068
228 By Conservation. Relating to registration of all boats and watercraft propelled by machinery and provide a fee therefor.	
Introduced, placed on calendar..	210
Amendments filed	432, 632
Re-referred to conservation....	623
229 By Evans, Price, O'Malley and McCurdy. Relating to the movement of implements on highways; authorizing highway commission to issue special permits for implements moved between dealer and purchaser.	
Introduced, passed on file.....	224
Referred	236
Recommended passage	315
Committee report adopted	456
Passed; ayes 46, nays none.....	456
Concurred	680
Passed; ayes 47, nays none.....	680
Reported enrolled	717
Signed by President	717
Sent to Governor	717
Signed by Governor	743
230 By Coleman, Walker and Butler. Relating to construction work of the conservation commission; allowing the commission to let contracts when amount of construction is less than \$50,000.	
Introduced, passed on file.....	224
Referred	236
Amendment filed	513
231 By Hill and Gilmour. Relating to the improvement of Rock Creek Lake in Jasper County; appropriation \$183,600.	
Introduced, passed on file.....	224
Referred	236
232 By Miller, Fisher, Henry, O'Malley, Nolan, McCurdy, Edelen, Frommelt and Butler. Relating to reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and free-way projects.	
Introduced, passed on file.....	224
Referred	236
Recommended amendment, passage	428
Withdrawn	1181
233 By Harbor, Rigler and Edelen. Relating to state aid to persons or corporations first discovering crude oil in this state and making an appropriation therefor.	

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Introduced, passed on file	224
Referred	236
234 By Conservation. Relating to regulations of commercial fishing, and clarifying the uses of certain types of commercial fishing gear and the licenses required.	
Introduced, placed on calendar ..	225
Amendments filed	272, 432
Amendment withdrawn	437
Amendment adopted	438
Passed; ayes 47, nays none	438
Concurred	1013
Passed; ayes 45, nays none	1013
Reported enrolled	1078
Signed by President	1078
Sent to Governor	1078
Signed by Governor	1101
235 By Ringgenberg, Nolan and Wolf. Relating to sale of real estate by the state board of regents; and authorizing re-investment of the proceeds of such sale in the purchase of other real estate.	
Introduced, passed on file	225
Referred	236
Amendments filed	258, 434
Recommended passage	481
Steering recommends calendar ..	611
Committee report adopted	648
Amendments adopted	648
Passed; ayes 40, nays none	648
Concurred	733
Passed; ayes 45, nays none	733
Reported enrolled	764
Signed by President	764
Sent to Governor	764
Signed by Governor	765
236 By Potter. Relating to requirement that a schedule of moneys and credits be filed with state income tax returns.	
Introduced, passed on file.....	225
Referred	236
237 By Transportation. Relating to reciprocity and apportionment of motor vehicle registrations and to the compensation tax on certain motor vehicles.	
Introduced, placed on calendar...	225
Passed; ayes 50, nays none.....	338
Concurred	413
Passed; ayes 49, nays none.....	413
Reported enrolled	445
Signed by President	445
Sent to Governor	445
Signed by Governor.....	469
238 By Butler. Relating to assessment for taxation of platted lots; maintaining the taxation on such lots to the proportionate share of the original assessed valuation.	
Introduced, passed on file.....	225
Referred	236
Recommended passage	447
239 By Frommelt, O'Malley, Butler and Miller. Relating to the credit committee of credit unions; providing for appointment of a loan officer to approve loans.	

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Introduced, passed on file.....	225	Introduced, passed on file	237
Referred	236	Referred	241
Recommended passage	315		
Committee report adopted	383	246 By Elijah. Relating to	
Passed; ayes 47, nays none	383	authorizing insurance com-	
Reported enrolled	582	panies, building and loan as-	
Signed by President	582	sociations, trustees, fiduci-	
Sent to Governor	582	aries, the state of Iowa to in-	
Signed by Governor.....	603	vest in bonds and debentures	
		issued by any of the federal	
240 By Frommelt, O'Malley, But-		land banks, the federal inter-	
ler and Miller. Relating to		mediate credit banks, or the	
credit unions; providing for		banks for cooperatives under	
optional payment of dividends		the supervision of the farm	
on a semi-annual basis.		credit administration.	
Introduced, passed on file.....	226	Introduced, passed on file	237
Referred	236	Referred	241
Recommended passage	315		
Amendment filed	374	247 By Stuart, Butler, Shoeman,	
Committee report adopted	384	McCurdy, Long, Henry, Gil-	
Amendment adopted	384	lespie, Boothby, Hoxie and	
Passed; ayes 47, nays none.....	384	Wolf. Relating to coroners;	
Reported enrolled	582	abolishing the office of cor-	
Signed by President	582	oner and creating a board on	
Sent to Governor.....	582	post mortem examinations;	
Signed by Governor.....	603	providing for the appointment	
		of a chief medical examiner	
241 By O'Malley, Byers, Nolan,		and county medical examiners,	
O'Connor, Dewel, Long, Schroe-		their qualifications, powers,	
der and Gilmour. Relating to		duties and functions; and to	
mileage paid sheriffs for ser-		make an appropriation.	
vices in all cases required by		Introduced, passed on file	238
law; increasing the mileage		Referred	241
fee to 12 cents per mile.		Recommended amendment, pas-	
Introduced, passed on file.....	226	sage	605, 609
Referred	236	Amendment filed	616, 692
		Steering recommends calendar..	744
242 By Evans and Scott. Relat-		Committee report adopted	902
ing to the employment secur-		H. F. 260 substituted	903
ity law, increasing unemploy-		Withdrawn	903
ment benefits; relating to			
eligibility, qualification and		248 By Board of Control. Rel-	
disqualification for benefits;		ating to use of, the establish-	
and providing for the giving		ing and maintaining industry	
of notice to employers of pay-		revolving funds of the state	
ments, and correcting errors.		penitentiary at Fort Madis-	
Introduced, passed on file.....	226	son and the state reformatory	
Referred	236	at Anamosa.	
		Introduced, placed on calendar ..	246
243 By Price and Prentiss. Rel-		Passed; ayes 47, nays none	382
ating to workmen's compensa-		Reported enrolled	977
tion, to increase the maxi-		Signed by President	977
mum weekly compensation,		Sent to Governor	977
provide for special case set-		Signed by Governor	1026
tlements, and to clarify and			
redefine the terms injury,		249 By O'Connor. Relating to	
personal injury, injury by ac-		certain types of knives, mak-	
cident, and conclusively pre-		ing it unlawful to manufact-	
sumed dependents.		ure or sell knives which open	
Introduced, passed on file	226	automatically by pressure on	
Referred	236	a spring.	
		Introduced, passed on file	246
244 By Mincks, Miller and Cole-		Referred	255
man. Relating to workmen's			
compensation; requiring em-		250 By Schools and Educational	
ployer to pay former em-		Institutions. Relating to ac-	
ployee time lost for physical		ceptance and distribution of	
examination; to regard post-		federal funds, services, com-	
humous children the same as		modities, or equipment; desig-	
children living at the time of		nating the state superintend-	
injury.		ent of public instruction as	
Introduced, passed on file	237	the state educational author-	
Referred	241	ity for accepting and adminis-	
		tering such funds, services,	
245 By Mincks, Miller and From-		commodities thereof.	
melt. Relating to workmen's		Introduced, placed on calendar ..	246
compensation; making the em-		Amendment filed	433, 511
ployer responsible for replace-		Amendments adopted	517
ment of artificial members		Passed; ayes 38, nays 7	517
when damage results from an			
industrial accident.			

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Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254

251 By Schools and Educational Institutions. Relating to petition for election on bond issues; providing for an election on school bond issues in the event no regular school election has been held.	
Introduced, placed on calendar..	246
Amendment filed	373
Amendment adopted	416
Passed; ayes 43, nays 1	416
Reported enrolled	812
Signed by President	812
Sent to Governor	813
Signed by Governor	867

252 By Eppers, Harbor, Edelen and Prince. Relating to an open season on mourning doves.	
Introduced, passed on file	246
Referred	255
Reported without recommendation	430
Amendment filed	470

253 By Judiciary 1. Relating to final reports of executors or administrators; requiring a final report on whether any legacy remains a charge on the real estate and the nature and amount thereof.	
Introduced, placed on calendar..	246
Amendment adopted	417
Passed; ayes 48, nays none	417
Reported enrolled	669
Signed by President	669
Sent to Governor	669
Signed by Governor	717

254 By Putney and Nolan. Relating to a new section to certain children; dependent, neglected, delinquent children prosecuted for violations of fish and game conservation by the county attorney.	
Introduced, passed on file	246
Referred	255

255 By Putney and Nolan. Relating to penalty for contributing to the delinquency of a minor; increasing the penalty to a \$500 fine and 6 months in jail.	
Introduced, passed on file	246
Referred	255
Recommended passage	400

256 By Dykhouse, Walker and Hansen. Relating to the form of standard policy insuring against the peril of fire; permitting the use of a simpler form of multiple-peril policy.	
Introduced, passed on file	246
Referred	255
Sifting recommends calendar	1071
Amendment adopted	1071
Passed; ayes 39, nays none	1072
Reported enrolled	1381
Signed by President	1382
Sent to Governor	1382
Signed by Governor	1395

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257 By Walker. Relating to expenditure by the state board of regents or institutions or departments under its jurisdiction; requiring prior approval of the budget and financial control committee for any expenditure in excess of \$10,000.	
Introduced, passed on file	259
Referred	270

258 By Henry, Byers, Coleman, Walker and O'Malley. Relating to a public hearing before the state regulatory body for the authority of any railroad company operating within the boundaries of Iowa to abandon, move or change any terminal or shop.	
Introduced, passed on file	259
Referred	270

259 By O'Malley and Dykhouse. Relating to an optional audit of the state highway commission by certified public accountants, and to make an appropriation therefor.	
Introduced, passed on file	259
Referred	270

260 By O'Malley and Schroeder. Relating to an optional audit of credit unions by certified public accountants.	
Introduced, passed on file	259
Referred	270
Amendment filed	287

261 By Insurance. Relating to insurance unfair trade practices, making it unlawful to provide or give insurance as an inducement to or in connection with any sale or exchange of property or services, and providing a penalty therefor.	
Introduced, placed on calendar..	259
Amendment adopted	502
Passed; ayes 26, nays 23	518
Concurred	621
Passed; ayes 28, nays 20	622
Reported enrolled	669
Signed by President	669
Sent to Governor	669
Signed by Governor	717

262 By Schools and Educational Institutions. Relating to the education of handicapped children; changing designation from handicapped children to children requiring special education.	
Introduced, placed on calendar..	260
Passed; ayes 29, nays 14	455
Concurred	1229
Passed; ayes 43, nays none	1229
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1275
Signed by Governor	1317

263 By Compensation of Public Officers and Employees. Relating to the per diem salary of county, municipal and school examiners; increasing their salaries to \$22 a day.	
Introduced, placed on calendar..	260
Amendments filed	433, 449

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H. F. 199 substituted.....	479	rights of liquid transport carriers.	
Withdrawn	479	Introduced, passed on file	261
264 By Cities and Towns. Relating to retirement systems for policemen and firemen; authorizing full pay for temporary disablement until re-examined by board of trustees and found recovered or permanently disabled.		Referred	270
Introduced, placed on calendar... 260		Recommended passage	446
Amendment adopted	479	Steering recommends calendar	575
Passed; ayes 46, nays none.....	479	Amendment filed	587, 588, 658
Reported enrolled	889	Steering recommends calendar..	611
Signed by President	889	Committee report adopted	649
Sent to Governor.....	889	Amendment withdrawn	682
Signed by Governor	926	H. F. 363 substituted	682
265 By Cities and Towns. Relating to increasing allotment to cities and towns and decreasing the allotment to secondary road fund from the road use tax fund.		Withdrawn	682
Introduced, placed on calendar... 260		270 By Printing. Relating to publication of legal notices; basing newspaper compensation on rates per line.	
Amendments filed	272, 345, 433, 695, 719, 771	Introduced, placed on calendar..	261
Steering recommends calendar... 691		Passed; ayes 42, nays 2	363
Amendments adopted	822, 823	Reported enrolled	889
Amendments withdrawn	823	Signed by President	889
Passed; ayes 46, nays none	823	Sent to Governor.....	889
Reported enrolled	1223	Signed by Governor	977
Signed by President	1223	271 By Harbor, Prentiss, Walker, Shoeman, Butler and Gillespie. Relating to the use of state parks; charging \$1 fee for motor vehicles entering parks over 50 acres in area.	
Sent to Governor.....	1223	Introduced, passed on file	261
Signed by Governor.....	1254	Referred	270
266 By Cities and Towns. Relating to empowering cities and towns to regulate, license, and examine electricians and electrical contractors.		Recommended passage	610
Introduced, placed on calendar... 260		272 By Fisher. Relating to establishment of controlled access facilities; permitting landowner who loses his local road entrance to appeal condemnation awards in usual way.	
Amendment filed	357, 483	Introduced, passed on file	261
Steering recommends calendar... 496		Referred	370
Amendments adopted	504, 505	Recommended passage	526
Passed; ayes 33, nays 15.....	505	Steering recommends calendar	611
Concurred	1160	Committee report adopted	653
Passed; ayes 41, nays none.....	1160	Passed; ayes 41, nays none	653
Reported enrolled	1217	Concurred	1108
Signed by President.....	1215	Passed; ayes 48, nays none	1109
Sent to Governor.....	1216	Reported enrolled	1132
Signed by Governor.....	1254	Signed by President	1133
267 By Elijah, Hoxie, McCurdy, O'Connor, Gilmour, Hoffman and Ringgenberg. Relating to the submission of all preliminary plans and specifications for the construction of any public school building to the state department of public instruction for review and approval or recommendations.		Sent to Governor	1133
Introduced, passed on file.....	260	Signed by Governor	1172
Referred	270	273 By Cities and Towns. Relating to general powers and provisions of cities under special charter; establishing April 1 as the beginning of the fiscal year for cities that collect their own taxes.	
268 By Printing. Relating to publication of the official ballot; cost not to exceed \$70 for each of the 2 papers in which it is published.		Introduced, placed on calendar ..	261
Introduced, placed on calendar.. 261		Passed; ayes 47, nays none	456
Passed; ayes 44, nays 2	362	Concurred	874
Reported enrolled	1357	Passed; ayes 45, nays none	875
Signed by President	1357	Reported enrolled	926
Sent to Governor	1357	Signed by President	926
Signed by Governor	1394	Sent to Governor.....	926
269 By Vance, Wolf, Butler and Shaff. Relating to sale, lease, transfer and assignment of		Signed by Governor	977
		274 By Printing. Relating to publication of delinquent tax notices; raising the rate to sixty cents per description.	
		Introduced, placed on calendar ..	261
		H. F. 364 substituted	369
		Withdrawn	370
		275 By Buck, Elijah, Fisher, Weber, O'Malley, O'Connor.	

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McCurdy, Wolf, Hansen, Gilmour, Getting, Frommelt, Hoeshek and Mincks. Relating to capital punishment; abolishing capital punishment in Iowa.	
Introduced, passed on file	261
Referred	270
276 By Social Security. Relating to the removal of a recipient of aid to dependent children from the county giving assistance to another county or to another state.	
Introduced, placed on calendar..	273
277 By Social Security. Relating to the procedure of publishing the names of recipients of aid to dependent children, aid to the blind and old age assistance.	
Introduced, placed on calendar..	273
278 By Social Security. Relating to residence requirements for eligibility for aid to dependent children; removing the 1 year residence requirement.	
Introduced, placed on calendar..	273
279 By Social Security. Relating to elimination of the requirement that the aid to dependent children budget prepared by the county board of social welfare be approved by the state department of social welfare.	
Introduced, placed on calendar..	273
280 By Agriculture. Relating to transportation of dead animals; requiring the conveyance used in transportation must be covered and water tight.	
Introduced, placed on calendar..	274
Steering recommends calendar..	510
Passed; ayes 40, nays none.....	543
Reported enrolled	889
Signed by President.....	889
Sent to Governor.....	889
Signed by Governor.....	926
281 By Hoxie, Gilmour, Harbor and Henry. Relating to special entrances to public buildings of the state for handicapped persons.	
Introduced, passed on file.....	274
Referred	285
Amendment filed	386
Recommended amendment, passage	400
Steering recommends calendar..	496
Committee report adopted.....	571
Amendment adopted	571
Passed; ayes 39, nays 1.....	571
Reported enrolled	1132
Signed by President.....	1133
Sent to Governor.....	1133
Signed by Governor.....	1172
282 By Potter, Boothby, Hill and Wolf. Relating to absentee voters; procedure by which voters with loss of sight or other physical disability shall be able to vote.	
Introduced, passed on file.....	274

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Referred	285
Recommended passage	509
Amendment filed	1135
283 By Potter, Dykhouse, Fisher and Dewel. Relating to pay of appointive members of state printing board, increasing their compensation.	
Introduced, passed on file.....	274
Referred	285
Sifting recommends calendar.....	1027
Passed; ayes 37, nays none.....	1072
Reported enrolled	1357
Signed by President.....	1357
Sent to Governor.....	1357
Signed by Governor.....	1394
284 By Social Security. Relating to requirement that an applicant for aid to dependent children be living in a suitable home as a condition of eligibility; repealing requirement.	
Introduced, placed on calendar..	274
285 By Social Security. Relating to the application for assistance under the program of aid to dependent children; providing for application to be made to the county board of the county in which the dependent child is residing; permitting a child to live with a relative under 21 years of age.	
Introduced, placed on calendar..	274
286 By Miller and Potter. Relating to income tax on individuals; adopting the federal \$600 exemption structure; increasing the maximum optional standard deduction to \$500.	
Introduced, passed on file.....	274
Referred	285
Recommended passage	286
Steering recommends calendar..	529
Amendments filed	576, 585-586, 616-619, 653, 659, 792
Committee report adopted.....	596
Made special order.....	596
Re-referred to tax revision.....	643
Recommended amendment, reported without recommendation	744
Referred to ways and means....	884
Reported without recommendation	950
Committee reports adopted.....	969
Amendments adopted	970, 973
Amendments withdrawn	973
Passed; ayes 32, nays 15.....	973
Explanation of vote.....	974
287 By Stuart, Hoxie, O'Malley, Fisher, Frommelt, Dykhouse and Dewel. Relating to salaries of conservation officers; increasing starting salary and establishing rate of pay increases.	
Introduced, passed on file.....	274
Referred	285
Recommended passage	604
Sifting recommends calendar.....	926
Committee report adopted.....	1068
Passed; ayes 42, nays none.....	1112
Reported enrolled	1316
Signed by President.....	1316

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Sent to Governor.....	1317
Signed by Governor	1394
288 By Mincks and Butler. Relating to hunting license for children under 16 years of age; allowing children to hunt if they are accompanied by an adult, without securing a license.	
Introduced, passed on file.....	288
Referred	305
Withdrawn	1001
289 By McCurdy, Price, Mincks, Fisher, Eppers and Turner. Relating to expenditure of federal funds made available by Congress, for a state conference on problems of the aging and for paying costs of Iowa delegates to the White House Conference on Aging.	
Introduced, passed on file.....	288
Referred	305
Sifting recommends calendar.....	1007
Amendment filed	1078
Passed; ayes 50, nays none.....	1111
Reported enrolled	1357
Signed by President.....	1357
Sent to Governor.....	1357
Signed by Governor.....	1394
290 By Appropriations. Relating to an emergency appropriation for flood damage repairs to Pammel State Park in Madison County.	
Introduced, placed on calendar ..	288
H. F. 425 substituted	370
Withdrawn	370
291 By Appropriations. Relating to appropriation of funds to the state comptroller from the motor vehicle fuel tax fund.	
Introduced, placed on calendar... 288	
Passed; ayes 48, nays none.....	441
Reported enrolled	631
Signed by President	631
Sent to Governor.....	631
Signed by Governor.....	656
292 By Frommelt, Lynes, O'Malley and Ringgenberg. Relating to group life insurance, authorizing credit unions and their members as being included thereunder.	
Introduced, passed on file.....	288
Referred	305
Recommended passage	401
Committee report adopted.....	463
Passed; ayes 46, nays none.....	463
293 By Frommelt and O'Malley. Relating to credit unions; permitting 2 or more unions to consolidate into a single credit union with approval, by a two-thirds vote of the members of each union.	
Introduced, passed on file	289
Referred	305
Amendments filed	433, 719
Amendments withdrawn	835
Passed; ayes 29, nays none	835
Reported enrolled	1223
Signed by President	1223
Sent to Governor	1223
Signed by Governor	1254

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294 By Military Affairs. Relating to an appropriation to the service compensation fund for the purpose of paying unpaid claims to veterans of World War II and the expense of the administration of the service compensation board.	
Introduced, passed on file	289
Referred	305
Recommended passage	401
Committee report adopted	417
Amendments adopted	418
Passed; ayes 49, nays none	418
Concurred	516
Passed; ayes 48, nays none	516
Reported enrolled	554
Signed by President	554
Sent to Governor	554
Signed by Governor	582
295 By Transportation. Relating to buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday.	
Introduced, placed on calendar..	289
Steering recommends calendar..	575
H. F. 311 substituted	598
Withdrawn	682
296 By Judiciary 1. Relating to time payment of damages under eminent domain.	
Introduced, placed on calendar..	289
Steering recommends calendar..	496
Amendments adopted	569
Passed; ayes 41, nays none	570
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1287
Signed by Governor	1357
297 By Butler. Relating to funds for dredging Lizard Lake in Pocahontas County; appropriation \$300,000.	
Introduced, passed on file	289
Referred	305
298 By Shoeman, Hoffman, Harbor, Walker, Mincks, Hoschek, Evans, Hoxie, Prentis, Henry, Hansen, Eppers, McCurdy and O'Malley. Relating to the resurfacing of farm-to-market roads.	
Introduced, passed on file.....	286
Referred	305
Recommended passage	526
Steering recommends calendar..	575
Amendment filed	613
Committee report adopted	687
Amendment adopted	697
Passed; ayes 47, nays none.....	687
Reported enrolled	812
Signed by President	812
Sent to Governor.....	813
Signed by Governor.....	907
299 By Stuart. Relating to establishment of an Iowa recreation board of 6 members appointed by the governor.	
Introduced, passed on file.....	309
Referred	313
300 By Gilmour, Butler, McCurdy, Hoffman and Hoxie. Relating to public schools; districts and county school sys-	

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tems; and creating 99 county school units and 20 intermediate school districts.	
Introduced, passed on file.....	309
Referred	313
301 By Long, Butler, Frommelt, Hoschek, Wolf and Gilmour. Relating to authority for cities and towns to regulate, license and examine radio and television repairmen for compensation.	
Introduced, passed on file.....	319
Referred	327
Recommended passage	496
302 By O'Malley. Relating to the number of district judges in Polk County; increasing to 8.	
Introduced, passed on file.....	319
Referred	327
Recommended passage	508
Steering recommends calendar...	611
Committee report adopted.....	646
Passed; ayes 42, nays none.....	646
Concurred	667
Passed; ayes 48, nays none.....	667
Reported enrolled	690
Signed by President	690
Sent to Governor.....	690
Signed by Governor.....	743
303 By O'Malley. Relating to mileage allowance to certain public officers and employees for use of automobiles.	
Introduced, passed on file	319
Referred	327
304 By Board of Control. Relating to the providing of amphetamine or any of its derivatives to inmates of any of the institutions under the jurisdiction of the board of control.	
Introduced, placed on calendar..	319
Steering recommends calendar..	496
Passed; ayes 43, nays none	535
Reported enrolled	889
Signed by President	889
Sent to Governor	889
Signed by Governor	926
305 By Schools and Educational Institutions. Relating to the limitations of actions questioning the organization, reorganization, enlargement or changes in the boundaries of school corporations.	
Introduced, placed on calendar..	319
Amendment adopted	463
Passed; ayes 44, nays none	463
Reported enrolled	889
Signed by President	889
Sent to Governor	889
Signed by Governor	926
306 By Buck, Hoxie, Gilmour and Coleman. Relating to requiring filing fees for the nomination of certain candidates for election in lieu of affidavits by candidates, and to authorize municipal corporations to provide filing fees for nomination.	

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Introduced, passed on file	319
Referred	327
307 By Social Security. Relating to procedure for appeal to the district court after hearing before the state board of social welfare; applicable to recipient of blind assistance.	
Introduced, placed on calendar..	319
308 By Social Security. Relating to elimination of the requirement that an applicant of aid to the blind be a citizen of the United States or have made application for citizenship.	
Introduced, placed on calendar..	319
309 By Social Security. Relating to ineligibility of an applicant of aid to the blind if he at any time has solicited alms; eliminating requirement.	
Introduced, placed on calendar..	320
310 By Social Security. Relating to the amount of participation by the county in the aid to the blind program.	
Introduced, placed on calendar..	320
311 By Prentiss, Henry, Schroeder and Nolan. Relating to deposit of public funds not needed for current operating expense; relieving the state treasurer and comptroller from personal liability in event of loss on redemption or sale of securities, where invested as prescribed by law.	
Introduced, passed on file.....	320
Referred	327
Amendments filed	357, 404
Recommended amendment, passage	509
Steering recommends calendar..	529
Committee report adopted.....	573
Amendments adopted	573
Passed; ayes 42, nays none.....	573
Concurred	1310
Passed; ayes 46, nays 1.....	1311
Reported enrolled	1381
Signed by President.....	1382
Sent to Governor.....	1382
Signed by Governor.....	1396
312 By O'Malley, Miller, Wolf and Hoschek. Relating to the inclusion of municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits.	
Introduced, passed on file.....	320
Referred	327
Withdrawn	886
313 By Edelen. Relating to legalizing the proceedings of the board of supervisors of Cerro Gordo County in the issuance of courthouse bonds.	
Introduced, passed on file.....	330
Proof of publication certified	326
Referred	343
Recommended passage	400

S. F.	Page	S. F.	Page
Committee report adopted	452	H. F. 379 substituted	684
Passed; ayes 47, nays none	452	Withdrawn	685
Reported enrolled	506		
Signed by President	506	320 By Banks, Building and	
Sent to Governor	507	Loan. Relating to building and	
Signed by Governor	554	loan associations and savings	
		and loan associations; revise	
		and codify the statutes there-	
		of.	
314 By Price, Fisher, Dyk-		Introduced, placed on calendar...	330
house, Prince, Schroeder, Turn-		Amendments filed	
er and Prentiss. Relating to		449, 511, 719, 746, 747	747
membership in the Iowa pub-		Steering recommends calendar...	673
lic employees retirement sys-		Amendments adopted	754, 755
tem; permitting membership		Amendments withdrawn	754, 755
to be optional.		Passed; ayes 49, nays none	755
Introduced, passed on file	330	Reported enrolled	889
Referred	343	Signed by President	889
Amendment filed	530	Sent to Governor	907
		Signed by Governor	949
315 By Long. Relating to war-			
ants drawn by the state comp-		321 By O'Malley. Relating to	
troller; providing for a cod-		motor vehicle testing stations	
ing system to be used in ref-		of cities and towns; author-	
erences to the law.		izing the enactment of ordi-	
Introduced, passed on file	330	nances for the inspection and	
Referred	343	testing of vehicles by fleet	
Recommended passage	509	operators or owners of 5 or	
Steering recommends calendar...	718	more motor vehicles.	
Committee report adopted	830	Introduced, passed on file	331
Passed; ayes 37, nays none	830	Referred	343
Reported enrolled	1223	Recommended passage	528
Signed by President	1223	Steering recommends calendar...	611
Sent to Governor	1223	Committee report adopted	637
Signed by Governor	1254	Passed; ayes 41, nays none	637
		Reported enrolled	669
316 By Mincks. Relating to		Signed by President	669
boiler inspection; providing		Sent to Governor	669
changes pertaining to boiler		Signed by Governor	717
inspection and increasing fees			
charged therefor.		322 By Henry. Relating to ap-	
Introduced, passed on file	330	pointment, tenure and remov-	
Referred	343	al from office of county en-	
Sifting recommends calendar...	1007	gineers and assistant county	
Passed; ayes 31, nays 18	1112	engineers.	
Reported enrolled	1357	Introduced, passed on file	331
Signed by President	1357	Referred	343
Sent to Governor	1357	Amendment filed	890
Signed by Governor	1394		
317 By Long. Relating to label-		323 By Henry, Dykhouse and	
ing of foods; requiring all		Hoffman. Relating to the	
meat products imported into		duties of the state highway	
the state be labeled with the		commission; requiring the	
name of the country from		commission to prepare, adopt	
which it was imported.		and publish a long-range pro-	
Introduced, passed on file	330	gram for the primary road	
Referred	343	system.	
318 By Long. Relating to claims		Introduced, passed on file	331
against the state filed with the		Referred	343
state comptroller.		Amendment filed	404
Introduced, passed on file	330	Recommended amendment, pas-	526
Referred	343	sage	922
Recommended passage	510	Withdrawn	
Steering recommends calendar...	718		
Committee report adopted	831	324 By Buck, Walker, Harbor,	
Passed; ayes 36, nays none	831	Hoxie, Boothby, Getting,	
Reported enrolled	1223	Ringgenberg, Lynes, Vance,	
Signed by President	1223	Prince, Schroeder, Elijah and	
Sent to Governor	1223	Miller. Relating to compensa-	
Signed by Governor	1254	tion of the speaker of the	
		house of representatives; fix-	
319 By Schools and Educational		ing compensation at \$15 per	
Institutions. Relating to elec-		day more than the members.	
tion of members of boards of		Introduced, passed on file	331
directors in school districts		Referred	343
and county boards of educa-			
tion; changing date of election		325 By Getting, Gillespie, Elijah,	
to September.		Hoxie and Long. Relating to	
Introduced, placed on calendar...	330	providing a uniform rural	
Steering recommends calendar...	575	residence numbering system	
		and defining the duties of the	
		state highway commission in	

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relation thereto; providing for regulation as to the size, construction material and placement of such number signs; and to authorize counties to erect rural residence number signs and pay the cost thereof.	
Introduced, passed on file.....	331
Referred	343
326 By Getting, Stuart and Nolan. Relating to authority of the county board of supervisors to regulate and license certain business establishments outside the limits of an incorporated city or town.	
Introduced, passed on file.....	331
Referred	343
Recommended passage	402
Steering recommends calendar..	510
Committee report adopted.....	541
Amendments filed	576
Amendment withdrawn	593
Amendment adopted	593
Passed; ayes 48, nays none.....	593
Reported enrolled	1381
Signed by President.....	1382
Sent to Governor	1382
Signed by Governor	1396
327 By Walker, Price and Ringenberg. Relating to registration tolerance of vehicles transporting raw farm products.	
Introduced, passed on file.....	331
Referred	343
Recommended amendment, passage	528
Steering recommends calendar..	673
Committee report adopted.....	741
H. F. 638 substituted.....	741
Withdrawn	742
328 By Conservation. Relating to increasing the fees collected for boat inspection.	
Introduced, placed on calendar..	346
329 By Byers, O'Malley, Scott, Putney, Dykhouse and Butler. Relating to more effective integration of a fish and wildlife conservation program with state water resource developments.	
Introduced, passed on file.....	346
Referred	356
330 By Mincks and Evans. Relating to legalizing the proceedings for organization of the Cardinal Community School District in the counties of Wapello, Davis and Jefferson.	
Introduced, passed on file.....	346
Referred	356
Proof of publication certified..	385
Recommended passage	766
Withdrawn	886
331 By Mincks and Evans. Relating to legalizing the proceedings of board of directors of the Cardinal Community School District, in the counties of Wapello, Davis and Jefferson for the issuance of school building bonds.	
Introduced, passed on file.....	347

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Referred	356
Proof of publication certified....	385
Recommended passage	767
Committee report adopted.....	836
Passed; ayes 31, nays none.....	836
Reported enrolled	977
Signed by President.....	977
Sent to Governor	977
Signed by Governor	1026
332 By O'Malley. Relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.	
Introduced, passed on file.....	347
Referred	356
Sifting recommends calendar....	1027
Passed; ayes 37, nays none.....	1073
Action on April 17 expunged....	1089
H. F. 591 substituted.....	1089
Withdrawn	1090
333 By Shaff. Relating to absent voters law; providing for the appointment of voting commissioners to certify absent voters ballots.	
Introduced, passed on file.....	347
Referred	356
334 By Getting, Elijah, Potter and Hoxie. Relating to allowing as credit against the taxable value of agricultural or horticultural lands 60 percent of the value of all buildings and structures thereon, except dwelling houses or fences.	
Introduced, passed on file.....	347
Referred	356
335 By Boothby, Buck, Shoeman, Hoxie, Elijah and Eppers. Relating to composition and power of the state board of health and to provide for the appointment of a commissioner of public health and to repeal and amend certain sections of the Code relating thereto.	
Introduced, passed on file.....	347
Referred	356
Recommended passage	402
Amendment filed	556
Steering recommends calendar..	673
Committee report adopted.....	736
Amendments filed	747, 750, 770
Amendments adopted	778
Amendments withdrawn	778
Passed; ayes 37, nays 9.....	779
336 By Schools and Educational Institutions. Relating to reorganization of school districts; providing procedure for school corporation not operating a high school to be included in contiguous community school district.	
Introduced, placed on calendar..	347
Steering recommends calendar..	496
Amendments filed	511, 530
Amendments adopted	523, 533
Passed; ayes 49, nays none.....	533
Refused to concur	1126
Conference committee appointed..	1204
Conference report	1274
Conference report adopted.....	1280
Recommendations, amendment adopted	1280

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Passed; ayes 41, nays none.....	1280	Inspection fee and the periodic adjustment of such fee.	
Reported enrolled	1316	Introduced, placed on calendar..	359
Signed by President	1316	Steering recommends calendar..	496
Sent to Governor	1317	Amendment adopted	534
Signed by Governor	1394	Amendment withdrawn	534
337 By Social Security. Relating to procedure and responsibility for the licensing and supervision of maternity homes.		Passed; ayes 45, nays none.....	574
Introduced, placed on calendar..	347	Amendment filed	619
338 By Social Security. Relating to the use of state funds for direct care of children in approved foster family homes or licensed group care facilities.		Amendments adopted	623
Introduced, placed on calendar..	348	Refused to concur	623
339 By Harbor and Potter. Relating to reorganization plans of school districts; permitting elections to be called on reorganization proposals despite disapproval of county board of education.		Conference committee appointed	656
Introduced, passed on file.....	348	Conference committee report.....	764
Referred	356	Conference report adopted.....	779
340 By Harbor and Potter. Relating to hearing on petition to change business or consolidate school districts.		Second conference committee appointed	779
Introduced, passed on file.....	348	Conference report	1003
Referred	356	Conference report adopted.....	1015
Recommended passage	583	Amendment adopted	1016
Steering recommends calendar..	718	Passed; ayes 37, nays 4.....	1016
Committee report adopted.....	832	Third conference committee appointed	1204
Passed; ayes 36, nays none.....	832	Third conference report.....	1315
341 By Mincks and Hoschek. Relating to creation of an Iowa state labor relations board, affixing its responsibilities, authority, and its manner of operation.		Conference report adopted.....	1322
Introduced, passed on file.....	348	Amendment adopted	1323
Referred	356	Passed; ayes 41, nays 3.....	1323
Recommended passage	583	Explanation of vote.....	1323
Steering recommends calendar..	718	Reported enrolled	1381
Committee report adopted.....	832	Signed by President	1382
Passed; ayes 36, nays none.....	832	Sent to Governor	1382
342 By Conservation. Relating to prohibiting the placing of refuse materials in or near a stream or lake or upon land subject to overflow.		Signed by Governor	1396
Introduced, placed on calendar..	348	346 By Hoffman, Gilmour and Ringgenberg. Relating to permitting people of counties to choose their form of county government and to provide for the financing thereof.	
343 By McCurdy. Relating to retention from payment on construction contracts; permitting 5 percent of contract price, for primary and secondary road construction, remain unpaid until completion of such work.		Introduced, passed on file.....	459
Introduced, passed on file.....	348	Referred	372
Referred	356	Recommended passage	510
Recommended passage	526	Steering recommends calendar..	575
Amendment filed	719	Amendments filed	613,
344 By McCurdy. Relating to payments on the contract price of public construction contracts.		633, 659, 692, 750, 751, 797, 869-870	
Introduced, passed on file.....	348	Committee report adopted.....	686
Referred	356	Amendments adopted	761, 762, 782, 783, 784, 801, 877
Recommended passage	526	Amendments drawn	781, 782, 783
Amendment filed	719	Point of order raised.....	782
345 By Agriculture. Relating to veterinary inspection of animals passing through sale yards or barns; levying an		Failed; ayes 24, nays 25.....	801
Introduced, passed on file.....	348	Motion to reconsider	813
Referred	356	Vote reconsidered	860
Recommended passage	527	Passed; ayes 48, nays none.....	877
346 By Agriculture. Relating to veterinary inspection of animals passing through sale yards or barns; levying an		Concurred	1161
Introduced, passed on file.....	348	Passed; ayes 42, nays none.....	1161
Referred	356	Reported enrolled	1215
Recommended passage	527	Signed by President	1215
Amendment filed	613	Sent to Governor	1218
347 By Agriculture. Relating to veterinary inspection of animals passing through sale yards or barns; levying an		Signed by Governor	1254
Introduced, passed on file.....	348	347 By Hoffman, Ringgenberg, McCurdy, Henry and Gilmour. Relating to the combining of the duties of certain county officers and employees.	
Referred	356	Introduced, passed on file.....	359
Recommended passage	527	Referred	372
Amendment filed	613	348 By Peters. Relating to authorization to the city of Keokuk and the Keokuk bridge commission to issue revenue bonds to be paid only from the revenue of the Keokuk Municipal Bridge without the vote of the electors.	
348 By Agriculture. Relating to veterinary inspection of animals passing through sale yards or barns; levying an		Introduced, passed on file.....	359
Introduced, passed on file.....	348	Referred	372
Referred	356	Recommended passage	603
Recommended passage	527	Amendment filed	613
Amendment filed	613	349 By Elijah and Long. Relating to transfer of school funds; prohibiting school	

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boards from transferring at end of school year any general fund surplus to school house fund.	
Introduced, passed on file.....	359
Referred	372
350 By Potter, Hoffman and O'Malley. Relating to transfer of the motor vehicle fuel tax division from the state treasurer to the state tax commission.	
Introduced, passed on file.....	359
Referred	372
351 By Potter. Relating to three-card monte and other games; placing such games under the gambling laws.	
Introduced, passed on file.....	359
Referred	372
352 By Appropriations. Relating to an appropriation from the general fund of the state to the board of regents for capital improvements, repairs, replacements, alterations, equipment and institutional roads at state institutions and to the state historical society of Iowa for equipment in the centennial building at Iowa City.	
Introduced, placed on calendar..	359
Passed; ayes 49, nays none.....	415
Reported enrolled	480
Signed by President	481
Sent to Governor	481
Signed by Governor	495
353 By Hill, Ringgenberg and Elijah. Relating to licensing of private, fraternal, service, golf and country clubs or associations which allow their members to consume alcoholic beverages in excess of 4 per cent alcohol by weight that such members or guests bring upon the premises of such club or association.	
Introduced, passed on file.	360
Referred	372
354 By Judiciary 1. Relating to the election of members of the board of supervisors, after reduction of membership of the board.	
Introduced, placed on calendar..	360
Steering recommends calendar...	673
H. F. 395 substituted	739
Withdrawn	761
355 By Judiciary 1. Relating to liability of negligent drivers of motor vehicles.	
Introduced, placed on calendar..	360
356 By O'Malley. Relating to the vacating of any rule, order, regulation made by the state commerce commission.	
Introduced, passed on file	360
Referred	372
Recommended passage	528
Sifting recommends calendar	792
Committee report adopted	836
Passed; ayes 32, nays none	837
357 By O'Malley. Relating to the authority of county boards	

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of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.	
Introduced, passed on file	360
Referred	372
358 By Buck and Schroeder. Relating to requirement for notification to depositors that bank accounts are dormant.	
Introduced, passed on file	360
Referred	372
Amendment filed	634
359 By Schroeder. Relating to duties of the clerks of the district courts; authorizing destruction of certain court files after specified elapsed periods of time.	
Introduced, passed on file	360
Referred	372
360 By Schroeder. Relating to minimum age of marriage and the procuring of a marriage license.	
Introduced, passed on file	360
Referred	372
361 By Conservation. Relating to payment by the state of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji Lake, West Okoboji Lake; appropriation \$860,000.	
Introduced, passed on file	377
Referred	386
362 By Rigler, O'Connor, Price and Shaff. Relating to establishment of a commission on interstate cooperation.	
Introduced, passed on file	377
Referred	386
Recommended passage	555
Steering recommends calendar	744
Committee report adopted	802
Amendments adopted.....	902
Passed; ayes 48, nays none.....	902
Reported enrolled	1006
Signed by President	1006
Sent to Governor	1006
Signed by Governor	1051
363 By Hill and Potter. Relating to powers and duties of the state tax commission and making an appropriation therefor; providing for micro-filming federal income tax returns and comparing with Iowa tax returns.	
Introduced, passed on file	377
Referred	386
364 By O'Malley. Relating to school instruction of inmates of county detention homes in counties of more than 125,000 population.	
Introduced, passed on file	377
Referred	386
Recommended passage	584
Steering recommends calendar ..	718

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Committee report adopted.....	832
Passed; ayes 36, nays none.....	832
Reported enrolled	1133
Signed by President	1133
Sent to Governor	1133
Signed by Governor	1172
 365 By Harbor and Potter. Relating to the reorganization of school districts by initiated petition and vote.	
Introduced, passed on file	377
Referred	386
 366 By Gillespie, Lynes, Prentis, Edelen, Putney, Hansen, Elijah, Hoxie, Weber, Gilmour and Butler. Relating to agricultural land tax credit fund and increasing appropriation therefor to \$15,000,000.	
Introduced, passed on file	389
Referred	403
Recommended passage	584
Referred to appropriations.....	584
 367 By Henry and O'Connor. Relating to adoption and enforcement of uniform regulations of state wide effect for the distribution of natural gas and propane air gas mixture.	
Introduced, passed on file	389
Referred	403
 368 By O'Malley. Relating to the designation of the state psychopathic hospital, through its director, as the Iowa Mental health authority to receive and distribute federal and state funds providing for community mental health services, including community mental health centers.	
Introduced, passed on file	389
Referred	403
 369 By Elijah, Weber and Gillespie. Relating to authorization for insurance companies, savings banks, building and loan associations, trustees, fiduciaries, the state of Iowa, the state treasurer as custodian of public moneys to invest in bonds and debentures issued by the federal banks.	
Introduced, passed on file	389
Referred	403
Recommended amendment, passage	669
 370 By Prentis. Relating to petitions for secondary road assessment districts.	
Introduced, passed on file	389
Referred	403
 371 By Banks, Building and Loan. Relating to salaries of bank examiners and the deputy superintendent of banking; increasing compensation.	
Introduced, placed on calendar..	390
Withdrawn	924
 372 By Coleman. Relating to credit unions of state, county, city and town government employees.	
Introduced, passed on file	390
Referred	403

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 373 By Schroeder. Relating to authorization for the state permit board to issue class "A" beer permits.	
Introduced, passed on file	390
Referred	403
Recommended passage	510
 374 By O'Connor. Relating to collections of money by the state on behalf of certain organizations and professions; abolishing collection of \$2.50 per year dues for pharmacy association and \$3 per year dues for funeral director and embalmers association.	
Introduced, passed on file	390
Referred	403
 375 By Highways. Relating to duties of the state highway commission; permitting payment of expenses for moving employee and family transferred to new headquarters.	
Introduced, placed on calendar..	390
Sifting recommends calendar	792
Amendment filed	928
Amendment adopted	986
Passed; ayes 39, nays 4	986
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1409
 376 By Board of Control. Relating to houses and supplies furnished certain officers of the Iowa soldiers home; providing for the assistant commandant to have a furnished house rather than the chaplain.	
Introduced, placed on calendar..	390
 377 By Vance. Relating to issuance of a patent of certain land in Henry county to Joseph Wright.	
Introduced, passed on file	390
Referred	403
Recommended passage	670
Steering recommends calendar ..	718
Amendment filed	751
Committee report adopted	829
Amendment adopted	829
Passed; ayes 36, nays none	830
Reported enrolled	977
Signed by President	977
Sent to Governor	977
Signed by Governor	1026
 378 By Hoffman. Relating to membership in the Iowa public employees' retirement system; permitting termination of membership of a person who is a member of federal civil service retirement program.	
Introduced, passed on file	390
Referred	403
Amendment filed	693
Sifting recommends calendar.....	924
Amendment filed	950
Amendment adopted	994, 995
Passed; ayes 39, nays 7.....	995
Refused to concur	1311
Reported enrolled	1381
Signed by President	1382
Sent to Governor	1382
Signed by Governor	1396

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379 By Schools and Educational Institutions. Relating to school funds; abolishing restrictions against use of general fund for special courses outside basic curriculum. Introduced, placed on calendar ..	390
380 By O'Malley. Relating to river front improvement commissions of cities; empowering cities with population of 150,000 or more to exercise powers of a river front improvement commission. Introduced, passed on file	390
Referred	403
Recommended amendment, passage	529
Committee report adopted	837
Amendments adopted	837
Passed; ayes 29, nays none	837
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Governor requested to return (S. C. R.) 24)	1184
Rules suspended	1210
Report of enrolled bills committee reconsidered	1210
Returned to House	1210
Concurred	1260
Passed; ayes 45, nays none	1260
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1287
Signed by Governor	1357
381 By Rigler and Nolan. Relating to suspension of motor vehicle operator's or chauffeur's licenses; suspension of license held in abeyance until final decision upon the appeal. Introduced, passed on file	391
Referred	403
382 By Schools and Educational Institutions. Relating to school taxes and bonds; removing the restriction on amount of estimated taxation for general fund; and abolishing the emergency increase. Introduced, placed on calendar ..	391
Steering recommends calendar ..	691
Amendment filed	770
Amendments adopted	810, 811
Re-referred to sifting	811
383 By Gillespie and Dewel. Relating to taxation for street purposes of agricultural land in cities and towns. Introduced, passed on file	391
Referred	404
384 By Gilmour. Relating to creation of a state tort claims act; defining terms, conferring certain powers for settlement against state upon each agency for claims not exceeding \$1,000; permitting the state to be sued; conferring jurisdiction in district court to hear and render judgment. Introduced, passed on file	391
Referred	404
Recommended passage	603
385 By Frommelt, Prentiss, Coleman, Grimstead, Miller and	

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Mincks. Relating to health and safety appliances; providing more adequate provisions for industrial safety in the state. Introduced, passed on file	391
Referred	404
Sifting recommends calendar	1007
Failed; ayes 21, nays 26	1115
Motion to reconsider vote	1150
Motion to reconsider	1178
Amendment filed	1190
Vote reconsidered	1218
Amendment adopted	1219
Tabled	1219
386 By Miller and Mincks. Relating to establishment of a state board of power engineering examiners, and to provide for the licensing of steam engineers, boiler firemen, refrigeration and air conditioning engineers. Introduced, passed on file	391
Referred	404
Amendment filed	908
387 By Scott and Prentiss. Relating to rehabilitation of inmates of the men's reformatory and the state penitentiary and to provide an appropriation therefor. Introduced, passed on file	391
Referred	404
Recommended passage	671
Referred to appropriations	673
Recommended amendment, passage	770
Withdrawn	1312
388 By Hoffman. Relating to courses of study; providing for approval by the state board of public instruction. Introduced, passed on file	392
Referred	404
389 By Walker, Putney, O'Malley, Turner, Boothby, Hoxie, Coleman and O'Connor. Relating to abandonment of a railroad station, removal of depot or withdrawal of agency service; requiring railroads to maintain agency service during business hours where revenue on traffic amounts to an average of \$15,000 a year. Introduced, passed on file	392
Referred	404
390 By Schroeder. Relating to certain cities, including cities acting under special charter, granting title to the bed and banks of the Mississippi River, islands and made lands therein abutting upon and lying adjacent to said cities and within state boundaries. Introduced, passed on file	392
Referred	404
391 By Elijah, Buck and Lynes. Relating to powers and authority of the beer permit board giving board and employees power of peace officers to enforce beer laws. Introduced, passed on file	392
Referred	404

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392 By O'Malley. Relating to increase in compensation of council members in cities and towns under the council manager form of government.		Passed; ayes 47, nays none.....	878
Introduced, passed on file.....	392	Reported enrolled.....	977
Referred.....	404	Signed by President.....	977
393 By Mincks and McCurdy. Relating to the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines with competent employes; providing the least number of men that may be employed; penalties for violation thereof.		Sent to Governor.....	977
Introduced, passed on file.....	392	Signed by Governor.....	1026
Referred.....	404	398 By Hoschek, Eppers and Weber. Relating to powers and duties of the board, or boards of supervisors, or trustees in drainage and levee districts with pumping stations to prevent injury to the levees maintained by said districts, and providing penalties for the violation thereof.	
Sifting recommends calendar.....	1027	Introduced, passed on file.....	408
394 By Henry and Miller. Relating to adoption of change in the form of municipal government; providing that the question of change be submitted to the voters no oftener than every four years.		Referred.....	431
Introduced, passed on file.....	392	Amendment filed.....	890
Referred.....	404	Amendment adopted.....	897
Recommended passage.....	610	Passed; ayes 44, nays none.....	897
Steering recommends calendar.....	611	Reported enrolled.....	977
Committee report adopted.....	652	Signed by President.....	977
Passed; ayes 41, nays none.....	652	Sent to Governor.....	977
Reported enrolled.....	1132	Signed by Governor.....	1026
Signed by President.....	1133	399 By O'Connor. Relating to election contests; requiring contestant to file with the officer receiving his statement of contest a bond, in an amount sufficient to pay all costs in case the election be confirmed, or the statement be dismissed, or the prosecution fail.	
Sent to Governor.....	1133	Introduced, passed on file.....	408
Signed by Governor.....	1172	Referred.....	431
395 By Henry and Long. Relating to employee pension, profit sharing or other welfare plans; providing for exemption from taxation.		400 By Schroeder. Relating to legalizing the proceedings of the city council of the city of Bettendorf, in Scott County, authorizing the issuance, sale and delivery of funding bonds and the levy of taxes for payment of said bonds.	
Introduced, passed on file.....	393	Introduced, passed on file.....	408
Referred.....	404	Referred.....	431
Recommended passage.....	672	Recommended passage.....	767
396 By Long, Hoffman, Shaff, Schroeder, O'Malley, Price, Nolan and McCurdy. Relating to assessment and valuation of property for purposes of taxation, the qualifications and duties of assessors and boards of review, and assessment appeals; creating the office of assessor in every county and in certain size cities.		Committee report adopted.....	847
Introduced, passed on file.....	407	Passed; ayes 42, nays none.....	847
Referred.....	431	Proof of publication certified.....	868
Recommended passage.....	609	Reported enrolled.....	977
Steering recommends calendar.....	718	Signed by President.....	977
Amendment filed.....	870	Sent to Governor.....	977
Sifting recommends calendar.....	926	Signed by Governor.....	1026
Committee report adopted.....	1068	401 By Schroeder. Relating to granting the town of LeClaire title to the bed and banks of the Mississippi River and islands and made lands therein, within stated boundaries.	
H. F. 709 substituted.....	1068	Introduced, passed on file.....	408
397 By Hoschek, Eppers and Weber. Relating to powers and duties of governing boards in drainage and levee districts; power to repair damaged drainage ditch, or levee and assess expense to person responsible for such repair.		Referred.....	431
Introduced, passed on file.....	407	Recommended passage.....	527
Referred.....	431	Committee report adopted.....	847
Recommended passage.....	508	Amendment adopted.....	847
Committee report adopted.....	846	Passed; ayes 40, nays none.....	848
		Reported enrolled.....	977
		Signed by President.....	977
		Sent to Governor.....	977
		Signed by Governor.....	1051
		402 By Highway Safety. Relating to a penalty for failure to submit to a re-examination for driver's license.	
		Introduced, placed on calendar.....	408
		403 By Prentis and Schroeder. Relating to the continuity of the state legislature in the	

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event of an attack by an enemy of the United States.	
Introduced, passed on file.....	408
Referred	431
Recommended passage	609
Committee report adopted.....	827
Passed; ayes 35, nays none.....	827
Reported enrolled	1190
Signed by President	1190
Sent to Governor	1216
Signed by Governor.....	1254
404 By Prentis and Schroeder. Relating to the continuity of the executive and judicial functions of the government of the state and the governments of the political subdivisions in the event of an attack upon the United States.	
Introduced, passed on file.....	408
Referred	431
Recommended passage	609
Committee report adopted.....	828
Passed; ayes 36, nays none.....	828
Reported enrolled	1190
Signed by President	1190
Sent to Governor	1216
Signed by Governor	1254
405 By Prentis and Schroeder. Relating to authorizing political subdivisions of this state to establish an emergency temporary location, or locations, for their seats of government and to exercise government powers and functions thereat.	
Introduced, passed on file.....	409
Referred	431
Recommended passage	609
Committee report adopted.....	829
Passed; ayes 37, nays none.....	829
Reported enrolled	1190
Signed by President	1190
Sent to Governor	1216
Signed by Governor	1254
406 By Prentis and Schroeder. Relating to the establishment of an emergency temporary location, or location, for the seat of government for the state and to authorize the exercise of governmental powers and functions thereat.	
Introduced, passed on file.....	409
Referred	431
Recommended passage	610
Steering recommends calendar..	718
Committee report adopted.....	827
Passed; ayes 35, nays none.....	827
Reported enrolled	1190
Signed by President	1190
Sent to Governor.....	1216
Signed by Governor	1254
407 By Mincks and Coleman. Relating to workmen's compensation benefits; increasing compensation for personal injury to a maximum of \$50 per week and a minimum of \$25 per week.	
Introduced, passed on file.....	409
Referred	431
408 By Mincks and Coleman. Relating to prohibiting practice in unemployment and in membership in labor unions based on race, color creed, na-	

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tional origin, or ancestry; to create a commission on job discrimination, prescribing its duties and powers; and for other purposes; and providing penalties for violations hereof.	
Introduced, passed on file.....	409
Referred	431
409 By Insurance. Relating to liability insurance for commissions, departments, boards and agencies of the state and their employees.	
Introduced, placed on calendar..	409
Steering recommends calendar..	510
Passed; ayes 29, nays 3.....	546
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1275
Signed by Governor	1317
410 By Wolf, Byers, Buck, Grimstead and Potter. Relating to appropriation of funds to the state psychopathic hospital at Iowa City, for additional psychiatric services for community mental health centers.	
Introduced, passed on file.....	409
Referred	431
Recommended passage	657
Referred to appropriations.....	657
411 By Printing. Relating to permissive use of duplicators; permitting photographic matter to be used.	
Introduced, placed on calendar..	409
Steering recommends calendar..	510
Amendment filed	512
Amendment adopted	539
Passed; ayes 45, nays none.....	539
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor	1216
412 By Appropriations. Relating to authorizing the public safety department, highway patrol division, to use money provided by chapter 1, section 49, Acts of the Fifty-seventh General Assembly.	
Introduced, placed on calendar..	409
Passed; ayes 46, nays 1.....	443
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor.....	1172
413 By Miller, Prentis, Boothby, Mincks, Coleman, Shoeman, O'Connor and Eppers. Relating to suspension of licenses of motor vehicles operators or chauffeurs; providing that no license be suspended without preliminary hearing on the basis of any point system devised by the department.	
Introduced, passed on file.....	410
Referred	431
Recommended amendment, passage	508
Amendments filed	576, 659
414 By O'Malley and Gilmour. Relating to minimum state retirement allowance payments to certain employees in	

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public schools; to include former county superintendents of schools and superintendents of public schools.		Explanation notice of legal intent	941
Introduced, passed on file.....	410	Concurred	1331
Referred	431	Passed; ayes 32, nays 17.....	1331
Amendments filed	556, 728	Reported enrolled	1393
415 By Hill and Potter. Relating to revision of the formula by which income of corporations is to be apportioned between the state of Iowa and the other states for purposes of the income tax on corporations.		Signed by President.....	1393
Introduced, passed on file.....	410	Sent to Governor.....	1393
Referred	431	Signed by Governor.....	1409
416 By Shaff. Relating to salaries of judges, clerks and bailiffs of municipal courts.		421 By Schroeder. Relating to legalizing the proceedings authorizing the issuance, sale and delivery of revenue bonds by the city of Bettendorf, Scott County, to defray cost of constructing sewage works and facilities.	
Introduced, passed on file.....	410	Introduced, passed on file.....	411
Referred	431	Referred	431
417 By Nolan and Miller. Relating to off-street parking areas; allowing cities to construct areas above or below street level.		Recommended passage	767
Introduced, passed on file.....	410	Committee report adopted.....	848
Referred	431	Proof of publication certified...	863
418 By Miller and Hansen. Relating to changing the age requirements for motor vehicle operator's licenses and permits.		Passed; ayes 46, nays none.....	879
Introduced, passed on file.....	410	422 By Elijah, Long and Gilmour. Relating to the definition of intoxicating liquors in the dram shop law.	
Referred	431	Introduced, passed on file.....	411
419 By Shoeman. Relating to legalizing the action of the board of supervisors in executing certain contracts for the construction of certain bridges in Cass County, and validating the several contracts thus executed.		Referred	431
Introduced, passed on file.....	410	Recommended passage	508
Referred	431	Amendment filed	692
Proof of publication certified....	444	423 By Water Rights. Relating to providing subdistricts of soil conservation districts with the right of eminent domain.	
Recommended passage	469	Introduced, placed on calendar..	411
Committee report adopted.....	478	Withdrawn	1235
Passed; ayes 46, nays none.....	478	424 By Water Rights. Relating to the powers and duties of subdistricts of soil conservation districts.	
Reported enrolled	495	Introduced, placed on calendar ..	411
Signed by President.....	495	Amendment filed	433
Sent to Governor.....	495	H. F. 452 substituted	1002
Signed by Governor.....	507	425 By Miller. Relating to voting machines; providing for the levy of one-half mill annually for the purchase of machines.	
420 By Social Security. Relating to employment security, the determination and payment of unemployment compensation benefits; providing for increased weekly benefits to a maximum of \$44 per week for 26 weeks; taking into consideration family status and number of dependents; also relating to eligibility, qualification and disqualification for benefits, and to the relaxation and liberalization of disqualification provisions.		Introduced, passed on file	411
Introduced, placed on calendar..	411	Referred	431
Amendments filed	484, 512, 576, 751, 793, 928	Recommended passage	534
Steering recommends calendar..	529	Committee report adopted	849
Made special order.....	734	Passed; ayes 33, nays 7	849
Amendments adopted	935, 938	Reported enrolled	1132
Amendments withdrawn 935, 938,	939	Signed by President	1133
Passed; ayes 28, nays 20.....	940	Sent to Governor	1133
		Signed by Governor	1172
		426 By Miller and Harbor. Relating to oil and gas wells; simplifying the procedure for issuing and selling working interests and royalty interests in prospective oil properties.	
		Introduced, passed on file	421
		Referred	447
		Recommended passage	604
		Sifting recommends calendar	1027
		Committee report adopted	1073
		Amendment adopted	1073
		Passed; ayes 32, nays 3	1073
		427 By Insurance. Relating to regulation of registration, issuance, and sale of securities	

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and to the regulation of securities dealers.	
Introduced, placed on calendar ..	422
Steering recommends calendar ..	575
Amendment adopted	688
Passed; ayes 44, nays none	688
Reported enrolled	926
Signed by President	926
Sent to Governor	926
Signed by Governor	977
428 By Judiciary 1. Relating to workmen's compensation; exempting attorney fees from the amount recoverable by an employer who paid claim for which another was liable.	
Introduced, placed on calendar ..	422
Steering recommends calendar ..	611
Passed; ayes 38, nays none	647
Reported enrolled	1190
Signed by President	1190
Sent to Governor	1216
Signed by Governor	1254
429 By Putney. Relating to administration and financing of support for the poor for Indians residing on a reservation in the state.	
Introduced, passed on file	422
Referred	447
Recommended passage	631
Steering recommends calendar ..	691
Committee reports adopted	784
Passed; ayes 47, nays none	784
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor	1216
430 By Gillespie, Putney, Byers and Scott. Relating to the acquiring and sale of real estate by the board of control.	
Introduced, passed on file	422
Referred	448
Recommended passage	604
Steering recommends calendar ..	611
Committee report adopted	650
Passed; ayes 43, nays none	650
Amendments adopted	820, 821
Concurred	821
Passed; ayes 43, nays 1	821
Receded	964
Concurred	964
Passed; ayes 41, nays none	964
Reported enrolled	1006
Signed by President	1006
Sent to Governor	1006
Signed by Governor	1051
431 By Schroeder and Shoeman. Relating to outdoor advertising along the national system of interstate highways.	
Introduced, passed on file	422
Referred	448
432 By Schroeder. Relating to creating an Iowa-Illinois bi-state development and study commission, to define its powers and duties and to make an appropriation therefor.	
Introduced, passed on file	422
Referred	448
433 By Schroeder. Relating to fees charged by the clerk of	

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the district court; providing for the payment of a flat fee in all law and equity cases, witness fees and sheriff's fees to be additional.	
Introduced, passed on file	422
Referred	448
434 By Henry. Relating to the standardization of school stop signs on highways.	
Introduced, passed on file	422
Referred	448
435 By Harbor. Relating to appropriation from the general fund for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries of the attendants and attendant supervisors employed at the mental institutions.	
Introduced, passed on file	422
Referred	448
436 By Harbor. Relating to police radio systems and to prohibit monitoring or otherwise interfering with such systems.	
Introduced, passed on file	423
Referred	448
437 By Wolf and Schroeder. Relating to the provision that cities and towns and their urban school districts shall consist of conterminous territory.	
Introduced, passed on file	423
Referred	448
438 By Coleman and O'Malley. Relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements.	
Introduced, passed on file	423
Referred	448
Withdrawn	1365
439 By Dykhouse. Relating to places where persons under sixteen years of age are prohibited in employment; including places where alcoholic beverages are consumed on or about the premises.	
Introduced, passed on file	423
Referred	448
440 By Prentis. Relating to an appropriation to the state conservation commission for improvements at Greene Valley State Park, Union County.	
Introduced, passed on file	423
Referred	448
441 By Coleman. Relating to imposition of a 5 percent excise tax on all guns, pistols and other similar weapons and on all water sports equipment.	
Introduced, passed on file	423
Referred	448
Amendment filed	659, 660
442 By Moore. Relating to legalizing the proceedings of the	

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board of directors of the Community School District of Whiting in Monona County, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.	
Introduced, passed on file	423
Referred	448
Withdrawn	954
 443 By Nolan and Prentis. Relating to state aid for school transportation; providing for the taxpayer of the the school district to be reimbursed in the form of a tax credit on individual property taxes for school purposes.	
Introduced, passed on file	424
Referred	448
 444 By Potter and Miller. Relating to adjusting the computation of the Iowa income tax; adopting the federal definition of taxable income and permitting payment of 7 percent of federal payment.	
Introduced, passed on file	424
Referred	448
 445 By Hoxie, Gillespie and Harbor. Relating to prohibiting hunting or shooting within 300 feet of occupied farm buildings without first securing permission of the owner or occupant.	
Introduced, passed on file	424
Referred	448
 446 By Social Security. Relating to the eligibility of applicants for aid to the blind when an inmate or patient of an institution.	
Introduced, placed on calendar ..	424
 447 By Dewel. Relating to regulating the business of conducting a debt adjusting service.	
Introduced, passed on file	424
Referred	448
 448 By Nolan and Prentis. Relating to the agricultural land tax credit; permitting the receiving if any additional state aid in the form of a credit to the taxpayer.	
Introduced, passed on file	424
Referred	448
 449 By Miller, Dewel and Potter. Relating to state tax commission; establishing a commission composed of one member appointed by the governor with the consent of two-thirds of the senate.	
Introduced, passed on file	424
Referred	448
Sifting recommends calendar ..	792
Amendment filed	793
Amendment withdrawn	906

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Amendment adopted	906
Passed; ayes 41, nays 3	906
 450 By Miller and Long. Relating to public contracts and bonds; making it lawful for any municipality to issue revenue bonds while other revenue bonds are still unpaid and have not matured.	
Introduced, passed on file	424
Referred	448
Recommended passage	610
Steering recommends calendar ..	611
Committee report adopted	652
Passed; ayes 41, nays none	652
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1132
Signed by Governor	1172
 451 By Hill, Potter, Miller, Turner and Dewel. Relating to corporation income tax; taxing the net income of foreign corporations engaged in income producing activities within the state.	
Introduced, passed on file	424
Referred	448
Recommended passage	672
Amendment filed	1025
 452 By Agriculture. Relating to the Iowa horse and mule breeders association; repealing chapter pertaining thereto.	
Introduced, placed on calendar ..	425
 453 By Coleman, Walker and Henry. Relating to providing one copy of the Code of Iowa, rules of civil procedure and supreme court rules, and the Acts of the General Assembly to each United States senator and representative from Iowa.	
Introduced, passed on file	425
Referred	448
Recommended passage	604
Steering recommends calendar ..	611
Amendments filed	614, 616, 660
Committee report adopted	650
Amendment adopted	650
 454 By Appropriations. Relating to appropriations to the members of Iowa-Nebraska Boundary Study Committee, namely: Frank Hoxie, D. C. Nolan, Jim O. Henry, Fred L. Johnson, William E. Darrington and Henry Stevens.	
Introduced, placed on calendar ..	425
Re-referred to appropriations ..	444
Recommended passage	445
Amendments filed	470, 512
Committee report adopted	519
Amendments adopted	519
Passed; ayes 46, nays none	519
Concurred	732
Passed; ayes 43, nays none	732
Reported enrolled	764
Signed by President	764
Sent to Governor	764
Signed by Governor	765
 455 By Nolan and Prentis. Relating to general school aid; providing for reimbursement to the taxpayers of school districts in the form of a credit	

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on their individual property taxes for school purposes.	
Introduced, passed on file.....	425
Referred	448
456 By Getting, Ringgenberg, Hoxie and Coleman. Relating to increased additions to surplus of a co-operative association, to provide for payment of deferred patronage dividends of a co-operative association upon the death of a member or patron or the dissolution of a member or patron association, and to remove the limitation on the exemption of securities of co-operative association from the Iowa Securities Law.	
Introduced, passed on file.....	425
Referred	448
Recommended passage	555
457 By Frommelt and Mincks. Relating to minimum wages for employees, to provide for the administration of the minimum wage provisions, and to provide for the enforcement of such provisions.	
Introduced, passed on file.....	425
Referred	448
458 By Getting, Ringgenberg, Hoxie and Coleman. Relating to patrons of an Iowa co-operative association; entitling them to share in allocations.	
Introduced, passed on file.....	425
Referred	448
Recommended passage	555
Steering recommends calendar.....	673
Committee report adopted.....	739
Amendment adopted	739
Passed; ayes 30, nays 13.....	739
Point of order raised.....	851
Concurred	852
Passed; ayes 31, nays 17.....	852
Reported enrolled	926
Signed by President.....	926
Sent to Governor.....	926
Vetoed by Governor.....	949
459 By Nolan and Prentis. Relating to supplemental aid to school; providing for reimbursement to taxpayers of a school district in the form of a credit on individual property taxes for school purposes.	
Introduced, passed on file.....	426
Referred	448
460 By Weber. Relating to an appropriation for bridge construction in Wildcat Den State Park; \$50,000.	
Introduced, passed on file.....	426
Referred	448
461 By Price. Relating to payment of expenses incident to litigation; in civil actions, reasonable and necessary expenses, including attorney's fees incurred by the party prevailing shall be assessed against the loser; setting the rate of attorney's fees \$200 per day for each day spent in	

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court and \$25 per hour for all necessary time spent investigating, and preparing his case.	
Introduced, passed on file	426
Referred	448
462 By Henry and Coleman. Relating to purchase of uniforms by the state conservation commission.	
Introduced, passed on file.....	426
Referred	448
463 By Hoxie, Lynes and Schroeder. Relating to suspension of licenses to operate motor vehicles; granting the department of public safety power to suspend a license for one serious violation of the traffic laws; legalizing the department's "point system".	
Introduced, passed on file.....	426
Referred	448
Amendments filed	614, 796
Recommended amendment, passage	691
Steering recommends calendar.....	691
Committee report adopted.....	805
Amendments adopted	806
Committee of the whole.....	806
Amendment withdrawn.....	807
Passed; ayes 47, nays 1.....	807
Refused to concur in part	1333
Concurred in part.....	1333
Passed; ayes 43, nays 6.....	1333
Conference committee appointed.....	1369
Conference report adopted.....	1386
Recommendations and amendment adopted	1387
Passed; ayes 46, nays 2.....	1387
Reported enrolled	1395
Signed by President.....	1395
Sent to Governor.....	1395
Signed by Governor.....	1409
464 By Buck, Weber, Gilmour, Shoeman, Schroeder, Long, Lynes, McCurdy, Rigler, Getting, O'Connor and Coleman. Relating to solicitation of contributions for any cause from students of public schools and the charging of admission fees for activities or programs during school hours.	
Introduced, passed on file.....	426
Referred	448
Amendment filed	615
465 By Schroeder, Lynes and Hoxie. Relating to administrative and judicial appeal from an order suspending the privilege to operate motor vehicles.	
Introduced, passed on file	426
Referred	448
466 By Lynes, Hoxie and Schroeder. Relating to increasing the authorized strength of the highway patrol to 350 members.	
Introduced, passed on file	426
Referred	448
Recommended amendment, passage	670
Sifting recommends calendar ..	868
Amendment filed	979
Committee report adopted	987

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Amendment withdrawn	987	Sent to Governor	1357
Amendment adopted	987	Signed by Governor	1394
Passed; ayes 39, nays 6	987		
Concurred	1328	475 By Social Security. Relating	
Passed; ayes 41, nays none	1329	to rounding off the weekly	
Reported enrolled	1393	benefit payments for partial	
Signed by President	1393	or total unemployment to the	
Sent to Governor	1393	nearest multiple of \$1, to ad-	
Signed by Governor	1396	just the amount of earnings	
		disregarded in computing ben-	
		efits for partial unemployment,	
		and to correct a typographical	
		error.	
467 By Henry. Relating to an		Introduced, placed on calendar..	436
orientation and rehabilitation		Steering recommends calendar ..	529
center for the blind.		Made special order.....	734, 813, 874
Introduced, passed on file	426	Withdrawn	941
Referred	448		
468 By Potter, Gillespie, Cole-		476 By Social Security. Relating	
man and Hill. Relating to ad-		to enabling the Iowa employ-	
justing property assessment		ment security commission to	
value.		use, for administrative pur-	
Introduced, passed on file	427	poses including the acquisition	
Referred	448	of real estate, moneys credited	
Recommended passage	672	to the account of the state	
		of Iowa in the unemployment	
469 By Schroeder, Hoxie and		trust fund pursuant to section	
Lynes. Relating to written		903 of the Social Security Act.	
reports of accidents; keeping		Introduced, placed on calendar..	436
confidential the report made			
by an individual.		477 By Cities and Towns. Rel-	
Introduced, passed on file	427	ating to licensing and strict	
Referred	448	control of the retail sale of	
		products sold by Iowa state	
470 By Dewel. Relating to au-		liquor stores and designed to	
thorizing the Iowa State Com-		eliminate bootlegging from	
merce Commission upon in-		cities and towns of the state.	
vestigation to prescribe regu-		Introduced, placed on calendar..	452
lations of transportation for		Amendment filed	485, 486
shorter and longer distances		Motion to withdraw from commit-	
over the same route.		tee	1299
Introduced, passed on file	427	Motion to place on calendar.....	1390
Referred	448		
		478 By Governmental Affairs.	
471 By Hoschek, Coleman,		Relating to inventory and	
Mincks and Hansen. Relat-		records of state property.	
ing to the powers of the bu-		Introduced, referred	515
reau of labor to make safety		Amendment filed	871
regulations and provide a pen-		Passed; ayes 35, nays none	947
alty for violation.		Reported enrolled	1381
Introduced, passed on file	427	Signed by President	1382
Referred	448	Sent to Governor	1382
Sifting recommends calendar ..	1007	Signed by Governor.....	1396
Amendment filed	1103		
472 By Conservation. Relating		479 By Judiciary 1. Relating to	
to requirements for tags to be		certain types of corporations	
used in conjunction with traps		and the formation, merger,	
and license fees.		consolidation, dissolution, liq-	
Introduced, placed on calendar ..	135	uidation; admission to do	
Steering recommends calendar ..	611	business in this state and	
		withdrawal therefrom, author-	
473 By Social Security. Relating		ity, powers and rights thereof,	
to specified amounts of wages		and requirements thereof,	
an individual must have been		and the regulation and conduct	
paid within his base period		of affairs thereof.	
in order to be eligible for em-		Introduced, referred	515
ployment security benefits.		Steering recommends calendar..	744
Introduced, placed on calendar ..	436	Amendment filed	793-796
		H. F. 368 substituted.....	897
474 By Social Security. Relating		Withdrawn	899
to charge-back statements,			
providing they must be fur-		480 By Governmental Affairs.	
nished employers within 40		Relating to the form of the	
days, rather than within 20		ballot at general elections and	
days after the close of a cal-		the manner of voting thereof	
endar quarter.		so that the true intention of	
Introduced, placed on calendar ..	436	the voter in his selection from	
Passed; ayes 45, nays none	850	the groups of candidates may	
Reported enrolled	1357	be more clearly ascertained.	
Signed by President	1357	Introduced, referred	515
		481 By Highways. Relating to	
		filing of claims against con-	
		tractors on highway work:	

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providing for claims on farm-to-market highway systems be filed with the auditor of the state highway commission.	
Introduced, referred	516
482 By Highways. Relating to rental of properties acquired but not immediately needed for improvement of public highways.	
Introduced, referred	516
Withdrawn	1236
483 By Social Security. Relating to increasing the period within which employers may make voluntary employment security contributions.	
Introduced, referred	532
Passed; ayes 45, nays none	850
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1394
484 By Transportation. Relating to permitting amber parking lamps.	
Introduced, referred	532
Steering recommends calendar	611
Passed; ayes 45, nays none	638
Reported enrolled	977
Signed by President	977
Sent to Governor	977
Signed by Governor	1026
485 By Transportation. Relating to the license fee of motor vehicle dealers; increasing to \$26.	
Introduced, referred	532
Steering recommends calendar	611
Passed; ayes 44, nays none	646
Reported enrolled	977
Signed by President	977
Sent to Governor	977
Signed by Governor	1026
486 By Appropriations. Relating to authorizing expenditures by state highway commission from the primary road fund for the biennium beginning July 1, 1959, and ending June 30, 1961.	
Introduced, placed on calendar	532
Amendment adopted	563
Passed; ayes 38, nays none	563
Refused to concur	775
Conference committee appointed.	842
Conference report	974
Conference report adopted	984
Amendment adopted	984
Concurred	984
Passed; ayes 45, nays none	984
Reported enrolled	1078
Signed by President	1078
Sent to Governor	1078
Signed by Governor	1191
487 By Appropriations. Relating to appropriating funds from the primary road fund to the industrial commission for payment of workmen's compensation claims of employees of the state highway commission.	
Introduced, placed on calendar	532

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Passed; ayes 46, nays none	638
Reported enrolled	791
Signed by President	791
Sent to Governor	792
Signed by Governor	843
488 By Cities and Towns. Relating to annual dues to the league of Iowa municipalities; permitting the league to increase annual dues of cities and towns.	
Introduced, referred	533
489 By Iowa Development. Relating to planning assistance for cities and towns under 25,000 population and to provide an appropriation therefor.	
Introduced, passed on file	533
Referred	553
Recommended passage	1027
Committee report adopted	1061
Passed; ayes 40, nays 5	1061
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
490 By Agriculture. Relating to boiling of waste materials from stockyards; exempting grain not consumed, that is collected from hog sales pen floors and fed under the control of the department of agriculture.	
Introduced, referred	533
Steering recommends calendar	611
Passed; ayes 42, nays 2	637
Concurred	860
Passed; ayes 42, nays none	860
Reported enrolled	889
Signed by President	889
Sent to Governor	889
Signed by Governor	926
491 Banks, Building and Loan. Relating to real estate loans by banks and fiduciaries and permitting certain loans to be made in amounts up to two-thirds of appraised value.	
Introduced, referred	580
492 By Appropriations. Relating to an appropriation from the general fund of the state of Iowa for the biennium beginning July 1, 1959, and ending June 30, 1961, to the state fair board for the purpose of state aid to agricultural societies.	
Introduced, placed on calendar	591
Passed; ayes 44, nays none	640
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
493 By Judiciary 2. Relating to the annexation of unincorporated territory adjoining any city or town and providing for the manner of such annexation.	
Introduced, referred	591

S. F.	Page	S. F.	Page
494 By Claims. Relating to an appropriation to certain named persons in settlement of claims made against the state of Iowa.		Concurred	775
Introduced, placed on calendar ..	591	Passed; ayes 47, nays none.....	775
Referred	717	Reported enrolled	812
Recommended passage	718	Signed by President.....	812
Committee report adopted	757	Sent to Governor.....	813
Passed; ayes 48, nays none	757	Signed by Governor.....	907
Reported enrolled	1171		
Signed by President	1171	501 By Transportation. Relating to maximum gross weights on axles of vehicles; allowing a temporary overload on one axle of a bus providing the gross weight on any particular group of axles is within the weight limitation.	
Sent to Governor	1190	Introduced, referred	678
Signed by Governor	1223		
495 By Judiciary 1. Relating to recovery for injury or death of husband.		502 By Judiciary 2. Relating to authorizing the incurring of indebtedness and issuance of bonds by cities for the purpose of constructing and equipping a recreation building.	
Introduced, referred	591	Introduced, referred	678
Steering recommends calendar..	744	Steering recommends calendar..	744
Passed; ayes 38, nays 4.....	904	Passed; ayes 46, nays none.....	780
		Reported enrolled	889
496 By Cities and Towns. Relating to annual dues to the league of Iowa municipalities; permitting the league to increase annual dues of cities and towns.		Signed by President.....	889
Introduced, referred	591	Sent to Governor.....	889
Steering recommends calendar..	673	Signed by Governor.....	907
Passed; ayes 35, nays 11.....	735		
Reported enrolled	1316	503 By Claims. Relating to an appropriation from the motor vehicle reimbursement fund to certain named persons in settlement of claims made against the state.	
Signed by President	1316	Introduced, passed on file.....	701
Sent to Governor.....	1317	Referred	717
Signed by Governor.....	1394	Reported without recommendation	768
		Amendment filed	771
497 By Cities and Towns. Relating to establishment and maintenance of municipal museums.		Committee report adopted.....	784
Introduced, referred	621	Amendment adopted	785
Steering recommends calendar..	718	Passed; ayes 46, nays none.....	785
Passed; ayes 34, nays none.....	825	Reported enrolled	1171
		Signed by President.....	1171
498 By Cities and Towns. Relating to authorizing acquisition and construction by cities and towns of improvements and betterments to municipal auditoriums, including installation of air conditioning facilities, and issuance of bonds in connection therewith.		Sent to Governor.....	1190
Introduced, referred	621	Signed by Governor.....	1223
Amendment adopted	948		
Passed; ayes 35, nays none.....	948	504 By Claims. Relating to an appropriation from the old age assistance fund to certain named persons in settlement of claims made against the state.	
Reported enrolled	1132	Introduced, passed on file.....	701
Signed by President.....	1133	Referred	717
Sent to Governor.....	1133	Reported without recommendation	768
Signed by Governor.....	1172	Committee report adopted.....	785
		Passed; ayes 44, nays none.....	785
499 By Social Security. Relating to old age assistance; permitting recipients to be placed in public nursing homes and to expend a part of the assistance paid him toward defraying the actual expense of his residence.		Reported enrolled	1171
Introduced, referred	621	Signed by President.....	1171
Steering recommends calendar..	691	Sent to Governor.....	1190
Steering recommends calendar..	718	Signed by Governor.....	1223
Amendments filed	813, 871, 894		
Tabled	897	505 By Tax Revision. Relating to the assessment and taxation of certain personal property and exemptions therefrom.	
		Introduced, placed on calendar...	753
500 By Appropriations. Relating to reversion of appropriations for capital improvements to the general fund of the state.			
Introduced, placed on calendar..	621	506 By Tax Revision. Relating to the formula by which income of corporations is to be apportioned between Iowa and other states for purposes of the Iowa income on corporations.	
Passed; ayes 46, nays none.....	642	Introduced, placed on calendar..	753
Returned to House from Senate.	759		

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507 By Claims. Relating to an appropriation from the gas tax refund to certain named persons in settlement of claims made against the state of Iowa.	
Introduced, referred to appropriations	753
Reported without recommendation	769
Committee report adopted	786
Passed; ayes 45, nays none	786
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
508 By Claims. Relating to an appropriation to the state conservation commission, for certain counties in settlement of drainage assessment claims against the stc, and to authorize and direct payment for same.	
Introduced, referred	753
Reported without recommendation	769
Committee report adopted	786
Passed; ayes 44, nays none	786
Concurred	1145
Passed; ayes 44, nays 1	1145
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
509 By Claims. Relating to an appropriation to certain named persons in settlement of claims for professional services made against the state.	
Introduced, referred	753
Reported without recommendation	769
Committee report adopted	787
Passed; ayes 47, nays none	787
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
510 By Appropriations. Relating to an appropriation to members of the Iowa study committee on the care of the aging.	
Introduced, placed on calendar	773
Amendment filed	813
Amendment adopted	879
Passed; ayes 40, nays none	879
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
511 By Agriculture. Relating to brucellosis; exceptions for allowing cattle to be shipped into the state.	
Introduced, referred	773
Sifting recommends calendar	1007
Passed; ayes 38, nays none	1092
512 By Appropriations. Relating to providing for the transfer of funds from "the state sinking fund for public deposits" to the state general fund, and to eliminate payment of assessments, unless needed.	
Introduced, placed on calendar	773
Amendment filed	843

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Amendment adopted	880
Passed; ayes 46, nays none	880
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
513 By Governmental Affairs. Relating to authorizing improvements of county buildings; if the county has a population of over 200,000 with a county seat having a population of over 100,000 provided the cost thereof does not exceed \$50,000.	
Introduced, referred	773
Sifting recommends calendar	868
Amendment adopted	989
Passed; ayes 36, nays 8	989
514 By Appropriations. Relating to an appropriation to members of the committee on interstate cooperation, namely: Guy G. Butler, David O. Shaff, John J. O'Connor, W. H. Tate, Carroll Price, Elmer H. Vermeer, Emil L. Novak, Neil E. Johns, and Robert R. Rigler.	
Introduced, placed on calendar	818
Passed; ayes 40, nays none	881
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
515 By Appropriations. Relating to an appropriation from the general fund of the state to the state printing board for printing and binding.	
Introduced, placed on calendar	818
Amendment adopted	881
Passed; ayes 41, nays none	882
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
516 By Appropriations. Relating to an appropriation from the general fund of the state to the national guard and the state guard for the purpose of various capital improvements, and repairs, replacements, alterations, equipment, and rehabilitation.	
Introduced, placed on calendar	818
Passed; ayes 42, nays none	882
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
517 By Appropriations. Relating to an appropriation from the general fund of the state to the department of public safety for the purpose of various capital improvements, equipment and vehicles for the division of radio communication.	
Introduced, placed on calendar	818
Passed ayes 47, nays none	882
Reported enrolled	1215
Signed by President	1215

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Sent to Governor	1216
Signed by Governor	1254
518 By Insurance. Relating to permitting the writing of multiple peril insurance policies by fire insurance companies.	
Introduced, referred	818
519 By Transportation. Relating to annual regulatory fees on motor vehicles used for the public transportation of freight.	
Introduced, referred	874
Sifting recommends calendar ...	926
Amendment filed	1007
Amendment adopted	1064
Passed; ayes 42, nays none	1064
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1394
520 By Transportation. Relating to the movement of implements on highways; amending Senate File 229, Acts of the Fifty-eighth General Assembly.	
Introduced, referred	874
Passed; ayes 45, nays none	957
Reported enrolled	1132
Signed by President	1133
Sent to Governor	1133
Signed by Governor	1172
521 By Appropriations. Relating to a study of the problems of higher education in Iowa and to appropriate funds for such study.	
Introduced, placed on calendar ..	874
Passed; ayes 45, nays none	920
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
522 By Board of Control. Relating to powers and duties of the director of industries under the board of control.	
Introduced, referred	896
Sifting recommends calendar ...	1171
Passed; ayes 38, nays none	1182
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1394
523 By Appropriations. Relating to an appropriation to members of the Iowa Legislative Research Committee, namely: W. C. Stuart, George O'Malley, X. T. Prentiss, Robert W. Naden, Albert Lund and Bert K. Fairchild.	
Introduced, placed on calendar ..	896
Passed; ayes 40, nays none	1016
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
524 By Claims. Relating to an appropriation for James C. Strohman in settlement of	

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claim against the state.	
Introduced, referred	896
Reported without recommendation	1027
Committee report adopted	1057
Passed; ayes 45, nays none	1057
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
525 By Board of Control. Relating to the employment of certain directors by the board of control.	
Introduced, referred	896
Sifting recommends calendar ...	1171
Passed; ayes 37, nays none	1183
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1394
526 By Conservation. Relating to authorizing the issuance of bonds by any county having a population in excess of 90,000 for recreation and conservation purposes and legalizing and validating all proceedings heretofore taken in connection therewith.	
Introduced, referred	896
Sifting recommends calendar ...	1126
Rules suspended	1127
Passed; ayes 47, nays 1	1127
Concurred	1342
Passed; ayes 39, nays none	1343
Reported enrolled	1393
Signed by President	1393
Sent to Governor	1393
Signed by Governor	1396
527 By Military Affairs. Relating to merit or service badges or recognition devices for the Iowa national guard.	
Introduced, referred	910
Amendment filed	929
528 By Highway Safety. Relating to speed on passenger buses.	
Introduced, referred	911
Amendment filed	1051
Sifting recommends calendar ...	1126
Rules suspended	1127
Amendment adopted	1128
Passed; ayes 49, nays none	1128
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1287
Signed by Governor	1357
529 By Schools and Educational Institutions. Relating to the organization and legal responsibility of a newly elected board of a community district within 15 days after election.	
Introduced, referred	911
Sifting recommends calendar ...	1007
Amendment filed	1029
Amendment adopted	1094
Passed; ayes 41, nays none	1094
Reported enrolled	1316
Signed by President	1316
Sent to Governor	1317
Signed by Governor	1394
530 By Schools and Educational Institutions. Relating to reorganization of school dis-	

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tricts; giving the county board or joint boards of education final determination of the territory to be included in the proposal to be submitted to the electors.	
Introduced, referred	911
Amendment filed	929
 531 By Claims. Relating to an appropriation to certain named persons in settlement of miscellaneous claims against the state.	
Introduced, referred	911
Reported without recommendation	1027
Committee report adopted	1058
Passed; ayes 46, nays none	1058
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
 532 By Appropriations. Relating to an appropriation from the general fund for the biennium for various departments thereof, relating to the judicial and peace officers' retirement systems, and to salaries of various statutory positions, and to the location of the office of the state mine inspectors and to the transfer of the Gardner log cabin and previously appropriated funds to the state historical society.	
Introduced, placed on calendar	932
Amendments filed	979, 980, 1007, 1008, 1009, 1029, 1030, 1031
Amendments adopted	1038, 1039, 1040, 1041, 1042, 1043, 1045, 1046, 1047, 1048, 1049
Amendments withdrawn	1043, 1044, 1045
Points of order raised	1047
Motion to reconsider amendment vote	1047
Vote reconsidered	1048
Passed; ayes 42, nays 2	1049
Amendments adopted	1283, 1284
Point of order raised	1284
Amendment withdrawn	1284
Concurred	1285
Passed; ayes 41, nays 7	1285
Insisted	1312
Conference committee appointed	1329
Conference report adopted	1374
Amendments adopted	1375
Vote reconsidered	1375
Amendment adopted	1376
Passed; ayes 39, nays 4	1376
Reported enrolled	1395
Signed by President	1395
Sent to Governor	1395
Signed by Governor	1409
 533 By Cities and Towns. Relating to the leasing of property by park boards of cities and towns.	
Introduced, referred	952
Sifting recommends calendar	1027
Passed; ayes 37, nays none	1071
Concurred	1332
Passed; ayes 48, nays none	1332
Reported enrolled	1381
Signed by President	1382
Sent to Governor	1382
Signed by Governor	1396

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534 By Highways. Relating to limitation on expense by the highway commission for enforcement of laws on registration, size, weight and load of vehicles.	
Introduced, referred	952
Recommended passage	1028
H. F. 736 substituted	1091
Withdrawn	1092
 535 By Tax Revision. Relating to withholding agents and nonresidents; reducing the present withholding percentage to four per cent.	
Introduced, referred	981
Sifting recommends calendar	1171
Passed; ayes 36, nays none	1184
Concurred	1310
Passed; ayes 46, nays none	1310
Reported enrolled	1381
Signed by President	1382
Sent to Governor	1382
Signed by Governor	1396
 536 By Agriculture. Relating to ice milk; requiring products labeled ice milk shall contain no fats except milk fats; and prohibiting the manufacturing or selling of any product that is similar to or appears like ice cream which does not comply with the present law.	
Introduced, referred	981
 537 By Claims. Relating to an appropriation to certain named persons in settlement of claims made against the state.	
Introduced, referred	981
Reported without recommendation	1028
Committee report adopted	1058
Passed; ayes 46, nays none	1058
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1223
 538 By Claims. Relating to an appropriation to J. Reed Rhodes and Ruth R. Rhodes in settlement of claims against the state.	
Introduced, referred	981
Reported without recommendation	1028
Amendment filed	1051
Committee report adopted	1059
Amendment adopted	1059
Passed; ayes 45, nays none	1059
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1224
 539 By Claims. Relating to an appropriation 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	

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Introduced, referred	981
Reported without recommenda- tion	1028
Committee report adopted	1059
Passed; ayes 45, nays none	1060
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1224
540 By Claims. Relating to an appropriation to B. J. Kenning in settlement of claim against the state.	
Introduced, referred	981
Reported without recommenda- tion	1028
Committee report adopted	1060
Passed; ayes 46, nays none	1060
Reported enrolled	1171
Signed by President	1171
Sent to Governor	1190
Signed by Governor	1224
541 By Transportation. Relating to the height of reflectors on vehicles.	
Introduced, referred	1012
Sifting recommends calendar	1171
Passed; ayes 30, nays none	1186
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1275
Signed by Governor	1317
542 By Transportation. Relat- ing to the display of evi- dence on trucks, truck trac- tors, trallers and semi-trailers registered in Iowa or other jurisdictions to designate the weights for which such vehi- cles are registered.	
Introduced, referred	1012
Sifting recommends calendar	1171
Passed; ayes 29, nays none	1187
Reported enrolled	1357
Signed by President	1357
Sent to Governor	1357
Signed by Governor	1394
543 By Appropriations. Relating to providing funds for a sur- vey of present and possible uses of electronic processing machines by the state govern- ment and to create a revolv- ing fund to finance a center for electronic processing of records and data.	
Introduced, placed on calendar	1012
Passed; ayes 46, nays none	1061
544 By Judiciary 1. Relating to defining a public warehouse	

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engaged in the business of storing goods for profit.	
Introduced, referred	1055
Sifting recommends calendar	1171
Passed; ayes 33, nays none	1186
Reported enrolled	1316
Signed by President	1316
Sent to Governor	1317
Signed by Governor	1394
545 By Appropriations. Relat- ing to an appropriation to pay the witness fees and mileage of witnesses; to pay attorney fees for counsel for the par- ties and other expense in the election contest of Blyth C. Conn vs. Carl Hoschek.	
Introduced, placed on calendar	1108
Passed; ayes 39, nays 9	1158
Reported enrolled	1275
Signed by President	1275
Sent to Governor	1287
Signed by Governor	1357
546 By Appropriations. Relat- ing to an appropriation from the general fund to the state soil conservation committee the sum of \$1,100,000 to carry on soil conservation work in soil conservation districts.	
Introduced, placed on calendar	1108
Passed; ayes 47, nays none	1156
Reported enrolled	1215
Signed by President	1215
Sent to Governor	1216
Signed by Governor	1254
547 By Governmental Affairs. Relating to the commission of accountants appointed under chapter 67, Code 1958; pro- viding for payment of the expenses of such commis- sioners.	
Introduced, referred	1289
Rules suspended	1326
Withdrawn from sifting	1366
Passed; ayes 43, nays none	1326
Reported enrolled	1392
Signed by President	1392
Sent to Governor	1393
Signed by Governor	1396
548 By Appropriations. Relat- ing to an appropriation for payment of miscellaneous ex- pense incurred or authorized by the Fifty-eighth General Assembly.	
Introduced, placed on calendar	1318
Passed; ayes 42, nays none	1361
Reported enrolled	1392
Signed by President	1392
Sent to Governor	1393
Signed by Governor	1396

RECORD OF HOUSE BILLS IN SENATE

HOUSE JOINT RESOLUTIONS AND HOUSE FILES PASSED AND APPROVED—230

H. J. R. 3, 12, 17, 23.

H. F.

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 745, 746, 747, 748, 751, 752, 753, 755, 757, 758, 760, 761, 762, 763, 764,
 766.

Became Law Without Governor's Signature—H. F. 403, 446

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3 Diets, Lucken, Walter, Mc- Neal, Osstan, Mensing, Mowry, Stephens, Carstensen, Chalupa, Kimball, Fairchild, Hirsch, Flatt, Grassley, Camp, Den Herder, Darrington, and Stringer. Relating to a joint bipartisan committee to study public assistance in Iowa and to make an appropriation therefor.	841
Received, passed on file.....	841
Amendment filed	1104
Sifting recommends calendar.....	1127
Recommended amendment, pas- sage	1255
Committee report adopted.....	1280
Amendment withdrawn	1290
Amendment adopted	1291
Passed; ayes 32, nays 10.....	1291
Reported enrolled	1381
Signed by President	1382
Signed by Governor.	
5 By Maggert, Den Herder, Edgington, Sickels, Steenhuse- n, Weik, Robinson, Maule Kimball and Cunningham. Relat- ing to designating the Bur Oak, quercus macrocarpa, as the official state tree.	249
Received, passed on file	249
Referred	255
Recommended passage	670
12 By Roads and Highways. Relating to creation of a spe- cial committee to make a fis- cal, administrative and engi- neering survey of Iowa's high- ways, roads and streets, and to make an appropriation therefor.	587
Considered	587
Referred	575
Referred to appropriations.....	580

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Recommended passage	631
Committee report adopted	640
Passed; ayes 42, nays 2.....	640
Reported enrolled	669
Signed by President.....	669
Signed by Governor.	
15 By Kimball, Fairchild, Balch, Duffy, Milroy, Allen, Kluever, Reppert and Maggert. Relat- ing to creation of a special Code revision study committee to study and make recommenda- tion for the revision of vari- ous sections of the Code, and making an appropriation therefor.	1170
Received, referred	1170
16 By Constitutional Amend- ments. Relating to constitu- tional amendment in regard to annual sessions of the General Assembly; providing for regu- lar session in odd-numbered years and extra sessions in even-numbered years with em- phasis on budget and finance; and requiring the Governor to deliver his message on the condition of the state at both regular and extra sessions.	841
Received, referred	841
17 By Mensing. Relating to cre- ating a special committee to establish, plan for, and con- duct appropriate programs in connection with the approach- ing Centennial for the many important events of the Civil War, and to make an appro- priation therefor.	888
Received, referred	888
Recommended passage	1027
Committee report adopted.....	1092

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Passed; ayes 39, nays 1.....	1092
Reported enrolled.....	1171
Signed by President.....	1171
Signed by Governor.	

23 By Appropriations. Relating to the exercise and acceptance of certain options to purchase by the state certain parcels of real estate situated in Des Moines, Polk County, and the improving of such properties by excavation, grading and paving, and providing funds for the payment thereof.

Received passed on file.....	521
Rules suspended.....	521
Amendment adopted.....	521
Passed; ayes 48, nays 2.....	522
Reported enrolled.....	554
Signed by President.....	554
Signed by Governor.	

24 By Elections, Political and Judicial Districts. Relating to constitutional amendment to provide a 4 year term for county attorneys.

Received, referred.....	1328
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27 By Lucken, Johannes, Walter and Eggers. Relating to a constitutional amendment in regard to representation in the Senate and House of Representatives and to congressional districts; providing for a Senate of 56 members and a House consisting of 1 representative from each county and 1 additional representative from the 9 counties having the greatest population.

Received, referred.....	1383
Call of the Senate requested.....	1384
Motion to suspend rules.....	1384
Motion to suspend rules lost.....	1385
Communication.....	1385
Explanation.....	1385

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1 By Walter, Dietz, Sersland, Hagedorn, Eldred, Naden, Pierce and Johannes. Relating to appropriation of \$250,000 to state board of regents for construction, materials and equipment necessary for a firemanship and civil defense training center and fire protection building to be located on campus of Iowa State College at Ames.

Received, passed on file.....	548
Referred.....	574

2 By Walter, Darrington, Naughton, Naden and Eldred. Relating to fees for motor vehicle registration; increasing fee retained by county treasurer from 50 cents to 75 cents.

Received, passed on file.....	248
Referred.....	255

3 By Paul and Loss. Relating to labeling, selling of non-fat dry milk; requiring same labeling as permitted by federal.

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Received, passed on file.....	182
Referred.....	183
Recommended passage.....	271
Committee report adopted.....	502
Passed; ayes 47, nays none.....	502
Reported enrolled.....	574
Signed by President.....	574
Signed by Governor.	

4 By Baumhover, Hagedorn, Loss, Eveland, Currie and Smith. Relating to refund of motor fuel tax paid on motor fuel used in corn shellers.

Received, passed on file.....	394
Referred.....	404
Amendment filed.....	433, 908
Recommended passage.....	889
Committee report adopted.....	921
Amendments adopted.....	921
Passed; ayes 35, nays 10.....	921
Reported enrolled.....	1150
Signed by President.....	1150
Signed by Governor.	

6 By Reppert, Kimball, Darrington, Andrews, Mensing, Falvey and Loss. Relating to use of certain colored flashing lights upon or in view of streets or highways.

Received, passed on file.....	150
Referred.....	170

8 By Sersland, Balch and Walter. Relating to production of domesticated fur-bearing animals; placing the producers under the authority of the department of agriculture.

Received, passed on file.....	494
Referred.....	496
Recommended passage.....	715
Steering recommends calendar.....	744
Committee report adopted.....	883
Passed; ayes 46, nays none.....	883
Reported enrolled.....	948
Signed by President.....	948
Signed by Governor.	

10 By Shaw and Cagley. Relating to legalizing proceedings in establishment of Charles City Community School District in counties of Floyd and Chickasaw.

Received, passed on file.....	116
Substituted for S. F. 32.....	121
Passed; ayes 44, nays none.....	121
Reported enrolled.....	125
Signed by President.....	125
Signed by Governor.	

13 By Mowry. Relating to larceny, receiving stolen goods and false drawing or uttering of checks; increasing the value of property involved from \$50 to \$100 to determine punishment.

Received, passed on file.....	132
Referred.....	136

14 By Mowry. Relating to selection of commissioners for memorial halls and monuments; broadening and generalizing designation of organizations that may qualify for representation on commissions and boards.

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Received, passed on file.....	332
Referred	343
15 By Mowry. Relating to reduction of maximum penalty for minors convicted of a violation of beer and malt liquor laws; reducing from \$1,000 to \$100 or imprisonment in county jail not to exceed thirty days.	
Received, passed on file.....	366
Substituted for S. F. 24.....	542
Passed; ayes 43, nays none.....	543
Reported enrolled	602
Signed by President.....	602
Signed by Governor.	
16 By Dietz. Relating to special motor vehicle speed restrictions; extending authority of highway commission to primary road extensions in cities and towns; providing a more realistic and uniform speed limit.	
Received, passed on file.....	150
Referred	170
Amendment filed	386
17 By Weik. Relating to the use of domestic pheasants; included among birds to be used as targets to train hunting dogs.	
Received, passed on file.....	182
Referred	183
Recommended passage	610
18 By Halling. Relating to legalizing proceedings in establishment of Bridgewater-Fontanelle Community School District in county of Adair.	
Proof of publication certified....	86
Received, passed on file.....	98
Referred	110
Recommended passage	242
Committee report adopted.....	290
Passed; ayes 46, nays none.....	290
Reported enrolled	312
Signed by President.....	312
Signed by Governor.	
19 By Dietz. Relating to recording of instruments; filed for recordation with county recorder on which signatures are illegible; requiring signatures to be typed or legibly printed beneath the original or affidavit filed with correct signature; not applicable to military papers nor to wills or court records.	
Received, passed on file	116
Referred	118
Amendments filed	118, 138, 196, 257, 373
Recommended amendment, passage	242
Committee report adopted.....	340
Amendments withdrawn	340, 414
Amendments adopted	340
Passed; ayes 48, nays 1.....	414
Concurred	559
Passed; ayes 38, nays none.....	559
Reported enrolled	631
Signed by President.....	631
Signed by Governor.	
22 By Darrington, Swisher, Nutt and Watts. Relating to re-	

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newal fees for funeral director and embalmer licenses; removing the restriction on the use of the \$3.00 collected as part of the license fee.	
Received, passed on file.....	234
Referred	236
Substituted for S. F. 10.....	252
Re-referred to judiciary 1.....	265
23 By Mensing, Milroy, Johannes and Shaw. Relating to the re-employment of Iowa public employees after retirement; permitting them to continue receiving their retirement benefits providing they do not earn in excess of \$100 per month.	
Received, passed on file.....	332
Substituted for S. F. 25.....	460
Passed; ayes 44, nays none.....	460
Reported enrolled	480
Signed by President.....	481
Signed by Governor.	
26 By Robinson, Christophel, Dodds, Doyle, Fisher of Greene, Johnson of Audubon, Grassley, Loss, Magert and Maule. Relating to increasing the speed limit for any vehicle drawing certain trailers; permitting one or two wheel trailers to be drawn at 55 miles per hour.	
Received, passed on file.....	355
Referred	356
Recommended amendment, passage	399
Steering recommends calendar..	496
Amendment filed	556
Committee report adopted.....	571
Amendments adopted	662, 663
Passed; ayes 44, nays 1.....	663
Reported enrolled	743
Signed by President.....	743
Signed by Governor.	
29 By Fairchild. Relating to musk thistles; including them in the category of primary noxious weeds.	
Received, passed on file	151
Referred	170
Recommended passage	429
Committee report adopted	466
Amendment adopted	466
Passed; ayes 39, nays 3	466
Reported enrolled	480
Signed by President	481
Signed by Governor.	
33 By Mowry. Relating to requirement that every person indicted for a felony be represented by legal counsel before a plea of guilty or entry of judgment is made.	
Received, passed on file	132
Referred	136
Recommended passage	256
Committee report adopted	439
Passed; ayes 48, nays none	439
Reported enrolled	480
Signed by President	481
Signed by Governor.	
34 By Mowry. Relating to attorney's fees in criminal cases;	

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Increasing fees paid to court appointed attorneys in cases involving homicide to \$100 per day and \$200 for expenses of investigation; and in other felony cases \$25 in full; and \$15 in full for misdemeanor cases.	
Received, passed on file	182
Referred	184
Recommended amendment, passage	256
Committee report adopted	440
Amendments adopted	440
Passed; ayes 39, nays 9	440
Reported enrolled	480
Signed by President	481
Signed by Governor.	
36 By Kleuver. Relating to the executive council being permitted to deed certain lands to cities, towns or counties for park purposes; transfer of lands to be approved by the state conservation commission.	
Received, passed on file	117
Referred	118
38 By Andrews, Doyle and Reppert. Relating to destruction of certain files and papers, and providing for the disposition of unclaimed fees, costs and funds by the clerk of municipal court.	
Received, passed on file	132
Referred	136
Sifting recommends calendar	1027
Passed; ayes 32, nays none	1075
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
39 By McNeal, Allen, Reppert, Loss, Mowry and Dietz. Relating to the investment of funds of life insurance companies in real estate bonds and mortgages; permitting companies to make loans on real estate secured by mortgages to the extent of 75 percent of the appraised value of the property.	
Received, passed on file	214
Referred	221
Recommended passage	256
Committee report adopted	419
Passed; ayes 43, nays 4	419
Reported enrolled	480
Signed by President	481
Signed by Governor.	
40 By Hoth, Duffy, Frank, Fueling, Kimball and Serkland. Relating to the bounty on rattlesnakes; increasing the amount of the bounty to \$1.	
Received, passed on file	182
Referred	184
Recommended passage	193
Committee report adopted	250
Passed; ayes 49, nays none	250
Reported enrolled	269
Signed by President	269
Signed by Governor.	

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45 By Freed, Falvey and Paul. Relating to the manner of selection of members of the board of regents; increasing members to two alumni from each of the institutions of higher learning.	
Received, passed on file	214
Referred	221
46 By Eldred, Walter, Mensing, Rapson, Naden, McNeal and Hirsch. Relating to the possession of beer, malt liquor, or alcoholic liquor by minors; making it a misdemeanor for them to possess liquor.	
Received, passed on file	267
Referred	270
47 By Johns, Kluever and Weik. Relating to veterinarian's lien; amending the veterinary lien law to include any product used or professional service rendered in connection with livestock.	
Received, passed on file	151
Referred	170
Recommended passage	256
Committee report adopted	419
Passed; ayes 33, nays 15	419
Reported enrolled	480
Signed by President	481
Signed by Governor.	
48 By Johns, Kluever and Weik. Relating to marking stock; permitting vaccinated cattle to be tattooed in the ear or branded on the jaw.	
Received, passed on file	151
Referred	170
Recommended passage	205
Committee report adopted	298
Passed; ayes 46, nays none	298
Reported enrolled	312
Signed by President	312
Signed by Governor.	
51 By McNeal, Reppert, Allen and Loss. Relating to municipal transit systems; clarifying the authority of a municipality to acquire a transit system and the leasing of such systems to private operators.	
Received, passed on file	332
Referred	343
Recommended amendment, passage	428
Sifting recommends calendar	673
Committee report adopted	740
Amendments adopted	741
Passed; ayes 46, nays none	741
Reported enrolled	839
Signed by President	839
Signed by Governor.	
52 By Milroy and Mensing. Relating to mortgagors and mortgagees of real property located within cities and towns; permitting period of redemption, after sale on foreclosure of mortgage, be reduced to four months by agreement.	
Received, passed on file	248

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Referred	255
Amendment filed	673
53 By Robinson, Christophel, Dodds, Fisher of Greene, Loss, Johnson of Audubon, Grassley, Maggert and Maule. Relating to trucks pulling a four wheel trailer; permitting a trailer to be pulled by a truck with a gross weight of 5 tons or less.	
Received, passed on file.....	248
Referred	255
Amendments filed	483, 908, 929
Recommended amendment, passage	528
Steering recommends calendar.....	744
Committee report adopted.....	904
Committee report adopted.....	918
Amendments withdrawn	967, 968
Point of order raised.....	968
Amendment adopted	969
Passed; ayes 28, nays 16.....	969
Reported enrolled	1150
Signed by President.....	1150
Signed by Governor.	
54 By Briles. Relating to exemption of inmates of county homes from securing a license to hunt, fish or trap on land or in the waters of the state.	
Received, passed on file.....	366
Referred	372
Recommended passage	610
Steering recommends calendar.....	718
Committee report adopted.....	825
Passed; ayes 34, nays none.....	825
Reported enrolled	867
Signed by President.....	867
Signed by Governor.	
55 By Kluever, Sersland, Hall, Gordy, Martin, Eveland and Kimball. Relating to sick leave for public school employees; permitting accumulation of more than the present maximum days of sick leave; and retain accumulated sick leave when remaining within a newly organized school district.	
Received, passed on file.....	214
Returned to House.....	235
Received, passed on file.....	248
Substituted for S. F. 58.....	253
Passed; ayes 45, nays 5.....	253
Reported enrolled	269
Signed by President	269
Signed by Governor.	
56 By Mowry and Walter. Relating to abolishment of certain boards and commissions created by cities and towns.	
Received, passed on file.....	332
Referred	343
Recommended passage	403
Committee report adopted.....	465
Steering recommends calendar.....	510
Amendment adopted	541
Passed; ayes 45, nays none.....	541
Reported enrolled	582
Signed by President.....	582
Signed by Governor.	
57 By Christophel, Walter, Eldred, Lucken, Smith, Hirsch, Patton, Johns and Greenwood. Relating to the establishment of a marketing division within the Iowa department of	

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agriculture and to make an appropriation of \$75,000 a year.	
Received, passed on file.....	687
Referred	691
Recommended passage	792
Referred to appropriations.....	813
Recommended amendment, passage	1172
Amendment filed	1173
Committees reports adopted	1220
Amendment adopted	1220
Amendment withdrawn	1220
Passed; ayes 34, nays 15.....	1221
Messaged to House.....	1228
Reported enrolled	1316
Signed by President.....	1316
Signed by Governor.	
63 By Reppert and Andrews. Relating to authorizing the executive council to sell to Home Lodge No. 370, A. F. & A. M., Des Moines, certain land; situated in Block 1, Griffiths Addition, No. 2.	
Received, passed on file.....	366
Referred	372
64 By Kluever. Relating to increasing the compensation of justices of the peace in townships having a population of 4,000 and under 10,000.	
Received, passed on file.....	214
Referred	221
65 By Paul, Swisher, Milroy, Johannes, Mensing and Rusk. Relating to the boarding of prisoners by sheriffs; increasing the costs paid to sheriffs to \$2 per day.	
Received, passed on file.....	355
Referred	356
Sifting recommends calendar.....	868
Amendment filed	930, 951
Amendments adopted	991
Amendment withdrawn	991
Passed; ayes 46, nays none.....	991
Receded	1035
Passed; ayes 43, nays 2.....	1035
Reported enrolled	1150
Signed by President.....	1150
Signed by Governor.	
67 By Appropriations. Relating to teachers' retirement allowance payments, and making an appropriation therefor; applicable to teachers who retired prior to July 4, 1953, and had at least 25 years of service.	
Received, passed on file.....	117
Referred	118
Recommended amendment, passage	136
Committee report adopted.....	151
Amendment withdrawn	152
Amendments adopted	152
Passed; ayes 50, nays none.....	152
Reported enrolled	176
Signed by President.....	176
Signed by Governor.	
72 By Eldred, Currie, Pierce Hirsch and Fisher of Greene. Relating to bids on road construction work and materials; raising the minimum amount to \$15,000 before the board of supervisors is required to take bids for secondary road construction work.	

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Received, passed on file.....	234
Referred	236
74 By Duffy. Relating to tips and tipping; repealing the present anti-tipping statute.	
Received, passed on file.....	234
Referred	236
75 By Duffy, Mowry, Freed and Swisher. Relating to communication with others by persons arrested, restrained or about to be moved beyond the boundaries of the state; permitting an arrested person to make one phone call immediately upon imprisonment.	
Received, passed on file.....	182
Referred	184
Recommended passage	509
Steering recommends calendar ..	529
Amendment filed	576
Committee report adopted	597
Amendment adopted	597
Passed; ayes 41, nays none.....	597
Reported enrolled	656
Signed by President	656
Signed by Governor.	
76 By Doyle, Andrews and Reppert. Relating to temporary appointment to fill vacancy of the office of clerk or balliff of the municipal court and protection of appointee's accrued rights.	
Received, passed on file	215
Referred	221
Recommended passage	313
Steering recommends calendar ..	611
Committee report adopted	651
Passed; ayes 41, nays none	651
Reported enrolled	690
Signed by President	690
Signed by Governor.	
78 By Duffy. Relating to desecration of Decoration Day; repealing Chapter 730, Code 1958.	
Received, passed on file	215
Referred	221
80 By Johannes, Mensing, Reppert, Allen, Hoth and Sersland. Relating to dismissal of employees of the department of public safety; permitting right of appeal by the employee of the district court of Polk County within 30 days after he shall have received notice of the decision.	
Received, passed on file	248
Referred	255
Recommended passage	400
Committee report adopted	465
Passed; ayes 40, nays 3	465
Reported enrolled	480
Signed by President	481
Signed by Governor.	
81 By Lucken, Rusk, Smith and Patton. Relating to the immediate collection of personal property taxes when the owner is a resident of the state of Iowa, and is about to remove from the county or is about to	

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dispose of his taxable personal property.	
Received, passed on file	565
Referred	574
Sifting recommends calendar ..	1171
Passed; ayes 42, nays none	1197
Reported enrolled	1253
Signed by President	1253
Signed by Governor.	
82 By Briles and Maggert. Relating to hunting and fishing upon cultivated or inclosed lands; increasing the fine for each offense to \$100.	
Received, passed on file	549
Referred	574
Motion to withdraw from sifting.	1370
84 By Doyle, Andrews and Reppert. Relating to filing fees in certain proceedings in the district court; authorizing the clerk to charge a minimum fee for all services performed for any probate proceeding other than regular probate proceeding.	
Received, passed on file	215
Referred	221
90 By Sersland. Relating to legalizing the procedure by the Winneshiek County board of supervisors in making expenditures for repairs of the Winneshiek County courthouse roof.	
Received, passed on file	366
Proof of publication certified ..	371
Referred	372
Recommended passage	603
Sifting recommends calendar	1027
Committee report adopted	1095
Passed; ayes 39, nays none	1095
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
92 By Patton, Sersland, Hanson, Greenwood and Houston. Relating to certain expenditures by county boards of supervisors without prior submission to voters of the county; raising limitation to \$20,000 for erecting, remodeling or reconstruction of any county building or purchasing real estate without first submitting the proposition to the voters.	
Received, passed on file	468
Referred	469
Sifting recommends calendar ..	792
Passed; ayes 41, nays 2	905
Reported enrolled	977
Signed by President	977
Signed by Governor.	
94 By Reppert and Andrews. Relating to compensation for registers and election board officials; increasing to \$1 per hour.	
Received, passed on file	248
Referred	255
Recommended passage	766

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Motion to withdraw from sifting	1377, 1378
96 By Johns and Kluever. Relating to the use tax on farm chemicals.	
Received, passed on file	421
Referred	448
98 By Fish and Game. Relating to special and local fishing restrictions on certain artificial lakes; applicable to Lake Wapello in Davis County and Upper Keomah Lake in Mahaska County.	
Received, passed on file	125
Referred	125
Recommended passage	344
Passed; ayes 31, nays none	999
Reported enrolled	1150
Signed by President	1150
Signed by the Governor.	
99 By Fish and Game. Relating to turtles and crayfish; non-residents prohibited from taking turtles or crayfish in Iowa except from the Missouri and Mississippi Rivers.	
Received, passed on file	125
Referred	125
Recommended passage	143
Committee report adopted	175
Amendment adopted	175
Passed, ayes 46, nays 2	175
House requested to concur or refuse to concur	1100
Receded	1146
Passed; ayes 50, nays none	1146
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
100 By Nelson and Eveland. Relating to the powers of the state tax commission to adopt rules on standards of value for assessment purposes.	
Received, passed on file	629
Referred	672
Amendment filed	676
101 By Fish and Game. Relating to hunting, fishing and trapping license requirements for landowners and tenants of land and their children; free hunting privileges are for owners or tenants and their children living at home.	
Received, passed on file	234
Referred	236
Recommended amendment, passage	508
102 By Andrews and Reppert. Relating to increasing the maximum assessment for benefited water districts.	
Received, passed on file	367
Referred	372
Recommended passage	583
104 By Freed. Relating to the reorganization of school districts; board of education authority to attach areas of less than four sections to an adjoining district.	
Received, passed on file	763

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Referred	765
Amendments filed	797, 980, 1051
Sifting recommends calendar	1007
Amendment withdrawn	1117
Amendments adopted	1118
Passed; ayes 42, nays 1	1118
Concurred in division 1 of amendment	1162
Concurred in division 2 of amendment	1177
Passed; ayes 48, nays none	1177
Declaration of legislative intent	1178
Reported enrolled	1215
Signed by President	1215
Signed by Governor.	
106 By Fischer of Greene, Mensing, Burtch, Andrews and Hirsch. Relating to permitting the county board of supervisors to establish under certain circumstances, public disposal grounds and operate and maintain them from fees collected or a general tax levy, or both.	
Received, referred	789
Amendment filed	813, 1052
111 By Sersland and Dietz. Relating to fluoridation of public water supplies; future fluoridation first must be authorized by the governing body of the political subdivision or approved by a majority of the electorate; also providing for discontinuing fluoridation.	
Received, passed on file	348
Referred	356
112 By Rusk and Currie. Relating to the elimination of all weeds on county and primary roads.	
Received, passed on file	367
Referred	372
116 By Connor, Dodds and Duffy. Relating to labor organization dues; removing the distinction between requirements for authorization of check-off of union dues and the requirements for authorization of deductions for other purposes.	
Received, referred	789
Rules suspended	1364
Withdrawn from sifting, placed on calendar	1364
Passed; ayes 35, nays 11	1364
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
117 By Mowry and Walter. Relating to compensation of councilmen; \$600 a year in cities of 15,000 or over; \$700 in cities of 50,000 or over; increasing to \$5 a meeting in cities of less than 15,000; increasing to \$5 a meeting in towns not to exceed \$200 a year.	
Received, passed on file	349
Referred	356
Amendments filed	813, 1010
Sifting recommends calendar	926
Amendments adopted	1067
Passed; ayes 81, nays 2	1067
Reported enrolled	1171

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Signed by President	1171	Received, passed on file.....	367
Signed by Governor.		Referred	372
120 By Stanley. Relating to the trust fund of Robert O. Winn; permitting the trustee to apply the balance of the trust fund to help Winn get started in business.		Recommended passage	534
Received, passed on file.....	248	Amendment filed	930
Referred	256	Explanation	930
Recommended passage	429	Rules suspended	1356
Committee report adopted.....	467	Withdrawn from sifting, placed on calendar	1357
Passed; ayes 41, nays none.....	467	Committee report adopted.....	1361
Reported enrolled	480	Amendment adopted	1362
Signed by President	481	Passed; ayes 40, nays 1.....	1362
Signed by Governor.		Reported enrolled	1395
121 By Halling, Pierce, Watts, Maggert, Hoth, Wells, Dodds and Main. Relating to buying and selling of eggs; improving the enforcement of our present law.		Signed by President	1395
Received, passed on file.....	311	Signed by Governor.	
Referred	313	127 By Hanson, Johannes, Paul, Loss, Ossian and Nelson. Relating to assessment and levying of a tax on the light property of air carriers.	
123 By Smith. Relating to appointive state commerce commission; governor to appoint members with senate approval.		Received, referred	841
Received, passed on file.....	249	Referred to ways and means....	843
Referred	255	128 By Doyle. Relating to fees charged by the clerk of the district court; requiring a fee of \$1 be charged for certifying change in title of real estate.	
Recommended passage	510	Received, passed on file.....	332
Steering recommends calendar... 529		Referred	343
Committee report adopted.....	572	Recommended passage	604
Passed; ayes 39, nays 3.....	572	Sifting recommends calendar....	1288
Reported enrolled	631	Passed; ayes 39, nays none.....	1345
Signed by President.....	631	Reported enrolled	1293
Signed by Governor.		Signed by President	1392
124 By Banks, Building and Loan. Relating to bank offices, permitting any bank for the convenience of its customers to establish on its parking lot a drive-up or walk-up teller's window for the sole and only purpose of receiving deposits and paying checks.		Signed by Governor.	
Received, passed on file.....	132	129 By Carstensen, Camp and Stanley. Relating to the use of excess funds in the domestic animal fund; allowing county boards of supervisors to transfer such funds to societies that care for animals or fowls, domestic or otherwise.	
Substituted for S.F. 117	174	Received, passed on file	367
Passed; ayes 47, nays none.....	174	Referred	372
Reported enrolled	191	Sifting recommends calendar....	1027
Signed by President.....	191	Stricken from calendar.....	1096
Signed by Governor	261	Amendments filed	1135
125 By Owen, Dietz, Casey, Conner, Gordy, Pierce, Freed, Main and Sersland. Relating to the maximum millage levy by counties for ordinary county revenue; permitting the levy of an additional tax not to exceed two mills; advance approval for such levy must be secured from both the state comptroller and the state auditor.		Sifting recommends calendar....	1288
Received, passed on file.....	381	Motion to withdraw from sifting	1372
Substituted for S. F. 105.....	503	135 By Duffy. Relating to a 60 day waiting period before a decree of separate maintenance may be granted.	
Passed; ayes 32, nays 17.....	503	Received, passed on file.....	367
Reported enrolled	574	Referred	372
Signed by President	574	136 By Andrews and Reppert. Relating to the salary of county attorneys in counties having a population of over one hundred fifty thousand; increasing salary to \$10,000 a year.	
Signed by Governor.		Received, passed on file	355
126 By Stanley. Relating to the maximum millage rate which may be levied by townships for fire-fighting equipment and fire protection; increasing the maximum levy to two mills.		Referred	356
		Recommended amendment, passage	604
		Sifting recommends calendar	868
		Committee report adopted.....	922
		Amendments adopted	923
		Passed; ayes 43, nays none.....	923
		Concurred	1034
		Passed; ayes 43, nays none.....	1035
		Reported enrolled	1150
		Signed by President	1150
		Signed by Governor.	

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138 By Fish and Game. Relating to possession, buying or selling of the skins or plumage of birds; legalizing the sale or possession of skin or plumage of protected birds.	
Received, passed on file.....	133
Referred	136
Returned to House	151
Received, passed on file.....	183
Referred	184
139 By Dietz, Balch, Carstensen, Mensing, Swisher, Doyle and Reppert. Relating to arbitration of differences between cities and associations of fire department employees.	
Received, passed on file.....	549
Amendments filed	556
Substituted for S. F. 142.....	560
Amendments adopted	560
Passed; ayes 39, nays none.....	560
Reported enrolled	582
Signed by President	582
Signed by Governor.	
141 By Camp, Naden, Pierce, Kimball and Burch. Relating to exemption for county homes from nursing home regulations.	
Received, passed on file.....	549
Referred	575
Sifting recommends calendar...	868
Amendment adopted	925
Tabled	925
142 By Walter, Eldred and Grassley. Relating to food establishment, and providing for the expiration date of hotel and restaurant licenses.	
Received, passed on file.....	668
Referred	672
Recommended passage	788
Sifting recommends calendar...	926
Committee report adopted.....	999
Passed; ayes 33, nays none.....	1000
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
146 By Andrews and Reppert. Relating to publication and proof of publication of proceedings in causes of action in municipal court and payment thereof.	
Received, passed on file.....	668
Referred	672
Sifting recommends calendar...	1027
Passed; ayes 33, nays none.....	1075
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
147 By Robinson and Chalupa. Relating to temporary motor vehicle instruction permits; allowing a person under 16 years of age who has an instruction permit to operate a motor vehicle when accompanied by any person 21 years or older who is a holder of a valid license.	
Received, passed on file.....	469
Referred	469
150 By Lucken, Walter, Christophel, Hagedorn and Robinson. Relating to the method of	

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service of notice by the motor vehicle department; allowing ordinary mail service to be used in sending notices.	
Received, referred	1230
151 By Reppert, Andrews, Mowry, Martin and Wilson. Relating to the inclusion of municipal and superior court judges in the judicial retirement system and providing for contributions by such judges and the city and county of their respective court districts to finance their portion of the benefits.	
Received, passed on file.....	367
Referred	372
Amendments filed	499, 729, 797
Recommended amendment, passage	509
Steering recommends calendar..	691
Committee report adopted.....	884
Amendments adopted	884, 885
Amendments withdrawn	885
Passed; ayes 48, nays none.....	885
Concurred	946
Passed; ayes 41, nays none.....	946
Reported enrolled	1133
Signed by President	1133
Signed by Governor.	
152 By Departmental Affairs. Relating to establishment of a merit system of personnel administration for civil service of the state.	
Received, passed on file.....	235
Referred	236
Motion to withdraw from sifting	1112
Amendments filed	1135, 1150, 1173, 1216, 1224, 1258
Withdrawn from sifting. S. J.....	1153, 1155
Call of the Senate	1153
Point of order raised	1154
Amendments filed	1190, 1191
Amendments withdrawn	1237
Call of the Senate	1238
Amendment adopted	1240
Motion to withdraw from sifting	1313
Point of information	1368
Motion to place on calendar....	1371
Point of order raised	1371
153 By Andrews, Doyle and Reppert. Relating to bail bonds by defendants arrested in another county in misdemeanor cases, and the duty of the arresting officer in such cases.	
Received, passed on file.....	668
Referred	672
Sifting recommends calendar....	1171
Passed; ayes 43, nays none.....	1313
Reported enrolled	1381
Signed by President	1382
Signed by Governor.	
154 By Carstensen. Relating to defendant's counterclaim for divorce; substituting the words counterclaim for the phrase cross petition in correction of the Code in divorce cases.	
Received, passed on file.....	332
Referred	343
Passed; ayes 45, nays 1.....	961
Reported enrolled	1150

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Signed by President	1150
Signed by Governor.	
156 By Highway Safety. Relating to allocation from road use tax funds to the highway grade crossing safety fund, for accelerating the installation of signals and gates at highways on railroad crossings.	
Received, passed on file.....	151
Referred	170
Recommended passage	257
Point of order raised.....	358
Referred to appropriation.....	359
Amendment filed	386
Recommended passage	769
Committees reports adopted.....	807
Amendment adopted	807
Passed; ayes 45, nays none.....	807
Reported enrolled	867
Signed by President	867
Signed by Governor.	
157 By Highway Safety. Relating to cattle guards, fences, crossing, and interlocking switches and the authority of the state commerce commission to allocate funds for the protection of the public; creating a highway grade crossing safety fund.	
Received, passed on file.....	151
Referred	170
Recommended passage	257
Point of order raised.....	358
Referred to appropriations.....	359
Recommended passage	769
Committee reports adopted	808
Passed; ayes 46, nays none.....	808
Reported enrolled	867
Signed by President	867
Signed by Governor.	
161 By Doyle. Relating to the definition of vagrants.	
Received, passed on file.....	332
Referred	343
Recommended passage	527
Steering recommends calendar..	611
Committee report adopted.....	651
Passed; ayes 42, nays none.....	651
Reported enrolled	690
Signed by President	690
Signed by Governor.	
162 By Smith, Christophel, Gray, Den Herder and Loss. Relating to providing a uniform rural residence numbering system and defining the duties of the state highway commission in relation thereto; providing for regulation as to the size, construction material and placement of such number signs; and to authorize counties to erect rural residence number signs and pay the cost thereof.	
Received, referred	888
Rules suspended	1356
Withdrawn from sifting, placed on calendar	1357
163 By Reppert, Maggert, Swisher, Hoth, Doyle, Naden, McNeal, Wilson, Coffman and Houston. Relating to mileage paid sheriffs for services in all cases required by law; in-	

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creasing the mileage fee to 12 cents per mile.	
Received, passed on file.....	355
Referred	356
Recommended passage	766
167 By Fish and Game. Relating to lengthening the spearing season on certain species of fish and extending the area open to spearing.	
Received, passed on file.....	215
Substituted for S. F. 244	335
Passed; ayes 50, nays none.....	335
Reported enrolled	353
Signed by President	356
Signed by Governor.	
168 By Appropriations. Relating to the retention of certain balances in the funds appropriated for the welfare program administered by the state board of social welfare.	
Received, passed on file	182
Referred	184
Recommended passage	445
Committee report adopted.....	520
Passed; ayes 50, nays none.....	520
Reported enrolled	582
Signed by President	582
Signed by Governor.	
171 By Hirsch. Relating to legalizing proceedings of the Indianola City council of an election on the proposition of the issuance of memorial building bonds.	
Received, passed on file.....	268
Referred	270
Proof of publication certified....	269
Recommended passage	603
Steering recommends calendar..	718
Committee report adopted.....	824
Passed; ayes 33, nays none.....	824
Reported enrolled	867
Signed by President	867
Signed by Governor.	
172 By Dietz and Stringer. Relating to the acquisition of riverfront land by certain cities.	
Received, referred to sifting....	945
173 By Conservation, Drainage and Flood Control. Relating to the fidelity bonds of conservation commission employees; changing from individual bonds to one blanket position bond; and covering positions requiring larger bonds, such as the director, by a policy rider.	
Received, passed on file	215
Substituted for S. F. 220	324
Amendment adopted	335
Passed; ayes 50, nays none.....	335
Reported enrolled	371
Signed by President	371
Signed by Governor.	
174 By Conservation, Drainage and Flood Control. Relating to payment by the state of a portion of the cost of completing the construction of sanitary sewer facilities, not including enlargements and additions to the disposal plant, by the Iowa Great Lakes sanitary district, which includes Spirit Lake, East Okoboji	

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Lake, West Okoboji Lake; ap- propriation \$860,000.	
Received, passed on file	565
Referred	575
Motion to withdraw from com- mittee	1286, 1299
Motion to reconsider vote	1316, 1390
Motion to reconsider vote tabled	1390
175 By Conservation, Drainage and Flood Control. Relating to filing fees for water per- mits; fee to include cost of publishing legal notice.	
Received, passed on file	215
Referred	221
Recommended passage	270
Steering recommends calendar ..	496
Committee report adopted	503
Passed; ayes 48, nays none	503
Reported enrolled	574
Signed by President	574
Signed by Governor.	
178 By Grassley and Dunton. Re- lating to the compensation of county welfare board members; increasing per diem allowance for members to \$5 and increas- ing compensation in counties of specified population.	
Received, passed on file	349
Referred	356
181 By Balch, Hoth, Chalupa, Greenwood, Cunningham, Fischer of Grundy, Jarvis, Martin and Maule. Relating to pollution of public waters; establishing a civil liability for damages against the par- ties responsible for such pol- lution.	
Received, referred	1005
182 By Swisher. Relating to cre- ation of the office of state archeologist.	
Received, passed on file	367
Referred	372
Recommended passage	430
Steering recommends calen- dar	611, 718
Committee report adopted	831
Passed; ayes, 36, nays none	831
Reported enrolled	867
Signed by President	867
Signed by Governor.	
183 By Coffman, Chalupa and Naughton. Relating to blind persons using guide dogs; per- mitting guide dogs to be taken into public buildings, convey- ances, and for other purposes.	
Received, passed on file	367
Referred	372
Recommended amendment, pas- sage	401
Committee report adopted	961
Amendment adopted	961
Passed; ayes 46, nays none	961
Receded	1036
Passed; ayes 45, nays none	1037
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
184 By Fish and Game. Relating to charges for nonresidential licenses for hunting, fishing, trapping, and similar activi-	

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ties; charging a definite li- cense fee for all nonresidents.	
Received, passed on file	235
Referred	236
Recommended passage	431
186 By Doyle, Duffy and Cars- tensen. Relating to docu- ments which simulate legal process; making it illegal to send or deliver such docu- ments with intent to induce payment of a claim.	
Received, passed on file	367
Referred	372
Sifting recommends calendar ..	1171
Stricken from calendar	1354
188 By Chalupa, Lucken, Sers- land, Pierce, Eldred, Loss and Hagedorn. Relating to the height of vehicles; increasing the permissible height of trucks to 13 feet 6 inches.	
Received, passed on file	421
Substituted for S. F. 86	544
Passed; ayes 43, nays none	544
Reported enrolled	602
Signed by President	602
Signed by Governor	
193 By Houston, Nielsen, Eg- gers, Klefstad, Rockwell, Flatt and Maggert. Relating to a method for designating township polling places out- side the territorial limits of townships when a suitable polling place does not exist within the township.	
Received, passed on file	668
Referred	672
196 By Agriculture 2 and Horti- culture. Relating to establish- ing of a permanent Arbor Week.	
Received, passed on file	235
Referred	236
Recommended passage	527
Committee report adopted	962
Passed; ayes 47, nays 1	962
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
199 By Compensation of Public Officers and Employees. Re- lating to the per diem salary of county, municipal and school examiners; increasing their salaries to \$22 a day.	
Received, passed on file	249
Referred	255
Amendment filed	449
Substituted for S. F. 263	479
Amendment withdrawn	479
Passed; ayes 42, nays 2	479
Reported enrolled	525
Signed by President	525
Signed by Governor.	
200 By Wier. Relating to the boundaries of reorganized school districts; requiring boundaries to follow streams, highways and congressional divisions of land.	
Received, referred	856
206 By Schools, Libraries, State Educational Institutions. Re- lating to powers of school dis-	

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istricts and extending such powers to community districts.		the Ocheyedan Community School District.	
Received, passed on file	215	Received, passed on file	258
Referred	221	Proof of publication certified	270
Recommended passage	241	Referred	270
Committee report adopted	352	Recommended passage	429
Passed; ayes 49, nays none	352	Committee report adopted	441
Reported enrolled	398	Passed; ayes 48, nays none	441
Signed by President	398	Reported enrolled	480
Signed by Governor.		Signed by President	481
		Signed by Governor.	
207 By Swisher and Milroy. Relating to reverting to the general fund of the state the unexpected balance of appropriations provided for the improvement of university hospital buildings for the care and treatment of emotionally disturbed or mentally retarded children, and to appropriate funds to the state board of regents for the construction and equipment of facilities for emotionally disturbed children.		220 By Schools, Libraries, State Educational Institutions. Relating to junior colleges; substituting the word community for public in the name.	
Received, passed on file	355	Received, passed on file	249
Referred	356	Substituted for S. F. 192	291
Recommended passage	527	Passed; ayes 46, nays none	291
Committee report adopted	561	Reported enrolled	312
Passed; ayes 42, nays none	562	Signed by President	312
Reported enrolled	631	Signed by Governor.	
Signed by President	631		
Signed by Governor.		222 By McNeal, Jarvis, Kluever, Martin and Chalupa. Relating to the compensation and expense of shorthand reporters of the district court, increasing to \$9 a day the expense allowance and providing for compensation in 12 monthly installments.	
210 By Freed, Currie, Baumhover and Lucken. Relating to the cancellation of insurance policies; providing for notice of cancellation of policy by registered mail.		Received, passed on file	629
Received, passed on file	566	Referred	672
Referred	575	Recommended passage	766
Recommended passage	768	Amendment filed	797
Committee report adopted	868		
Passed; ayes 41, nays none	988	223 By Johns. Relating to state aid to persons or corporations first discovering crude oil in this state and making an appropriation therefor.	
Reported enrolled	1150	Received, passed on file	311
Signed by President	1150	Referred	313
Signed by Governor.		Recommended passage	401
		Referred to appropriations	404
215 By Andrews, Reppert and Doyle. Relating to mileage allowance to certain public officers and employees for use of automobiles.		225 By Flatt. Relating to the organization of the Iowa national guard.	
Received, referred	1085	Received, passed on file	549
		Referred	575
217 By Wier and Stanley. Relating to legalizing the proceedings for the organization and establishment of the Louisa-Muscatine Community School District in the counties of Louisa and Muscatine.		Amendment filed	980
Received, passed on file	494	Amendment adopted	995
Proof of publication certified	495	Passed; ayes 43, nays none	996
Referred	496	Motion to reconsider vote	1007
Amendment filed	719	Vote reconsidered	1014
Recommended amendment, passage	767	Amendment adopted	1014
Committee report adopted	963	Passed; ayes 43, nays none	1015
Amendment adopted	963	Reported enrolled	1150
Passed; ayes 49, nays none	963	Signed by President	1150
Reported enrolled	1150	Signed by Governor.	
Signed by President	1150		
Signed by Governor.		230 By Stringer and Diets. Relating to compensation of aldermen and mayor in cities under special charter; establishing a pay scale for aldermen and the mayor by ordinance.	
218 By Johannes. Relating to legalizing the proceedings for merger of Horton Township District in Osceola County into		Received, referred	976
		232 By Coffman and Mowry. Relating to the investment of cemetery trust funds; allowing cemetery funds to be invested in the same manner as the investment of trust funds by fiduciaries.	
		Received, passed on file	367
		Referred	372
		Recommended passage	611

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Steering recommends calendar..	744
Committee report adopted.....	904
Passed; ayes 46, nays 1.....	919
Reported enrolled.....	1150
Signed by President.....	1150
Signed by Governor.	

233 By Nielsen. Relating to legalizing the proceedings for organization and establishment of the Ringsted Benefited Fire District in the counties of Emmet, Kossuth and Palo Alto.

Received, passed on file.....	368
Proof of publication certified...	371
Referred.....	372
Recommended passage.....	429
Committee report adopted.....	454
Passed; ayes 46, nays none.....	454
Reported enrolled.....	480
Signed by President.....	481
Signed by Governor.	

235 By Milroy, Paul, Loss, Nutt, Reppert, Gordy, Kluever, Aubrey and Rockwell. Relating to the making of small loans so as to increase the maximum amount of loan and regulate the rate of interest on such loans.

Received, passed on file.....	629
Substituted for S. F. 128.....	645
Amendment adopted.....	664
Amendment withdrawn.....	664
Passed; ayes 44, nays 2.....	665
Reported enrolled.....	743
Signed by President.....	743
Signed by Governor.	

238 By Dodds and Andrews. Relating to the disposition of weapons providing for the confiscation of weapons used to commit a crime.

Received, referred.....	1085
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240 By Main. Relating to a declaration of the policy of the state to distribute unconditional general bequests to the state back to the county of the residence of the testator and making appropriation to remit one such bequest to Decatur County.

Received, passed on file.....	494
Referred.....	496
Recommended passage.....	603
Referred to appropriations.....	611
Recommended passage.....	769
Committee reports adopted.....	809
Failed, ayes 29, nays 15.....	809
Motions to reconsider vote.....	842, 861
Amendment filed.....	844
Vote reconsidered.....	861
Amendment adopted.....	862
Passed; ayes 35, nays 12.....	862
Reported enrolled.....	948
Signed by President.....	948
Signed by Governor.	

244 By Aeronautics. Relating to moneys received by treasurer of state on account of aviation gasoline; the refund thereof and the transfer of the unrefunded portion thereof to be credited to the state aviation fund, rather than return to general state treasury.

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Received, passed on file.....	268
Referred.....	270
Referred to transportation.....	329
Recommended passage.....	357
Referred to appropriations.....	377
Recommended passage.....	527
Committee report adopted.....	561
Passed; ayes 40, nays 1.....	561
Reported enrolled.....	631
Signed by President.....	631
Signed by Governor.	

245 By Highway Safety. Relating to establishing daytime and nighttime speed limits on secondary roads; providing for 60 miles per hour daytime speed, and 50 miles per hour nighttime speed.

Received, passed on file.....	268
Referred.....	270
Recommended amendment, passage.....	343
Steering recommends calendar.....	496
Amendments filed .512, 557, 587.....	634
Committee report adopted.....	535
Amendments adopted.....	536, 644
Committee of the whole.....	536
Motion to reconsider amendment vote.....	574
Point of order raised.....	592
Rules suspended.....	592
Action rescinded.....	592
Amendments withdrawn.....	643, 644
Passed; ayes 32, nays 17.....	645
Insisted.....	901
Conference committee appointed.....	901
Conference report.....	1050
Conference report adopted.....	1064
Amendment adopted.....	1065
Reported enrolled.....	1171
Passed; ayes 37, nays 8.....	1065
Signed by President.....	1171
Signed by Governor.	

247 By Conservation, Drainage and Flood Control. Relating to adopting the Scribner Decimal "C" log rule as the log rule for determining the board foot content of saw logs.

Received, passed on file.....	268
Substituted for S. F. 219.....	334
Passed; ayes 47, nays 1.....	334
Reported enrolled.....	355
Signed by President.....	356
Signed by Governor.	

248 By Milroy and Swisher. Relating to payment of tuition to local school boards by the state board of regents exempting Iowa Braille and Sight-saving School, State School for the Deaf and state sanatorium from tuition payments.

Received, passed on file.....	549
Referred.....	575

256 By Briles and Chalupa. Relating to compensation of the soldiers relief commission and the commission emergency fund; increasing the per diem compensation to \$5.

Received, passed on file.....	566
Referred.....	575
Recommended passage.....	766
Sifting recommends calendar.....	1288
Committee report adopted.....	1347
Passed; ayes 40, nays none.....	1347
Reported enrolled.....	1393

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Signed by President	1393	Received, referred	1116
Signed by Governor.		Sifting recommends calendar	1126
259 By Agriculture and Horticulture. Relating to grades or classifications of milk to be used for manufacturing dairy products; establishing a milk-grading law for milk used for manufacturing purposes.		Amendments filed	1151, 1191
Received, passed on file	332	Amendment adopted	1298
Referred	343	Amendments withdrawn	1299
Recommended amendment, passage	555	Passed; ayes 41, nays 8	1299
Steering recommends calendar	691	Reported enrolled	1286
Committee report adopted	863	Signed by President	1287
Amendment adopted	863	Signed by Governor.	
Passed; ayes 43, nays 2	863	266 By Houston, Kiefstad, Baumhover, Eggers and Nielsen. Relating to sale of cigarettes and tobacco; increasing the tax on cigarettes and lowering age limit for purchase of cigarettes and tobacco.	
Receded	965	Received, passed on file	738
Passed; ayes 44, nays none	965	Amendments filed	751, 931, 1276
Reported enrolled	1171	Referred	765
Signed by President	1171	Recommended passage	1254
Signed by Governor.		Committee report adopted	1262
260 By Balch, Edgington, Christophel, McNeal, Reppert, Swisher, Mensing, Walter, Paul, Hagedorn, Kluever and Milroy. Relating to coroners; abolishing the office of coroner and creating a board on post-mortem examinations; providing for the appointment of a chief medical examiner and county medical examiners, their qualifications, powers, duties and functions; and to make an appropriation.		Amendments adopted	1262, 1302
Received, passed on file	737	Amendment withdrawn	1302
Substituted for S. F. 247	903	Passed; ayes 32, nays 13	1302
Passed; ayes 35, nays 7	903	Reported enrolled	1381
Reported enrolled	977	Signed by President	1382
Signed by President	977	Signed by Governor.	
Governor requested to return (H. C. R. 12)	996	271 By Wilson and Martin. Relating to compensation of mayor and councilmen in cities with population in excess of 60,000, increasing salaries.	
Amendments filed	1080	Received, referred	866
Rules suspended	1088	Sifting recommends calendar	1126
Vote reconsidered	1088	Rules suspended	1132
Amendment adopted	1088	Passed; ayes 45, nays 1	1132
Amendment withdrawn	1088	Reported enrolled	1190
Passed; ayes 45, nays 4	1089	Signed by President	1190
Reported re-enrolled	1150	Signed by Governor.	
Signed by President	1150	272 By Fulton. Relating to judges and courts specifying the status of de facto judges; making requirement of qualification of a district judge a directory and not a mandatory act.	
Signed by Governor.		Received, passed on file	368
261 By Social Security. Relating to changing the residence requirements for eligibility for aid to dependent children.		Substituted for S. F. 216	458
Received, passed on file	311	Passed; ayes 43, nays none	458
262 By Social Security. Relating to changing the residence requirements for eligibility for aid to the blind.		Reported enrolled	480
Received, passed on file	311	Signed by President	481
Referred	313	Signed by Governor.	
Recommended passage	428	289 By Schools, Libraries, State Educational Institutions. Relating to public school transportation; clarify the distance a pupil must live from school to be entitled to transportation; waiving the distribution formula and paying state aid on the basis of \$30 per pupil.	
263 By Social Security. Relating to changing the residence requirements for eligibility for old age assistance.		Received, passed on file	332
Received, passed on file	332	Referred	343
Referred	343	Recommended amendment, passage	356
Recommended passage	526	Steering recommends calendar	673
264 By Andrews and Reppert. Relating to the authority of county boards of supervisors with regard to county zoning and to authorize the board to charge a building permit fee.		Committee report adopted	756
		Amendments withdrawn	737, 760
		Amendment adopted	760
		Passed; ayes 42, nays 1	760
		Reported enrolled	812
		Signed by President	813
		Signed by Governor.	
		297 By Balch. Relating to the county fund for the insane; changing the name to the county fund for mental health.	

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Received, passed on file	655
Referred	672
Sifting recommends calendar	1171
Passed; ayes 40, nays 1	1348
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	

299 By Dietz and Stringer. Relating to the establishment of a Mississippi River parkway planning commission to act for the State of Iowa in cooperation with the federal agencies and the Iowa State Highway Commission in the location, planning and construction of the Mississippi River parkway and to make an appropriation.	
Received, referred	1085
Sifting recommends calendar	1126
Rules suspended	1129
Passed; ayes 46, nays none	1130
Motion to reconsider vote	1134
Amendment filed	1151
Vote reconsidered	1162
Amendment adopted	1162
Passed; ayes 45, nays none	1162
Reported enrolled	1253
Signed by President	1253
Signed by Governor.	

307 By Andrews and Reppert. Relating to county boards of health; providing broader popular representation of large counties; and providing better stability and continuity of membership.	
Received, referred	856

308 By Flatt. Relating to organization of the Iowa national guard; making the section of the Code dealing with the advisory council consistent with current federal military organization.	
Received, passed on file	549
Referred	575
Passed; ayes 35, nays none	997
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	

309 By Flatt. Relating to certificate of titles, liens, and registration fees on trailers and mobile homes.	
Received, referred	976
Sifting recommends calendar	1027
Passed; ayes 27, nays 5	1096
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	

310 By Maule. Relating to construction work of the conservation commission; allowing the commission to let contracts when amount of construction is less than \$50,000.	
Received, referred	1085

311 By Motor Vehicles, Commerce and Trade. Relating to buying or selling at retail by motor vehicle dealers of new or used motor vehicles on Sunday.	
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Received, passed on file	355
Substituted for S. F. 295	598
Passed; ayes 35, nays 12	681
Reported enrolled	743
Signed by President	743
Signed by Governor.	

312 By Motor Vehicles, Commerce and Trade. Relating to maximum gross weight of motor vehicles; increasing the maximum weights carried by large trucks on the highways.	
Received, passed on file	355
Referred	356
Amendment filed	404
Recommended amendment, passage	446
Steering recommends calendar	575
Committee report adopted	685
Amendment withdrawn	686
Passed; ayes 48, nays none	686
Reported enrolled	743
Signed by President	743
Signed by Governor.	

314 By Flatt and Grassley. Relating to defining house trailers and mobile homes.	
Received, passed on file	566
Referred	575
Sifting recommends calendar	1027
Passed; ayes 36, nays none	1096
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	

315 By Nielsen. Relating to liens for delinquent personal property tax; giving county liens priority over all other liens, except those held by the state.	
Received, passed on file	566
Referred	575
Sifting recommends calendar	792
Tabled	905

318 By Nelson and Hanson. Relating to regulation and control of the importation of swine into Iowa.	
Received, passed on file	630
Referred	672
Sifting recommends calendar	1007
Amendment filed	1105
Amendments adopted	1114
Passed; ayes 47, nays 1	1114
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	

319 By Mensing. Relating to records and files of credit unions, the admissibility as evidence of entries therein, and limiting the time for bringing actions on claims arising therefrom.	
Received, passed on file	381
Substituted for S. F. 183	383
Passed; ayes 46, nays none	383
Reported enrolled	445
Signed by President	445
Signed by Governor.	

321 By Eldred. Relating to ratifying the sale of certain real estate owned by the city of Monticello, county of Jones, and authorizing conveyance of legal title thereto.	
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Received, passed on file	566
Referred	575
Recommended passage	767
Committee report adopted	955
Passed; ayes 41, nays none	955
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
324 By Camp and Grassley. Relating to necessary expenses and compensation of county weed commissioners and their deputies; providing for payment from the county weed eradication and equipment fund.	
Received, passed on file	566
Substituted for S. F. 130	649
Passed; ayes 40, nays none	649
Reported enrolled	690
Signed by President	690
Signed by Governor.	
327 By Johns, Swisher, Cunningham, Loss, Milroy and Balch. Relating to investment of funds by the state board of regents; allowing such funds to be invested in the type of securities invested in by life insurance companies.	
Received, passed on file	600
Referred	611
329 By Balch. Relating to injuries to animals; making present law applicable to dogs.	
Received, passed on file	600
Referred	611
Sifting recommends calendar	1027
Passed; ayes 36, nays 2	1099
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
330 By Balch. Relating to auditorium trustees in certain cities; permitting municipal corporations having a population of 50,000 or more to appoint a board of auditorium trustees.	
Received, referred	856
Sifting recommends calendar	1007
Passed; ayes 39, nays none	1093
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
340 By Roads and Highways. Relating to highway systems in the state; clarifying the manner by which primary roads are returned to the secondary system.	
Received, passed on file	469
Referred	469
Recommended passage	670
Steering recommends calendar	691
Amendments filed	699, 871, 908
Committee report adopted	886
Amendment adopted	917
Passed; ayes 48, nays none	918
Reported enrolled	1133
Signed by President	1133
Signed by Governor.	
344 By Klefstad, Baumhover and Main. Relating to hunting license for children under 16 years of age; allowing children to hunt if they are ac-	

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complicated by an adult without securing a license.	
Received, passed on file	469
Referred	469
Recommended passage	611
Committee report adopted	1000
Passed; ayes 31, nays 1	1000
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
345 By Cunningham, Loss, Stephens and Eveland. Relating to power of the state board of regents to purchase liability insurance in certain cases.	
Received, passed on file	566
Referred	575
Sifting recommends calendar	1027
346 By Conservation, Drainage and Flood Control. Relating to increasing the fees collected for boat inspection.	
Received, passed on file	368
Referred	372
Referred to water rights	377
347 By Conservation, Drainage and Flood Control. Relating to payment of expenses in the organization of a subdistrict of a soil conservation district.	
Received, passed on file	368
Referred	372
Referred to water rights	377
Recommended passage	583
Steering recommends calendar	718
Committee report adopted	832
Passed; ayes 44, nays none	862
Reported enrolled	948
Signed by President	948
Signed by Governor.	
348 By Conservation, Drainage and Flood Control. Relating to discontinuance of soil conservation districts; amending provisions of the soil conservation districts law.	
Received, passed on file	368
Referred	372
Referred to water rights	377
Recommended passage	507
Committee report adopted	1001
Passed; ayes 33, nays none	1001
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
349 By Conservation, Drainage and Flood Control. Relating to a fee for the issuance of construction permits by the state conservation commission.	
Received, passed on file	368
Referred	372
Referred to water rights	377
352 By Highway Safety. Relating to appointment of an additional full-time uniformed deputy sheriff to patrol secondary roads.	
Received, passed on file	521
Referred	526
355 By Board of Control. Relating to permitting the transfer of inmates of the training school for boys to the men's reformatory.	

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Received, passed on file	549
Referred	575
Recommended passage	671
Steering recommends calendar ..	691
Committee report adopted	809
Amendment adopted	809
Passed; ayes 38, nays 7	821
Reported enrolled	948
Signed by President	948
Signed by Governor.	
356 By Board of Control. Relating to authorizing the board of control to transfer employees from any institution under its jurisdiction to any other such institution at state expense.	
Received, passed on file	549
Referred	575
Recommended passage	671
Amendment filed	1031
357 By Board of Control. Relating to custody, pending appeal, of persons found by the commission of hospitalization to be mentally ill.	
Received, passed on file	368
Referred	372
Recommended passage	671
Committee report adopted	1001
Passed; ayes 43, nays none	1001
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
358 By Board of Control. Relating to payment due the state from counties for mentally ill patients.	
Received, passed on file	495
Referred	496
Sifting recommends calendar ..	1027
Passed; ayes 37, nays none	1097
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
359 By Board of Control. Relating to exempting employees of the board of control or in institutions under the board of control from the jurisdiction of the division of personnel.	
Received, passed on file	368
Referred	372
Sifting recommends calendar ..	926
Passed; ayes 42, nays 1	1063
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
360 By Board of Control. Relating to duties of the board of control; eliminating the requirement that clothing costs for Glenwood and Woodward inmates be kept as a separate charge.	
Received, passed on file	368
Referred	372
Recommended passage	671
Steering recommends calendar ..	744
Committee report adopted	886
Passed; ayes 47, nays none	886
Reported enrolled	948
Signed by President	948
Signed by Governor.	
363 By Milroy, Chalupa, Andrews, Paul, Loss and Jarvis.	

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Relating to sale, lease transfer and assignment of rights of liquid transport carriers.	
Received, passed on file	668
Substituted for S. F. 269	682
Passed; ayes 47, nays none	682
Reported enrolled	743
Signed by President	743
Signed by Governor.	
364 By Printing. Relating to publication of delinquent tax notices; raising rate to sixty cents per description.	
Received, passed on file	369
Substituted for S. F. 274	369
Rules suspended	369
Passed; ayes 46, nays none	369
Reported enrolled	398
Signed by President	398
Signed by Governor.	
368 By Private Corporations. Relating to certain types of corporations and the formation, merger, consolidation, dissolution, liquidation, admission to do business in this state and withdrawal therefrom, authority, powers and rights thereof, and requirements thereof, and the regulation and conduct of affairs thereof.	
Received, passed on file	738
Amendments filed	871-872, 890
Substituted for S. F. 479	897
Amendments adopted	898
Committee of the whole	898
Passed; ayes 46, nays 2	899
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
369 By Social Security. Relating to public peace officers' retirement, accident and disability system.	
Received, passed on file	369
Referred	372
Passed; ayes 35, nays none	833
Reported enrolled	867
Signed by President	867
Signed by Governor.	
370 By Paul, McNeal and Dunton. Relating to the reorganization of school districts, permitting the state department of public instruction the final decision on what constitutes a sound school district.	
Received, referred	900
371 By Judiciary 1. Relating to sale of bonds for public utility plants.	
Received, referred	1222
374 By Judiciary 1. Relating to rejection of bids and private sales; prohibiting the private selling of a public bond issue after rejecting bids.	
Received, referred	1005
377 By Banks, Building and Loan. Relating to salaries of the deputy superintendent of banking and bank examiners, enabling the state banking board to compensate said employees on a basis compar-	

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able to compensation provided for similar positions by the federal bank supervisory departments.		392 By Flatt, Nelson, Pierce and Rooney. Relating to the position of quartermaster and property officer in the national guard of Iowa.	
Received, passed on file.....	549	Received, passed on file.....	550
Referred	575	Referred	575
Recommended passage	605	Passed; ayes 28, nays none.....	997
Sifting recommends calendar.....	868	Reported enrolled	1150
Committee report adopted.....	923	Signed by President	1150
Passed; ayes 41, nays 3.....	924	Signed by Governor.	
Reported enrolled	1150	393 By Swisher and Milroy. Relating to state employees vacations; allowing the head of department, agency or commission to grant vacation at his discretion.	
Signed by President	1150	Received, passed on file.....	716
Signed by Governor.		Referred	718
378 By Social Security. Relating to qualifications of employees of the department of social welfare; removing the two year residence requirement for prospective employees.		Sifting recommends calendar.....	1027
Received, passed on file.....	369	Amendment adopted	1125
Referred	372	Passed; ayes 48, nays none.....	1125
Recommended passage	632	Reported enrolled	1190
Sifting recommends calendar.....	1171	Signed by President	1190
Committee report adopted.....	1343	Signed by Governor.	
Passed; ayes 28, nays none.....	1343	395 By County and Township Affairs. Relating to the election of members of the board of supervisors, after reduction of membership of the board.	
Reported enrolled	1395	Received, passed on file.....	382
Signed by President	1395	Referred	386
Signed by Governor.		Amendments filed	587, 692
379 By Schools, Libraries, State Educational Institutions. Relating to election of members of boards of directors in school districts and county boards of education; changing date of election to September.		Substituted for S. F. 354.....	739
Received, passed on file.....	601	Amendments withdrawn.....	740, 760
Referred	611	Amendment adopted	740
Substituted for S. F. 319.....	684	Passed; ayes 46, nays none.....	761
Passed; ayes 40, nays 8.....	684	Reported enrolled	842
Reported enrolled	743	Signed by President	843
Signed by President	743	Signed by Governor.	
Signed by Governor.		396 By Tax Revision. Relating to ascertainment of actual value of property subject to taxation; permitting county to enter only the taxable value figure on the tax list.	
380 By Baumhover and Fischer of Grundy. Relating to the exclusion of atomic energy hazards from the statutory standard fire policy.		Received, referred	1026
Received, passed on file.....	566	397 By Judiciary 1. Relating to taxation, to provide for the prosecution of tax-law violators, to provide for the filing of an income tax return based on gross income, and to amend certain sections of the Code relating thereto.	
Referred	575	Received, referred	1051
382 By Paul. Relating to adulteration of milk and to the sale of dairy products; permitting the addition of vitamins; and legalizing the use of paper cartons in the sale of milk.		Sifting recommends calendar.....	1126
Received, passed on file.....	655	Amendment filed	1174
Referred	672	Point of order raised	1212
Recommended passage	768	Amendments adopted	1212, 1213
Sifting recommends calendar.....	1126	Passed; ayes 37, nays 8.....	1213
Rules suspended	1130	Reported enrolled	1316
Committee report adopted.....	1130	Signed by President	1316
Passed; ayes 46, nays 2.....	1130	Signed by Governor.	
Reported enrolled	1190	401 By Chalupa, Darrington, Briles, Fisher of Greene, Stephens, Doyle and Hoth. Relating to general rules of local boards of education; requiring all regular school employees to have an annual physical examination.	
Signed by President.....	1190	Received, referred	856
Signed by Governor.		403 By Motor Vehicles, Commerce and Trade. Relating to special permits for the trans-	
387 By Flatt and Balch. Relating to motor vehicle registration files of the department of public safety.		Received, referred	976
Received, referred	856		
391 By Dietz and Stringer. Relating to commercial driving schools and instructors and providing penalties.			
Received, referred	976		

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portation of mobile homes of excess size on the highways of the state.	
Received, passed on file.....	630
Referred	672
Sifting recommends calendar.....	1007
Amendments filed	
.....1052, 1079, 1080, 1136	
Amendments withdrawn ..1146,	1147
Amendments adopted	1147
Passed; ayes 38, nays 11.....	1147
Reported enrolled	1190
Signed by President	1190
Became law without Governor's signature.	
410 By Swisher. Relating to off-street parking areas; allowing cities to construct areas above or below street level.	
Received, referred	857
Sifting recommends calendar ...	1027
Passed; ayes 34, nays none.....	1074
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
414 By Reppert, Nutt, Falvey, Cunningham, Bohl, Stanley, Brinck, Allen and Baumhover. Relating to compensation of members of the budget and financial control committee; increasing to \$30 per diem.	
Received, passed on file.....	763
Referred	765
Sifting recommends calendar.....	863
Passed; ayes 38, nays 1.....	924
Reported enrolled	948
Signed by President	948
Signed by Governor.	
425 By Appropriations. Relating to an emergency appropriation for flood damage repairs to Pammel State Park in Madison County.	
Received, passed on file.....	355
Substituted for S. F. 290.....	370
Passed; ayes 47, nays none.....	370
Reported enrolled	398
Signed by President	398
Signed by Governor.	
426 By Appropriations. Relating to appropriations of funds to defray expenses of the inaugural ceremonies.	
Received, passed on file.....	369
Referred	372
Recommended passage	445
Committee report adopted.....	454
Passed; ayes 46, nays none.....	454
Reported enrolled	480
Signed by President.....	481
Signed by Governor.	
427 By Board of Control. Relating to the appointment, removal, and responsibility of executive officers of institutions under the jurisdiction of the board of control.	
Received, referred	1267
Passed; ayes 48, nays none.....	1387
Reported enrolled	1395
Signed by President.....	1395
Signed by Governor.	
429 By Conservation, Drainage and Flood Control. Relating to providing subdistricts of soil conservation districts	

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with the right of eminent domain.	
Received, passed on file.....	763
Sifting recommends calendar....	1126
Passed; ayes 44, nays none.....	1234
Reported enrolled	1316
Signed by President	1316
Signed by Governor.	
430 By Wilson and Fulton. Relating to an increase in the number of judges in a county when acting as juvenile court judges.	
Received, passed on file.....	601
Referred	611
436 By Wilson and Fulton. Relating to commitments to the psychopathic hospitals; giving municipal courts powers to commit a person to a psychopathic hospital.	
Received, referred	857
437 By Harrington. Relating to placing institutional payrolls on a semi-monthly basis.	
Received, passed on file.....	738
Referred	765
Sifting recommends calendar.....	1171
Passed; ayes 42, nays none	1352
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
440 By Harrington and Fulton. Relating to intentional obstruction of emergency telephone calls, and providing a penalty therefor.	
Received, referred	946
Sifting recommends calendar.....	1126
Passed; ayes 43, nays none	1210
Reported enrolled	1253
Signed by President	1253
Signed by Governor.	
442 By Public Lands and Buildings. Relating to authorizing the sale and conveyance to Eastern Iowa Light and Power Cooperative of certain land in Muscatine County lying below the ordinary high-water mark of the Mississippi river.	
Received, passed on file	566
Referred	575
Passed; ayes 45, nays none	958
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
443 By Dodds and Duffy. Relating to foreign acknowledgments; providing that an instrument affecting real estate in this state has been acknowledged in a foreign state or country shall be deemed good and valid in Iowa.	
Received, referred	857
Sifting recommends calendar ...	1027
Passed; ayes 30, nays none	1076
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
444 By Robinson. Relating to legalizing the proceedings of the board of directors of Guthrie Center Community School District in the counties of	

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Guthrie and Audubon for the issuance of school building bonds and the levy of taxes for the payment of bonds.	
Received, passed on file	566
Referred	575
Proof of publication certified	843
Passed; ayes 41, nays none	956
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
446 By Paul, Reppert, Pierce, Eveland, Allen and Loss. Relating to reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.	
Received, passed on file	716
Amendments filed	908, 980, 1173, 1174
Sifting recommends calendar	1126
Amendment withdrawn	1179
Amendment adopted	1179, 1180, 1181
Passed; ayes 39, nays 11	1181
Reported enrolled	1253
Signed by President	1253
Became law without Governor's signature.	
448 By Conservation. Drainage and Flood Control. Relating to the lien the state acquires upon removal of obstructions from state owned lands or waters, and to enact a substitute therefor; making unlawful the encroachment of state owned lands or waters and providing remedies for violations.	
Received, passed on file	567
Referred	575
Recommended passage	611
449 By Brown. Relating to legalizing the proceedings for the organization and establishment of the Emmetsburg Community School District in Palo Alto county.	
Received, passed on file	567
Referred	575
Sifting recommends calendar	1027
Proof of publication certified	1055
Passed; ayes 35, nays none	1073
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
450 By Brown. Relating to legalizing the proceedings of the board of directors of the Emmetsburg Community School District in Palo Alto county; authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.	
Received, passed on file	567
Referred	575
Recommended passage	768
Proof of publication certified	843
Committee report adopted	845
Passed; ayes 39, nays none	846
Reported enrolled	889
Signed by President	889
Signed by Governor.	
451 By Compensation of Public Officers and Employees. Relat-	

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ing to salaries of judges, clerks and bailiffs of municipal courts.	
Received, passed on file	763
Referred	765
Sifting recommends calendar	1007
Passed; ayes 43, nays none	1113
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
452 By Conservation. Drainage and Flood Control. Relating to the powers and duties of subdistricts of soil conservation districts.	
Received, passed on file	567
Substituted for S. F. 424	1002
Point of order raised	1124
Passed; ayes 41, nays 2	1125
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
453 By Consolidation and Coordination of State Government. Relating to authorizing the governor to prepare plans for the reorganization of the executive branch of the government of the state which shall become law unless disapproved by both houses of the general assembly within 60 days of being submitted thereto by the governor, and to appropriate \$100,000 therefor.	
Received, referred	1077
455 By Cities and Towns. Relating to the provision that the civil service veterans' preference shall not apply to promotions.	
Received, passed on file	763
Referred	765
Sifting recommends calendar	1126
Amendment filed	1150
Passed; ayes 38, nays none	1235
Reported enrolled	1316
Signed by President	1316
Signed by Governor.	
460 By Mueller. Relating to changing the date of the annual meeting of school boards and their treasurer, and changing the date for publication of school financial statements.	
Received, referred	900
463 By Roads and Highways. Relating to the duties of the state highway commission; requiring the commission to prepare, adopt and publish a long-range program for the primary road system.	
Received, referred	789
Sifting recommends calendar	868
Passed; ayes 46, nays none	922
Reported enrolled	1133
Signed by President	1133
Signed by Governor.	
466 By Johannes. Relating to water navigation and the regulation of speed limits of boats.	
Received, referred	976
473 By Motor Vehicles, Commerce and Trade. Relating to	

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motor vehicle registration receipts; providing an additional copy for the state department of public safety.	
Received, referred	857
Passed; ayes 42, nays none	1002
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
476 By Hoth. Relating to legalizing the proceedings for the organization and establishment of the boundaries of the Allamakee Community School District in the counties of Allamakee and Winneshiek.	
Received, passed on file	841
Passed; ayes 40, nays none	954
Proof of publication certified	977
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
477 By Hoth. Relating to legalizing the proceedings for the organization and establishment of the boundaries of the Eastern Allamakee Community School District in Allamakee county.	
Received, passed on file	841
Passed; ayes 40, nays none	954
Proof of publication certified	977
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
478 By Swisher and Dietz. Relating to paroles; granting the board of parole authority to discharge its parolees after a satisfactory period under parole.	
Received, passed on file	630
Referred	672
Passed; ayes 45, nays none	959
Reported enrolled	1133
Signed by President	1133
Signed by Governor.	
479 By Swisher and Dietz. Relating to restoration of citizenship to persons discharged from parole.	
Received, passed on file	668
Referred	672
Passed; ayes 45, nays none	960
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
480 By Swisher and Dietz. Relating to treatment of inmates of the Iowa state penitentiary and the men's or women's reformatory; permitting the board of parole to send parolee to the State University of Iowa Hospitals for treatment.	
Received, passed on file	763
Referred	765
Sifting recommends calendar	1027
Passed; ayes 47, nays none	1126
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
487 By Johns. Relating to raising limit that may be expended for highway patrol cars.	
Received, referred	1005
Sifting recommends calendar	1171

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Stricken from calendar	1354
Motion to withdraw from sifting	1372
Motion to reconsider vote	1376
Rules suspended	1376
Withdrawn from sifting	1376
Amendment adopted	1377
Passed; ayes 47, nays none	1377
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
492 By Dietz. Relating to special mobile equipment; including in definition equipment used on construction or contractual work.	
Received, referred	946
Sifting recommends calendar	1171
Stricken from calendar	1231
Rules suspended	1356
Withdrawn from sifting, placed on calendar	1357
Stricken from calendar	1363
493 By Freed. Relating to credit unions of state, county, city and town government employees.	
Received, referred	1308
Rules suspended	1356
Withdrawn from sifting, placed on calendar	1357
Stricken from calendar	1369
494 By Sersland. Relating to legalizing the proceedings for organization of the South Winneshiek Community School District in Winneshiek County.	
Received, passed on file	841
Sifting recommends calendar	1027
Proof of publication certified	1055
Passed; ayes 37, nays none	1069
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
498 By Appropriations. Relating to an appropriation from the general fund of the state for capital improvements for institutions under the board of control, and for the joint control of the expenditures thereof by the board of control and the budget and financial control committee.	
Received, passed on file	550
Referred	575
Recommended passage	583
Committee report adopted	595
Passed; ayes 49, nays none	596
Reported enrolled	669
Signed by President	669
Signed by Governor.	
503 By Board of Control. Relating to authorization for the board of control to secure and pay consultants.	
Received, referred	946
Sifting recommends calendar	1027
Passed; ayes 37, nays none	1097
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
504 By Schools, Libraries, State Educational Institutions. Relating to reimbursement of school districts for transportation costs of children of government employees who live	

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on government land in a school district and attend school outside that district.		Received, passed on file	655
Received, referred	841	Referred	672
505 By Board of Control. Relating to employment of executive officers of the institutions under the board of control, making the provisions of living accommodations optional instead of compulsory, and permitting the board to pay additional cash in lieu of providing living accommodations.		517 By Social Security. Relating to the appropriation of moneys credited to the account of the state in the unemployment trust fund pursuant to section 903 of the Social Security Act, otherwise known as the Reed Bill.	
Received, referred	1222	Received, passed on file	655
509 By Printing. Relating to the sale and distribution of state publications; requiring state departments to charge for departmental publications only if the cost per publication is 50 cents or more.		Referred	672
Received, referred	1308	Recommended amendment, passage	1134
Rules suspended	1356	Committee report adopted	1157
Withdrawn from sifting, placed on calendar	1357	Amendment adopted	1157
Passed; ayes 40, nays 5	1363	Passed; ayes 45, nays 1	1157
Reported enrolled	1395	Conference committee appointed	1391
Signed by President	1395	518 By Social Security. Relating to enabling the Iowa employment security commission to use, for administrative purposes, including the acquisition of real estate, moneys credited to the account of the state in the unemployment trust fund pursuant to section 903 of the Social Security Act.	
Signed by Governor.		Received, passed on file	655
511 By Andrews and Reppert. Relating to the salary of the clerk of the grand jury in counties having a population of over 150,000; increasing salary to \$5,400.		Referred	672
Received, referred	857	Sifting recommends calendar	1288
Amendments adopted	966	Passed; ayes 40, nays none	1347
Passed; ayes 45, nays 1	966	Reported enrolled	1395
Reported enrolled	1150	Signed by President	1395
Signed by President	1150	Signed by Governor.	
Signed by Governor.		519 By Social Security. Relating to enabling the employment security commission to acquire lands and buildings for employment security administrative purposes with funds allocated to the state by the United States.	
514 By Johns, Paul and McArthur. Relating to increased additions to surplus of a co-operative association, providing for payment of deferred patronage dividends of a co-operative association upon the death of a member or patron or the dissolution of a member or patron association, and to remove the limitation of the exemption of securities of a co-operative association from Iowa Securities Law.		Received, passed on file	656
Received, referred	789	Referred	672
515 By Cities and Towns. Relating to authority of a municipal corporation to enter into a contract with the federal government regarding certain types of municipal improvement projects.		Sifting recommends calendar	1288
Received, passed on file	506	Passed; ayes 41, nays none	1348
Referred	507	Reported enrolled	1395
Committee report adopted	848	Signed by President	1395
Passed; ayes 41, nays none	849	Signed by Governor.	
Reported enrolled	889	520 By Conner. Relating to authorization for the issuance of a patent to certain real estate, to Lester Kizer and Mildred Kizer, by the governor and secretary of state.	
Signed by President	889	Received, passed on file	668
Signed by Governor.		Referred	672
516 By Flatt. Relating to authorization for the establishment of post exchanges at facilities of the Iowa national guard and air national guard.		Recommended passage	670
		Steering recommends calendar	718
		Committee report adopted	826
		Passed; ayes 35, nays none	826
		Reported enrolled	867
		Signed by President	867
		Signed by Governor.	
		522 By Freed. Relating to permanent sidewalk improvement in cities and towns and special assessments therefor, and providing a method for the payment of said permanent sidewalk improvements.	
		Received, referred	1308
		Rules suspended	1356
		Withdrawn from sifting, placed on calendar	1357
		Passed; ayes 42, nays 3	1365
		Reported enrolled	1395

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Signed by President	1395
Signed by Governor.	
523 By Kimball. Relating to powers and duties of the commission for the blind; giving the commission authority to obtain, equip and operate a training, orientation and rehabilitation center for the blind.	
Received, referred	1085
Sifting recommends calendar	1171
Passed; ayes 37, nays none	1344
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
525 By Private Corporations. Relating to the admission of foreign corporations and fixing the fees therefor.	
Received, referred	1085
Sifting recommends calendar	1288
Passed; ayes 42, nays none	1351
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
529 By Rusk, Christopher, Johnson of Hancock, Hall, Cunningham, Main, Robinson, Currie, Steenhusen, Nielsen, Patton and Mensing. Relating to licensing of private, fraternal, service, golf and country clubs or associations which allow their members to consume alcoholic beverages in excess of 4 percent alcohol by weight that such members or guests bring upon the premises of such club or association.	
Received, referred	1005
Amendments filed	1080, 1151
Motion to withdraw from sifting	1153
Motion tabled	1154
533 By Jarvis and Hagedorn. Relating to licensure and regulation of hospitals; permitting hospitals in smaller cities and towns which offer care and treatment in certain limited fields to lawfully continue in existence.	
Received, referred	857
Passed; ayes 46, nays none	960
Reported enrolled	1133
Signed by President	1133
Signed by Governor.	
538 By Halling. Relating to an exclusion from the imposition of use tax for returned merchandise.	
Received, referred	1204
539 By Tax Revision. Relating to installment payments of income tax; increasing the part-payment privilege to \$50.	
Received, referred	790
Sifting recommends calendar	1126
Rules suspended	1131
Passed; ayes 45, nays 3	1131
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
543 By McNeal and Swisher. Relating to purchase of motor	

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vehicles by the state; enabling the state to purchase motor vehicles for the use of the governor suitable for such use.	
Received, passed on file	763
Referred	765
Sifting recommends calendar	868
Passed; ayes 44, nays none	906
Reported enrolled	977
Signed by President	977
Signed by Governor.	
547 By Maule. Relating to legalizing the proceedings of the board of directors of the Community School District of Whiting in Monona county, authorizing the issuance of school building bonds and for the levy of taxes for the payment of said bonds.	
Received, referred	857
Proof of publication certified	868
Passed; ayes 40, nays none	953
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
548 By Appropriations. Relating to the appropriation of funds to the conservation commission for construction, replacement, repairs, acquisition of land, development, forestry, watershed area improvements, siltation and boundary surveys, and dredging.	
Received, passed on file	506
Referred	507
Recommended passage	528
Committee report adopted	562
Amendments filed	576, 578, 588
Point of order raised	581
Passed, ayes 40, nays 5	595
Reported enrolled	690
Signed by President	690
Signed by Governor.	
553 By Doyle and Maule. Relating to escape of prisoners; including a person who escapes while being transferred to a penitentiary or reformatory so that the punishment will adequately meet the circumstance.	
Received, referred	1086
556 By Johns. Relating to assistance by the state to Tama county in providing a law enforcement officer for the Sac and Fox Indian Reservation in such county and making an appropriation therefor.	
Received, passed on file	601
Referred	611
Referred	623
Recommended passage	1028
Committee report adopted	1056
Passed; ayes 44, nays none	1057
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
571 By Flatt. Relating to expenditures from the municipal enterprises fund to obtain intercity bus service for the inhabitants of the municipal corporation.	

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Received, referred	866	if such facilities remain available to the public.	
Sifting recommends calendar	1288	Received, referred	1267
Amendment adopted	1352	597 By Elections, Political and Judicial Districts. Relating to prohibiting participation in Iowa election by nonresidents of this state.	
Passed; ayes 42, nays none	1352	Received, referred	1005
Reported enrolled	1395	607 By Doyle. Relating to delinquent registration fees on motor vehicles; clarifying the law regarding registration of motor vehicles by a nonresident who becomes a resident.	
Signed by President	1395	Received, referred	1086
Signed by Governor.		609 By McNeal. Relating to legalizing the proceedings of the board of directors of the Eagle Grove Community School District, in the counties of Wright, Humboldt and Webster, authorizing the issuance of school building bonds and for the levy of taxes for payment of said bonds.	
577 By Maggert. Relating to distribution of state publications; requiring the superintendent of printing to send the journals of the general assembly and official register to radio and television stations.		Received, referred	857
Received, referred	1309	Proof of publication certified... 868	
588 By Dietz. Relating to authorizing the sale and conveyance to Iowa-Illinois Gas and Electric Company certain land in Scott county lying below the ordinary high-water mark of the Mississippi River.		Passed; ayes 45, nays none.....	957
Received, passed on file	738	Reported enrolled	1026
Referred	765	Signed by President	1026
Passed; ayes 29, nays none	998	Signed by Governor.	
Reported enrolled	1078	591 By Naden and Pierce. Relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.	
Signed by President	1078	Received, passed on file	1086
Signed by Governor.		Substituted for S. F. 332	1089
591 By Naden and Pierce. Relating to the manner of computation of time in the construction of statutes and rules prescribed pursuant to statutes.		Passed; ayes 49, nays none	1089
Received, passed on file	1086	Reported enrolled	1190
Substituted for S. F. 332	1089	Signed by President	1190
Passed; ayes 49, nays none	1089	Signed by Governor.	
Reported enrolled	1190	592 By Nutt, Mensing and Milroy. Relating to the issuance of land patents; authorizing the governor and secretary of state to issue patents when they are satisfied that the purchase price has been paid.	
Signed by President	1190	Received, referred	857
Signed by Governor.		Passed; ayes 44, nays none	958
592 By Nutt, Mensing and Milroy. Relating to the issuance of land patents; authorizing the governor and secretary of state to issue patents when they are satisfied that the purchase price has been paid.		Reported enrolled	1150
Received, referred	857	Signed by President	1150
Passed; ayes 44, nays none	958	Signed by Governor.	
Reported enrolled	1150	594 By Maule, Rusk, Naughton, Naden, Pierce, Houston, Freed, Darrington, Lucken, Dietz, Fairchild, Swisher, Andrews, Carstensen, Kluever, Kimball, Hoth, Duffy, Mueller and Mensing. Relating to prohibiting litigation between governmental agencies.	
Signed by President	1150	Received, referred	946
Signed by Governor.		Sifting recommends calendar	1126
594 By Maule, Rusk, Naughton, Naden, Pierce, Houston, Freed, Darrington, Lucken, Dietz, Fairchild, Swisher, Andrews, Carstensen, Kluever, Kimball, Hoth, Duffy, Mueller and Mensing. Relating to prohibiting litigation between governmental agencies.		Rules suspended	1129
Received, referred	946	Passed; ayes 47, nays none	1129
Sifting recommends calendar	1126	Reported enrolled	1190
Rules suspended	1129	Signed by President	1190
Passed; ayes 47, nays none	1129	Signed by Governor.	
Reported enrolled	1190	596 By Stringer and Dietz. Relating to private parking lots and buildings; allowing cities or towns to establish an assessment on privately owned parking facilities and contract with the owner thereof to provide that such assessment remain the same for 15 years	
Signed by President	1190	Received, passed on file.....	630
Signed by Governor.		Substituted for S. F. 327.....	741
596 By Stringer and Dietz. Relating to private parking lots and buildings; allowing cities or towns to establish an assessment on privately owned parking facilities and contract with the owner thereof to provide that such assessment remain the same for 15 years		Passed; ayes 46, nays none	741
Received, passed on file.....	630	Reported enrolled	791
Substituted for S. F. 327.....	741	Signed by President.....	791
Passed; ayes 46, nays none	741	Signed by Governor.	
Reported enrolled	791	644 By Den Herder. Relating to legalizing the proceedings for organization of the Boyden	
Signed by President.....	791		
Signed by Governor.			

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Hull Community School District in the counties of Sioux and Lyon.	
Received, referred	388
653 By Fairchild. Relating to legalizing the the proceedings of the board of directors of the Holstein Community School District in the counties of Ida and Cherokee, authorizing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds.	
Received, referred	358
Proof of publication certified	368
Sifting recommends calendar	1027
Passed; ayes 40, nays none	1099
Reported enrolled	1171
Signed by President	1171
Signed by Governor.	
654 By Fairchild. Relating to legalizing the proceedings of the board of directors of the Battle Creek Community School District in the counties of Ida, Crawford and Woodbury, authorizing for the issuance of school building bonds and for the levy of taxes for the payment of said bonds.	
Received, referred	858
Proof of publication certified	868
Passed; ayes 48, nays none	967
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
656 By Roads and Highways. Relating to construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions.	
Received, passed on file	630
Referred	672
Recommended passage	671
Steering recommends calendar	691
Steering recommends calendar	718
Amendments filed	751
Committee report adopted	863
Amendment adopted	864
Passed; ayes 43, nays none	864
Reported enrolled	977
Signed by President	977
Signed by Governor.	
658 By Cities and Towns. Relating to investment of municipal funds; providing for the investment of any portion of funds on hand not currently needed for operating expenses in government bonds and certificates.	
Received, passed on file	763
Referred	765
Sifting recommends calendar	926
Amendment filed	980
Tabled	1063
659 By Appropriations. Relating to an appropriation to members of the election and election privileges committee, namely: Scott Swisher, Clark McNeal, J. N. Milroy, J. Kendall Lynes, Thomas J. Dalley and Duane Dewel.	

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Received, passed on file	521
Referred	526
Recommended passage	631
Committee report adopted	641
Passed; ayes 39, nays 1	641
Reported enrolled	669
Signed by President	669
Signed by Governor.	
660 By Board of Control. Relating to authorizing the board of control to accept and use gifts, grants, devises or bequests of real or personal property.	
Received, referred	858
Sifting recommends calendar	1027
Passed; ayes 40, nays none	1098
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
661 By Board of Control. Relating to the transfer of patients from institutions under the jurisdiction of the director of mental health to the men's reformatory.	
Received, referred	1214
Sifting recommends calendar	1228
Passed; ayes 32, nays 7	1353
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
662 Appropriations. Relating to an appropriation to the state printing board to pay necessary expenses for the Fifty-eighth General Assembly.	
Received, passed on file	521
Referred	526
Recommended passage	718
Committee report adopted	756
Passed; ayes 49, nays none	756
Reported enrolled	812
Signed by President	812
Signed by Governor.	
663 By Roads and Highways. Relating to payments on the contract price of public construction contracts.	
Received, referred	790
Sifting recommends calendar	1288
Passed; ayes 42, nays none	1349
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
666 By Appropriations. Relating to an appropriation to ex-officio members of the advisory investment board of the Iowa public employees' retirement system, namely; Arch W. McFarlane and A. L. Mensing.	
Considered	601
Referred	611
Recommended passage	718
Committee report adopted	756
Passed; ayes 48, nays none	757
Reported enrolled	812
Signed by President	812
Signed by Governor.	
667 By Tax Revision. Relating to lien of tax collection, and action authorized.	
Received, referred	790
Sifting recommends calendar	1288
Passed; ayes 40, nays	1351

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Reported enrolled	1395	Received, passed on file.....	738
Signed by President.....	1395	Referred	765
Signed by Governor.		Sifting recommends calendar.....	1171
669 By Tax Revision. Relating		Passed; ayes 39, nays none.....	1344
to periods of limitations, com-		Reported enrolled	1395
putation of tax, interest, pen-		Signed by President	1395
alties, and other administra-		Signed by Governor.	
tive provisions of the Iowa in-		683 By Ways and Means. Relat-	
come tax law.		ing to an increase of the in-	
Received, referred	858	dividual income tax rates	
670 By Tax Revision. Relating		from 75 percent to 80 percent	
to notice by the state tax com-		of the so-called 100 percent	
mission in tax appeals.		rate.	
Received, passed on file.....	668	Received, referred	790
Referred	672	Amendment filed	1276, 1278
672 By County and Township		685 By Roads and Highways.	
Affairs. Relating to the state		Relating to retention from	
institution fund; permitting		payment on construction con-	
the cost of care for patients		tracts; permitting 5 percent of	
returned to a county from any		contract price, for primary	
of the 4 state mental health		and secondary road construc-	
institutes to be paid from the		tion, remain unpaid until com-	
institution fund.		pletion of such work.	
Received, passed on file.....	764	Received, referred	842
Referred	765	686 By Appropriations. Relat-	
Passed; ayes 44, nays none.....	956	ing to an appropriation from	
Reported enrolled	1150	the general fund for capital	
Signed by President.....	1150	improvements for buildings	
Signed by Governor.		and grounds under the super-	
675 By Elections, Political and		intendent of public buildings	
Judicial Districts. Relating to		and grounds.	
full disclosure of election		Received, passed on file.....	716
campaign expenditures and		Referred	718
the sources of major campaign		Recommended amendment, pas-	
contributions.		sage	889
Received, referred	900	Committee report adopted.....	920
677 By Elections, Political and		Amendments filed	931, 1010
Judicial Districts. Relating to		Amendment withdrawn	1017
correction of certain miscel-		Amendments adopted	1018
aneous defects in the election		Passed; ayes 40, nays none.....	1018
laws of this state and modern-		Reported enrolled	1190
ize election procedure.		Signed by President	1190
Received, referred	858	Signed by Governor.	
678 By Elections, Political and		688 By Roads and Highways.	
Judicial Districts. Relating		Relating to rental of proper-	
to voting machine procedure		ties acquired but not imme-	
and to amend various sections		diately needed for improve-	
of the Code, relating thereto.		ment of public highways.	
Received, referred	888	Received, referred	900
Amendment filed	980	Sifting recommends calendar.....	1126
Sifting recommends calendar.....	1171	Passed; ayes 44, nays none.....	1236
Amendments adopted	1346	Reported enrolled	1316
Passed; ayes 39, nays none.....	1346	Signed by President	1316
Reported enrolled	1395	Signed by Governor.	
Signed by President.....	1395	690 By Social Security. Relating	
Signed by Governor.		to workmen's compensation;	
680 By Judiciary 2. Relating to		increasing the maximum	
legalizing and validating pro-		weekly compensation for	
ceedings taken prior to Janu-		death, for permanent total and	
ary 2, 1959, providing for the		partial disabilities, for tempo-	
organization, reorganization,		rary disabilities and during	
enlargement or change in the		the healing period; provide for	
boundaries of school corpora-		children's dependency benefits,	
tion.		for payment of wages for time	
Received, passed on file.....	669	lost by employees for physical	
Referred	673	examinations; provide for spe-	
Amendment filed	797	cial case settlements; option-	
Amendment adopted	998	al coverage to employers en-	
Passed; ayes 28, nays none.....	999	gaged in agriculture, subroga-	
Reported enrolled	1133	tion rights to the state, to	
Signed by President	1133	liberalize payment for pros-	
Signed by Governor.		thetic devices, and to clarify	
681 By Social Security. Relat-		and redefine "injury", "per-	
ing to tax on employees and		sonal injury", "conclusively	
employers under the Social		presumed dependents", and em-	
Security Act.		ployees" as applied to public	
		employees.	

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Received referred	1077
Sifting recommends calendar	1126
Amendments filed	1191
Amendment adopted	1198
Amendment withdrawn	1198
Passed; ayes 46, nays none	1198
Reported enrolled	1316
Signed by President	1316
Signed by Governor.	
692 By Public Lands and Build- ings. Relating to granting and conveying unto Musca- tine Island Levee District of Muscatine and Louisa Count- ies, a perpetual easement over and across certain lands be- longing to the state in Mus- catine and Louisa Counties ly- ing below the ordinary high- water mark on the Mississippi River.	
Received, referred	888
Passed; ayes 40, nays none	952
Reported enrolled	1026
Signed by President	1026
Signed by Governor.	
694 By Elections, Political and Judicial Districts. Relating to nomination papers for pub- lic office and providing penal- ties for violation thereof.	
Received, referred	900
695 By Departmental Affairs. Relating to competitive bid- ding on supplies and equip- ment purchased by the execu- tive council.	
Received, referred	1086
Sifting recommends calendar	1288
Passed; ayes 42, nays none	1349
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
698 By Judiciary 1. Relating to authorizing municipal courts to issue writs of habeas cor- pus.	
Received, referred	858
Passed; ayes 36, nays none	1069
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
699 By Judiciary 1. Relating to homestead tax credits; insur- ing that the surviving spouse will be entitled to the home- stead credit.	
Received, referred	858
Passed; ayes 38, nays none	1070
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
701 By Board of Control. Relat- ing to mental health termi- nology in the Code.	
Received, referred	1006
Sifting recommends calendar	1171
Passed; ayes 32, nays none	1185
Reported enrolled	1286
Signed by President	1287
Signed by Governor.	
702 By Elections, Political and Judicial Districts. Relating to the terms of county officers and boards of supervisors; providing four year terms for	

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county officers except the county attorney.	
Received, referred	900
Sifting recommends calendar	1007
Amendment adopted	1119
Passed; ayes 41, nays 1	1119
Reported enrolled	1190
Signed by President	1190
Signed by Governor.	
703 By Board of Control. Relat- ing to voluntary mental ill- ness patients and to the creation of a mental illness patient fund.	
Received, referred	1189
Rules suspended	1368
Withdrawn from sifting, placed on calendar	1368
Amendment adopted	1370
Passed; ayes 42, nays none	1370
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
704 By Agriculture 2 and Horti- culture. Relating to estab- lishing grades and contents for lawn and seed mixtures.	
Received, referred	1086
706 By Ways and Means. Relat- ing to an increase of the cor- porate income tax rate from 2 to 3 percent.	
Received, passed on file	842
Referred	843
Amendments filed	1225-1226
Recommended passage	1255
Committee report adopted	1303
Passed; ayes 39, nays 9	1303
Reported enrolled	1381
Signed by President	1382
707 By Agriculture 1. Relating to an Iowa livestock council and for voluntary deductions, on the part of the producer, to be used for the promotion of Iowa livestock products.	
Received, referred	1170
708 By Roads and Highways. Relating to filing of claims against contractors on high- way work; providing for claims on farm-to-market highway systems be filed with the auditor of the state high- way commission.	
Received, referred	1309
Rules suspended	1356
Withdrawn from sifting, placed on calendar	1357
Passed; ayes 48, nays none	1365
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
709 By County and Township Affairs. Relating to assess- ment and valuation of prop- erty for purposes of taxation, the qualifications and duties of assessors and boards of re- view, and assessment appeals; creating the office of assessor in every county and in certain size cities.	
Received, referred	1051
Substituted for S. F. 396	1068
Amendments filed	1105
Amendments adopted. 1120, 1121, 1122	

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Point of order raised	1120	Signed by President	1316
Passed; ayes 44, nays 1.....	1122	Signed by Governor.	
Reported enrolled	1316		
Signed by President	1316		
Signed by Governor.			
710 By Public Health and Pharmacy. Relating to the continued operation of the mental health institutes under war conditions, and authorize their use as emergency general hospitals in time of war.		715 By Appropriations. Relating to an appropriation from the general fund of the state for \$8,000,000 to the department of public instruction for supplemental aid to certain school districts of the state.	
Received, referred	1214	Received, referred	867
Rules suspended	1368	Amendments filed	893, 951
Placed on calendar	1368	Recommended amendment passage	978
Passed; ayes 46, nays none.....	1369	Committee report adopted	1022
Reported enrolled	1395	Amendment adopted	1023
Signed by President	1395	Point of order raised	1023
Signed by Governor.		Passed; ayes 42, nays none	1023
		Recalled from House	1177
		Amendment filed	1194
		Rules suspended	1206
		Vote reconsidered	1206
		Amendments withdrawn	1207
		Passed; ayes 48, nays none	1207
		Reported enrolled	1253
		Signed by President	1253
		Signed by Governor.	
712 By Appropriations. Relating to an appropriation of \$31,000,000 from the general fund of the state to the department of public instruction for general state aid for school districts.		716 By Judiciary 1. Relating to notices by corporations; providing that failure of publication does not invalidate acts of the corporation.	
Received, referred	866	Received, referred	1116
Amendment filed	890-892		
Recommended amendment, passage	978		
Committee report adopted	1018		
Passed; ayes 43, nays none	1020		
Amendment adopted	1020		
Recalled from House	1177		
Amendment filed	1191-1193		
Rules suspended	1199		
Vote reconsidered	1199		
Amendment substituted	1200		
Committee of the whole	1201		
Amendment adopted	1201		
Passed; ayes 45, nays none	1202		
Reported enrolled	1253		
Signed by President	1253		
Signed by Governor.			
713 By Appropriations. Relating to an appropriation from the general fund of the state for \$6,000,000 to the department of public instruction for state aid for transportation.		717 By Appropriations. Relating to an appropriation from the general fund of the state to the department of public instruction for participation in the National Defense Education Act of 1953.	
Received, referred	866	Received, referred	888
Amendments filed ... 892, 1010, 1193		Recommended passage	979
Recommended amendment passage	978	Committee report adopted	1024
Committee report adopted	1020	Passed; ayes 37, nays none	1024
Amendments adopted	1022	Reported enrolled	1171
Passed; ayes 38, nays 1	1022	Signed by President	1171
Recalled from House	1177	Signed by Governor.	
Rules suspended	1205		
Vote reconsidered	1205		
Amendments withdrawn	1205, 1206		
Passed; ayes 45, nays none	1206		
Reported enrolled	1253		
Signed by President	1253		
Signed by Governor.			
714 By Appropriations. Relating to an appropriation from the general fund of the state to the department of public instruction for specified school aid.		718 By Judiciary 1. Relating to charitable trusts and the supervision thereof by the attorney general.	
Received, referred	867	Received, referred	1086
Recommended passage	978	Sifting recommends calendar	1171
Amendment filed	1053	Passed; ayes 40, nays none	1345
Committee report adopted	1232	Reported enrolled	1395
Passed; ayes 43, nays none	1233	Signed by President	1395
Reported enrolled	1316	Signed by Governor.	
		719 By Board of Control. Relating to providing a director of mental health and to specify his duties.	
		Received, referred	1026
		Sifting recommends calendar	1126
		Rules suspended	1131
		Passed; ayes 41, nays none	1163
		Reported enrolled	1215
		Signed by President	1215
		Signed by Governor.	
		720 By Judiciary 1. Relating to legalizing certain corporations; validating corporations up to July 4, 1959.	
		Received, referred	946
		Sifting recommends calendar	1027
		Passed; ayes 34, nays none	1074
		Reported enrolled	1190

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Signed by President.....	1190
Signed by Governor.	
721 By Social Security. Relating to adding a new occupational disease of radiation injuries. Received, referred	1086
Sifting recommends calendar	1126
Passed; ayes 43, nays none.....	1198
Reported enrolled	1253
Signed by President	1253
Signed by Governor.	
722 By Social Security. Relating to old age assistance, permitting recipients to be placed in public nursing homes and to expend a part of the assistance paid him toward defraying the actual expense of his residence. Received, referred	1026
726 By Judiciary 2. Relating to legalizing the transfer of all assets of the Oakview Cemetery Association to the Oakview Cemetery Association, of Welton, Clinton County, and to legalize the incorporation of said cemetery association. Received, referred	976
Proof of publication certified....	978
Sifting recommends calendar.....	1027
Passed; ayes 41, nays none.....	1094
Reported enrolled	1171
Signed by President.....	1171
Signed by Governor.	
728 By Printing. Relating to the sale of the Code of Iowa and certain other publications. Received, referred	1086
729 By Highway Safety. Relating to chauffeurs' licenses; clarifying the law as to whom is required to have such a license. Received, referred	1204
731 By Judiciary 2. Relating to legalizing the proceedings for the organization and establishment of the New Market Community School District, in the Counties of Page and Taylor, and declaring said district a duly and legally organized corporate body as provided by law. Received, referred	1101
Sifting recommends calendar.....	1171
Amendment adopted	1183
Passed; ayes 36, nays none.....	1184
Reported enrolled	1253
Signed by President.....	1253
Signed by Governor.	
733 By County and Township Affairs. Relating to allowing deductions from payrolls of governmental employees. Received, referred	1086
Amendment filed	1195
Rules suspended	1356
Withdrawn from sifting, placed on calendar	1357
Stricken from calendar.....	1369
733 By Military and Veterans Affairs. Relating to merit or service badges or recognition	

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devices for the Iowa national guard. Received, referred	1087
734 By Judiciary 2. Relating to legalizing the procedure of the Cedar County board of supervisors in making payment of legal counsel fees incurred in a court action to determine validity of the election returns from Cass township, Cedar County, pertaining to a special election held on June 2, 1958. Received, referred	1087
Proof of publication certified....	1101
Sifting recommends calendar.....	1171
Passed; ayes 37, nays none.....	1182
Reported enrolled	1253
Signed by President.....	1253
Signed by Governor.	
736 By Roads and Highways. Relating to limitation on expense by the state highway commission for enforcement of laws on registration, size, weight and load of vehicles. Received, referred	1078
Substituted for S. F. 534.....	1091
Passed; ayes 40, nays none.....	1091
Reported enrolled	1190
Signed by President.....	1190
Signed by Governor.	
737 By Agriculture 2 and Horticulture. Relating to ice milk; requiring products labeled ice milk shall contain no fats except milk fats; and prohibiting the manufacturing or selling of any product that is similar to or appears like ice cream which does not comply with the present law. Received, referred	1310
738 By Schools, Libraries, State Educational Institutions. Relating to changing the name of the Iowa State College of Agriculture and Mechanic Arts to Iowa State University of Science and Technology. Received, referred	1214
Amendment filed	1258
Sifting recommends calendar	1288
Motion to withdraw from sifting	1318
Withdrawn from sifting, placed on calendar	1314
Amendment adopted	1315
Passed; ayes 45, nays none	1315
Reported enrolled	1393
Signed by President	1393
Signed by Governor.	
741 By Appropriations. Relating to an appropriation from the general fund of the state for the biennium to the state board of regents for the support, maintenance, equipment, repairs, replacements and alterations of institutions and the support and maintenance of the central office of said board. Received, referred	1149
Recommended amendment, passage	1256

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Committee report adopted	1291
Amendment adopted	1292
Passed; ayes 42, nays none	1292
Insisted	1323
Conference committee appointed	1329
Conference report adopted, committee discharged	1378
Second conference committee appointed	1378
Conference report adopted	1388
Committee discharged	1388
Third conference committee appointed	1388
Third conference report adopted	1391
Amendment adopted	1392
Passed; ayes 40, nays none	1392
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
745 By Appropriations. Relating to an appropriation from the general fund for the biennium beginning July 1, 1959, and ending June 30, 1961, to the board of control for salaries, support, maintenance, repairs, replacements, alterations, or equipment of institutions, under said board of control.	
Received, referred	1149
Amendments filed 1151, 1195, 1196, 1258	
Recommended amendment, passage	1172
Committee report adopted	1268
Amendments adopted	1268, 1270
Amendments withdrawn	1271
Point of order raised	1272
Passed; ayes 41, nays none	1272
Insisted	1325
Conference committee appointed	1329
Conference report adopted	1373
Amendments adopted	1374
Passed; ayes 46, nays none	1374
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
746 By Board of Control. Relating to the acquisition and sale of real estate by the board of control; providing for Senate File 430, Acts of the Fifty-eighth General Assembly, to go into effect immediately after its publication.	
Received, placed on calendar	1124
Rules suspended	1128
Passed; ayes 45, nays none	1128
Reported enrolled	1150
Signed by President	1150
Signed by Governor.	
747 By Appropriations. Relating to an appropriation from the general fund for the biennium beginning July, 1959 and ending June 30, 1961, to the social welfare department for the purpose of aid to blind fund, emergency relief fund and the old-age assistance fund.	
Received, referred	1189
Amendments filed	1196, 1276
Recommended amendment, passage	1256
Committee report adopted	1295
Amendments adopted	1295, 1297
Amendments withdrawn	1297

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Passed; ayes 45, nays 1	1298
Explanation of vote	1298
Insisted	1360
Conference committee appointed	1360
Conference report adopted	1379
Amendment adopted	1380
Passed; ayes 37, nays 8	1380
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
748 By Cities and Towns. Relating to the recreation fund of municipal corporations; permitting tax funds to be expended to improve a natural lake adjacent to a municipal park.	
Received, referred	1204
Sifting recommends calendar	1288
Passed; ayes 41, nays none	1350
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
751 By Appropriations. Relating to an appropriation of funds to the board of control for repair or restoration of a building, and for the restoration and replacement of furniture, fixtures, equipment and other items of inventory damaged or destroyed by fire in the shops building at the training school for boys at Eldora.	
Received, referred	1189
Passed; ayes 47, nays none	1367
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
752 By Appropriations. Relating to an appropriation from the general fund to the department of public instruction \$12,000 for use as a revolving fund for the veterans administration and \$5,000 for the school lunch program, and \$15,000 for mentally retarded children and students who fail to complete their high school education.	
Received, referred	1189
Recommended passage	1224
Committee report adopted	1233
Passed; ayes 44, nays none	1224
Reported enrolled	1316
Signed by President	1316
Signed by Governor.	
753 By Appropriations. Relating to creating the general contingent fund for the biennium beginning July 1, 1959 and ending Jun 30, 1961, and appropriating thereto \$2,000,000 from the general fund of the state, specifying the purposes for which the appropriation may be used, and providing for a report of the dispositions made of the fund.	
Received, referred	1170
Recommended amendment, passage	1257
Committee report adopted	1293
Points or order raised	1293, 1294
Passed; ayes 46, nays none	1294
Reported enrolled	1381
Signed by President	1382
Signed by Governor.	

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755 By Judiciary 2. Relating to authorizing issuance of a patent to certain real estate, to Thomas A. Devlin, by the governor and secretary of state.	
Received, referred	1309
Rules suspended	1354
Passed; ayes 42, nays none	1355
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
757 By Judiciary 2. Relating to legalizing the proceedings for the organization and establishment of the Eddyville Community School District in the Counties of Wapello, Mahaska and Monroe, and declaring said district a duly and legally organized corporate body.	
Received, referred	1309
Proof of publication certified	1317
Rules suspended	1354
Passed; ayes 42, nays none	1355
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
758 By Appropriations. Relating to an appropriation from the Iowa public employees retirement system fund \$207,700 to the employment security commission for the costs of the administration of chapter (97B), Code 1958.	
Received, referred	1190
Recommended passage	1258
Committee report adopted	1298
Passed; ayes 47, nays none	1299
Reported enrolled	1381
Signed by President	1382
Signed by Governor.	
759 By Appropriations. Relating to the agricultural land credit fund, providing for a method of securing such credit, denying the credit to non-residents, and making an appropriation therefor.	
Received, referred	1267
Motion to withdraw from committee	1299
760 By Motor Vehicles, Commerce and Trade. Relating to motor vehicle dealer's license fees; enabling a dealer that lives outside the city limits to obtain a license.	
Received, referred	1309
Rules suspended	1354
Passed; ayes 36, nays 6	1356
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
761 By Dietz. Relating to the state institution fund; making House File 672, Acts of the Fifty-eighth General Assembly, effective immediately by publication.	

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Received, placed on calendar	1214
Passed; ayes 45, nays none	1215
Reported enrolled	1253
Signed by President	1253
Signed by Governor.	
762 By Judiciary 2. Relating to legalizing the proceedings for organization of the Mormon Trail Community School District in the Counties of Decatur, Wayne, Lucas and Clarke.	
Received, referred	1309
Proof of publication certified	1317
Rules suspended	1356
Withdrawn from sitting, placed on calendar	1357
Passed; ayes 45, nays 1	1366
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	
763 By Appropriations. Relating to an appropriation to pay expenses in the election contests of Clarence E. Lohff, contestant vs. Bert K. Fairchild, incumbent; George Good, contestant vs. Jack N. Millroy, incumbent; Cecil V. Lutz, contestant vs. Stanley Watts, incumbent; and T. J. Frey, contestant vs. Gilbert F. Klefstad and Jack Rooney, incumbents.	
Received, referred	1253
Recommended passage	1275
Committee report adopted	1301
Passed; ayes 39, nays 5	1301
Reported enrolled	1381
Signed by President	1382
Signed by Governor.	
764 By Darrington. Relating to amending House File 403, Acts of the Fifty-eighth General Assembly, relating to special permits for the transportation of mobile homes of excess size on the highways of the state.	
Received, placed on calendar	1230
Passed; ayes 43, nays none	1231
Reported enrolled	1316
Signed by President	1316
Signed by Governor.	
766 By Appropriations. Relating to an appropriation from the general fund for the biennium beginning July 1, 1959, and ending June 30, 1961, funds for the department of public safety, for salaries, support, maintenance and miscellaneous purposes, and relating to the peace officers' retirement system for the increased number of highway patrolmen.	
Received, referred	1342
Rules suspended	1371
Passed; ayes 46, nays none	1371
Reported enrolled	1395
Signed by President	1395
Signed by Governor.	

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RELATING TO—

1—Joint convention to arrange for inauguration	23
2—Senate and House members, office staff of Senate Secretary and Chief Clerk, press to be furnished 1953 Codes and Session Laws by Superintendent of Printing	23
3—County auditors to be furnished journals, bills and binders by Superintendent of Printing	23
4—Joint convention; speaker, Meredith Willson, Jan. 13	24, 23
5—Spring recess, Friday, February 27, to Monday, March 9	46
6—Joint convention; Governor's budget message, January 29	91, 95
7—Final date of February 20 fixed for filing of all claims	117, 130
8—Good Friday recess, 12 noon to 3 p.m. March 27	143, 172
9—Joint convention; observance of Lincoln's birthday	172
10—Joint convention; program by Pioneer Lawmakers Association, March 26	190, 201
11—State University of Iowa and Iowa State College schedule annual football game between the two institutions	234, 431
12—Legislative expenses, bills allowed	397, 412
13—Congratulating the citizens of Alaska and Hawaii upon their having attained statehood	550, 580
14—Memorializing Congress to authorize issuance of a memorial stamp for Carrie Chapman Catt	598, 636
15—Petition President and Congress to grant pensions to veterans of World War I	689, 1056
16—Budget and financial control committee directed to employ a legislative fiscal director	720, 818, 842, 878
17—Congratulations to Dr. James Van Alfen, Meredith Willson and Forest Evashevski for outstanding achievements in their fields	812
18—Legislative Research Bureau directed to make a study of legislative rules and procedures	907, 983
19—YMCA Building Committee appointed to investigate suitability of the YMCA building as a rehabilitation center for the blind	983, 1133
20—Secretary of the Senate, Chief Clerk authorized to attend the National Association of Legislative Service Agencies	1003, 1176
21—Legislative Research Bureau to undertake studies within each priority classification according to priorities assigned by the legislative research committee	1004, 1090
22—Senator Lynes and Senator Prentis presented with chairs they occupied during Fifty-eighth General Assembly	1050, 1177
23—Claims rejected by the joint claims committee, action of committee approved	1164, 1176
24—Senate File 330 recalled from Governor	1184
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26—Fifty-eighth General Assembly sine die adjournment 5 p.m. May 1	1222, 1281
27—Requiring state, county and town governments to use central standard time	1253, 1321
28—Fifty-eighth General Assembly sine die adjournment 5 p.m. May 6	1301, 1341, 1391
29—Responsibilities of various officers in closing the Fifty-eighth General Assembly reconvening of an subsequent sessions	1330

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RELATING TO—

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2—Honoring Cyril C. Clifton for many years of service reporting legislative news	1309

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9—Joint convention; sesquicentennial year observance of birth of Lincoln; speaker Marion Anderson; music by Lincoln High School Chorus	789, 911
10—Highways 6 and 69 be memorialized as Blue Star Memorial Highways	1087
11—"Friends of Lincoln" organization to be permitted to erect statue of Lincoln on statehouse grounds	856, 912
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- Green Valley State Park, improvement. 440, Prentis.
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- Railroad, regulations, sufficient personnel for trains. 393, Mincks, McCurdy.
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	619,	658,	659,	871,	970,	973,	1029,	1043,	1106,
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Amendments offered	243,
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Appointed	79
Reports by	889, 950, 1254, 1255

WEBER, GEORGE W.—Senator Twentieth District.

Bills introduced — 52, 84, 118, 119, 275, 366, 369, 397, 398, 460, 464.	
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WOLF, MELVIN H.—Senator Thirty-eighth District.

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Amendments offered	
19, 177, 491, 729, 747, 755, 908, 1007, 1008, 1041, 1042, 1119, 1135	
Asked unanimous consent	458, 739, 761, 1153, 1184, 1210
Committee appointments	7, 83, 96, 773, 1204, 1273, 1329
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